

**Ordinary Council Meeting  
Thursday, 18 May 2023 at 3:30 PM**

**Council Chambers,  
Murwillumbah Civic & Cultural Centre, Tumbulgum Road,  
Murwillumbah**

**Harvard Room,  
Tweed Heads Administration Building, Brett Street,  
Tweed Heads**

**Meeting is being held remotely via LIVESTREAM.**

## **AGENDA**

## Statement of Ethical Obligations

In accordance with clause 3.23 of the Model Code of Meeting Practice, released by the NSW Office of Local Government, Councillors are reminded of their Oath or Affirmation of Office made under section 233A of the Act and their obligations under Council's Code of Conduct to disclose and appropriately manage conflicts of interest

### OATH OR AFFIRMATION OF OFFICE

The Oath or Affirmation is taken by each Councillor whereby they swear or declare to undertake the duties of the office of councillor in the best interests of the people of Tweed and Tweed Shire Council and that they will faithfully and impartially carry out the functions, powers, authorities and discretions vested in them under the Local Government Act 1993 or any other Act to the best of their ability and judgment.

### CONFLICTS OF INTEREST

All Councillors must declare and manage any conflicts of interest they may have in matters being considered at Council meetings in accordance with the Council's Code of Conduct for Councillors. All declarations of conflicts of interest and how the conflict of interest was managed will be recorded in the minutes of the meeting at which the declaration was made.

Councillors attending a meeting by audio-visual link must declare and manage any conflicts of interest they may have in matters being considered at the meeting in accordance with Council's Code of Conduct for Councillors. Where a councillor has declared a pecuniary or significant non-pecuniary conflict of interest in a matter being discussed at the meeting, the councillor's audio-visual link to the meeting will be suspended or terminated for the time during which the matter is being considered or discussed by Council, or at any time during which Council is voting on the matter.

Councillors should ensure that they are familiar with Parts 4 and 5 of the Tweed Shire Council [Code of Conduct for Councillors](#) in relation to their obligations to declare and manage conflicts of interests.

Staff should also be mindful of their obligations under the Tweed Shire Council [Code of Conduct for Council Staff](#) when preparing reports and answering questions during meetings of Council.



- 1 IN ATTENDANCE
  - 2 ABORIGINAL STATEMENT
  - 3 PRAYER
  - 4 APOLOGIES
  - 5 CONFIRMATION OF MINUTES
    - 5.1. Confirmation of Minutes of the Ordinary Council Meetings held Thursday 20 April 2023 and Thursday 4 May 2023
  - 6 DISCLOSURE OF INTERESTS
  - 7 ITEMS TO BE MOVED FROM CONFIDENTIAL TO ORDINARY / ORDINARY TO CONFIDENTIAL
  - 8 SCHEDULE OF OUTSTANDING RESOLUTIONS
    - 8.1. Schedule of Outstanding Resolutions at 4 May 2023
  - 9 MAYORAL MINUTE
    - 9.1. Mayoral Minute for April 2023
  - 10 RECEIPT OF PETITIONS
    - 10.1. Receipt of Petitions as at 8 May 2023
  - 11 ORDERS OF THE DAY
    - 11.1. NOM - Cr Brinsmead - CoastSnap
    - 11.2. NOM - Cr Owen - Waterways Erosion
    - 11.3. NOM - Cr Firth - Reusable Nappy Rebate Scheme
    - 11.4. NOM - Cr Dennis - Safe Crossing to Murwillumbah Railway Station and Increased Bike Stands
    - 11.5. NOM - Cr Owen - Cudgen Creek Masterplan
    - 11.6. NOM - Cr Cherry - Legacy Developments
  - 12 QUESTIONS ON NOTICE
  - 13 ITEMS BY EXCEPTION
  - 14 REPORTS THROUGH THE GENERAL MANAGER
  - 15 REPORTS FROM THE GENERAL MANAGER
  - 16 REPORTS FROM THE DIRECTOR PLANNING AND REGULATION
  - 17 REPORTS FROM THE DIRECTOR SUSTAINABLE COMMUNITIES AND ENVIRONMENT
    - 17.1. Licensing Jack Evans Boat Harbour Events - return visit of Skyline Ferris Wheel
    - 17.2. Richmond Tweed Regional Library Deed of Agreement 2023 - 2027
  - 18 REPORTS FROM THE DIRECTOR ENGINEERING
    - 18.1. Application for Variation of Restriction on Use - 1 Sunfish Lane, Kingscliff (Lot 12 in DP1252999)
    - 18.2. Request for Owner's Consent - Turnock Street Extension
    - 18.3. Request for Owner's Consent - Altona Road and Crescent Street Realignment
    - 18.4. Amendments to Car Parking Controls in Tweed Development Control Plan
    - 18.5. Dam Safety Management System - Internal Review for 2022
    - 18.6. Dulguigan Road Traffic Survey Report – 1st Quarter 2023
  - 19 REPORTS FROM THE DIRECTOR CORPORATE SERVICES
    - 19.1. Corporate Quarterly Performance Report as at 31 March 2023
    - 19.2. Quarterly Budget Review - March 2023
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- 19.3. Monthly Investment Report for Period ending 30 April 2023
- 20 DELEGATES REPORTS
- 21 REPORTS FROM SUB-COMMITTEES/WORKING GROUPS
  - 21.1. Minutes of the Tweed Regional Gallery Advisory Committee Meeting held Wednesday 8 March 2023
- 22 LATE REPORTS
- 23 CONFIDENTIAL ITEMS FOR CONSIDERATION
- 24 MAYORAL MINUTE IN COMMITTEE
- 25 ORDERS OF THE DAY IN COMMITTEE
- 26 REPORTS THROUGH THE GENERAL MANAGER IN COMMITTEE
- 27 REPORTS FROM THE GENERAL MANAGER IN COMMITTEE
- 28 REPORTS FROM THE DIRECTOR PLANNING AND REGULATION IN COMMITTEE
- 29 REPORTS FROM THE DIRECTOR SUSTAINABLE COMMUNITIES AND ENVIRONMENT IN COMMITTEE
  - 29.1. Tweed Holiday Parks - Fees and Charges 2024/2025
- 30 REPORTS FROM THE DIRECTOR ENGINEERING IN COMMITTEE
  - 30.1. Acquisition of land for sewerage purposes, part Lot 9 in DP601161 (25 Tweed Valley Way, South Murwillumbah)
  - 30.2. Acquisition of land for road widening at Tweed Coast Road, Cudgen (part Lot 3 in DP828298 and part Lot 6 in DP727425)
  - 30.3. Floodplain Management Advisory Committee - change of community membership
  - 30.4. Bulk Water Supply Arrangements Tweed Shire Council and City of Gold Coast - Mini-Link
- 31 REPORTS FROM THE DIRECTOR CORPORATE SERVICES IN COMMITTEE
- 32 LATE REPORTS IN COMMITTEE
- 33 CLOSE OF MEETING

**TITLE: Confirmation of Minutes of the Ordinary Council Meetings held Thursday 20 April 2023 and Thursday 4 May 2023**

**Submitted By:** Corporate Governance

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**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Growing – We want to work together to plan for the future so the Tweed grows and evolves in a sustainable way**

**Join with the community to make the Tweed better tomorrow than it is today.**

4.2.2 Councillor and Civic Business – To make informed decisions in the best interest of the community. To deliver citizenship ceremonies. To deliver Councillor induction and Professional Development.

**ROLE:**

LEADER - Council grows strong, transparent and visionary leadership promoting unity to make our Tweed community even better tomorrow than it is today.

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**EXECUTIVE SUMMARY**

Confirmation of Minutes of the Ordinary Council Meetings held Thursday 20 April 2023 and Thursday 4 May 2023

**RECOMMENDATION:**

That Council adopts as true and accurate record of the proceedings of the:

1. Minutes of the Ordinary Council Meeting held Thursday 20 April 2023; and
2. Minutes of the Ordinary Council Meeting held Thursday 4 May 2023.

**ATTACHMENTS**

1. Minutes of the Council Meeting held 20 April 2023
2. Minutes of the Council Meeting held 4 May 2023

**COUNCIL IMPLICATIONS:**

- a. **Legislation/Policy/Existing Strategic Plans**  
Code of Meeting Practice.
- b. **Sustainability:**
  - i. **Financial (Budget/Long Term Financial Plan/Whole of Life Cost):**  
Nil.
  - ii. **Environmental (including climate change):**  
Nil.
  - iii. **Social:**

Nil.

**c. Legal Considerations:**

Not applicable.

**d. Risk Considerations:**

Not applicable.

**e. Engagement/Communication:**

**Inform** - Assisting the community to learn about Council services and programs.

**REPORT:**

As per Executive Summary.

**OPTIONS:**

Nil.

**PREVIOUS COUNCIL RESOLUTIONS:**

Nil.

**Ordinary Council Meeting  
Thursday, 20 April 2023 at 3:30 PM**

**Harvard Room,  
Tweed Heads Administration Building, Brett Street,  
Tweed Heads**

**Meeting is being held remotely via LIVESTREAM.**

## **Unconfirmed Minutes**

### **1 IN ATTENDANCE**

The meeting commenced at 3.30 pm.

Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Reece Byrnes, Cr Rhiannon Brinsmead, Cr Nola Firth and Cr James Owen.

Also present were David Oxenham (Acting General Manager), Stephanie Papadopoulos (Acting Director Corporate Services), Brie Jowett (Acting Director Engineering), Vince Connell (Director Planning and Regulation), Naomi Searle (Director Sustainable Communities and Environment), Stewart Brawley (Acting Director Sustainable Communities and Environment), Mathew Greenwood (Acting Manager Corporate Governance), Shane Davidson (Executive Officer), Taya Williams and Kareen Smith (Business Paper Administrators).

### **2 ABORIGINAL STATEMENT**

Mayor acknowledged the Bundjalung Aboriginal Nation with the following statement:

*"We wish to acknowledge the Ngandowal and Minyungbal speaking people of the Bundjalung country in particular the Goodjinburra, Tul-gi-gin and Moorung - Moobah clans as being the traditional owners and custodians of the land and waters within the Tweed Shire boundaries. We also acknowledge and respect the Tweed Aboriginal community's right to speak for its Country and to care for its traditional Country in accordance with its laws, customs and traditions."*

### **3 PRAYER**

The meeting opened with a Prayer read by Pastor Rob Stuttle from Living Waters Church, Tumbulgum.

#### **1 Timothy 2:1-4 (NKJV)**

*Therefore I exhort first of all that supplications, prayers, intercessions, and giving of thanks be made for all men, <sup>2</sup>for kings and all who are in authority, that we may lead a quiet and peaceable*

*life in all godliness and reverence. <sup>3</sup> For this is good and acceptable in the sight of God our Saviour, <sup>4</sup> who desires all men to be saved and to come to the knowledge of the truth.*

*Dear Lord*

*Today as decisions are being made as to direction of our shire, according to your word, we pray and give thanks for those you have placed in authority to govern our shire. We thank you that the decisions they make, in godly reverence, will cause us to live in peace.*

*May they be led by your Holy Spirit especially in the tough decisions and help them to find the truth of each situation so they can govern well.*

*We ask that your peace will reign over their personal lives and families and thank you for the personal sacrifice they have each given to represent us in Council.*

*We ask this in Jesus name*

*Amen.*

#### **4 APOLOGIES**

Councillor Firth seeks that leave be granted to attend the meeting by audio-visual means due to personal reasons, which necessitates remote attendance.

Councillor Polglase has informed the General Manager that he will absent.

**Cr Reece Byrnes**  
**Cr Rhiannon Brinsmead**

**RESOLVED** that:

1. Councillor Firth's leave be granted to attend the meeting by audio-visual means.
2. Councillor Polglase's apology was accepted and a leave of absence was granted for this meeting.

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

#### **5 CONFIRMATION OF MINUTES**

##### **5.1. Confirmation of Minutes of the Ordinary Council Meetings held Thursday 16 March 2023 and Thursday 6 April 2023**

**Cr Rhiannon Brinsmead**  
**Cr Meredith Dennis (Deputy Mayor)**

**RESOLVED** that Council adopts as true and accurate record of the proceedings of the:

1. Minutes of the Ordinary Council Meeting held Thursday 16 March 2023; and
2. Minutes of the Ordinary Council Meeting held Thursday 6 April 2023.

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

## **6 DISCLOSURE OF INTERESTS**

Nil.

## **7 ITEMS TO BE MOVED FROM CONFIDENTIAL TO ORDINARY / ORDINARY TO CONFIDENTIAL**

Nil.

## **8 SCHEDULE OF OUTSTANDING RESOLUTIONS**

### **8.1. Schedule of Outstanding Resolutions at 20 April 2023**

**Cr Reece Byrnes**

**Cr Meredith Dennis (Deputy Mayor)**

**RESOLVED** that the report on the Schedule of Outstanding Resolutions at 20 April 2023 is received.

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

## **9 MAYORAL MINUTE**

### **9.1. Mayoral Minute for March 2023.**

**Cr Chris Cherry (Mayor)**

**Cr Chris Cherry (Mayor)**

**RESOLVED** that:

1. The Mayoral Minute for March 2023 be received.

2. Attendance of Councillors at the following conferences be determined and authorised:
- 23-26 May Floodplain Management Conference - Sydney :Cr Cherry
  - 31 May - 1 June Local Government Conference Expanding The Possibilities - Sydney : nil.
  - 7-9 September National Tree Symposium - Adelaide : Cr Firth
  
  - In accordance with clause 6.37 of the Councillor Expenses and Facilities Policy, Council has considered factors including the:
    - relevance of the topics and presenters to current council priorities and business and the exercise of the councillors civic duties
    - cost of the conference or seminar in relation to the total remaining budget.
3. Council noted the upcoming retirement of the Acting Director for Sustainable Communities and the Environment and thanked Mr Stewart Brawley for his 33 years of service to Council and the community.

It was noted that Stewart had joined Council in 1990 as a gardener and worked his way up to Acting Director for Sustainable Communities and the Environment.

He has been responsible for the public face of Council in the Parks and Recreation unit for 23 years and was praised for his ability to find solutions to contentious issues and finding a great balance in getting the best outcome for the community while making sure the services provided were fair to all.

His steady guidance and even-handedness in dealing with community issues has been an incredible asset to Council and he will be sorely missed.

Council wished him well in his next adventure and would like to particularly thank Stewart for staying an extra 6 months in his role when Council needed his expertise and experience.

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

**10 RECEIPT OF PETITIONS**

Nil.

**11 ORDERS OF THE DAY**

**11.1. NOM - Cr Byrnes - Traffic calming for Riverside Drive, Tumbulgum**

**Cr Reece Byrnes  
Cr Nola Firth**

**RESOLVED** that a report be brought to Council on traffic calming and speed reduction options for Riverside Drive, Tumbulgum.



The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

**11.2. NOM - Cr Byrnes - Ratepayer money used by Councillors**

This item lapsed as it failed to receive a seconder.

Cr Byrnes moves that a report be brought to Council on costs associated with the Elected Body on a yearly basis. This report should focus on areas such as;

1. Costs associated with Council vehicles used by the Mayor/Councillors.
2. Dinners and beverages by Councillors.
3. Costs incurred for flights to conferences.
4. Costs incurred for accommodation at conferences.

**11.3. NOM - Cr Cherry - Naming of Public Parks**

**Cr Chris Cherry (Mayor)**

**Cr James Owen**

**RESOLVED** that Council conduct a public education campaign regarding the opportunities for the community to nominate women of the Tweed Shire for recognition through naming of public areas after them.

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

**12 QUESTIONS ON NOTICE**

Nil.

**13 ITEMS BY EXCEPTION**

**Cr Reece Byrnes**

**Cr Rhiannon Brinsmead**

**RESOLVED** that Items 17.1 to 21.3, with the exception of Item(s) 18.1, 18.6, 19.1, 19.2, 19.3 be considered in block.

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

**Cr Rhiannon Brinsmead**  
**Cr Meredith Dennis (Deputy Mayor)**

**RESOLVED** that Items 17.1 to 21.3, with the exception of Item(s) 18.1, 18.6, 19.1, 19.2, 19.3 be moved in block.

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

**14 REPORTS THROUGH THE GENERAL MANAGER**

**15 REPORTS FROM THE GENERAL MANAGER**

Nil.

**16 REPORTS FROM THE DIRECTOR PLANNING AND REGULATION**

Nil.

**17 REPORTS FROM THE DIRECTOR SUSTAINABLE COMMUNITIES AND ENVIRONMENT**

Nil.

**17.1. RFO2023003 Murwillumbah Civic Centre- Roof Refurbishment, Height Safety Compliance and Air Handling Unit Upgrades**

**Cr Rhiannon Brinsmead**  
**Cr Meredith Dennis (Deputy Mayor)**

**RESOLVED** that, in respect to Contract RFO2023003 Murwillumbah Civic Centre - Roof Refurbishment, Height Safety Compliance and Air Handling Unit Upgrades:

1. Council declines to accept any of the Offers, and by resolution, in accordance with Clause 178 of the *Local Government (General) Regulation 2021*:
  - a. enters into negotiations with any person (whether or not the person was a tenderer) with a view to entering into a contract in relation to the subject matter of the tender, noting the reasons for doing so. The reasons being:
    - i. The sole complying offer received was above market value and did not present good value to Council.
  - b. grants the General Manager delegated authority to award the contract and approve appropriately deemed variations to the contract and those variations be reported to Council upon finalisation of the Contract.
2. ATTACHMENT 1 is CONFIDENTIAL in accordance with Section 10A(2) of the *Local Government Act 1993*, because it contains:
  - (d) commercial information of a confidential nature that would, if disclosed:
    - (i) prejudice the commercial position of the person who supplied it, or

- (ii) confer a commercial advantage on a competitor of the council, or
- (iii) reveal a trade secret

The Motion was **Carried**

<b>VOTE FOR</b> - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen
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<b>VOTE AGAINST</b> - None
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<b>ABSENT. DID NOT VOTE</b> - Cr Warren Polglase
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**18 REPORTS FROM THE DIRECTOR ENGINEERING**

**18.1. Proposed Road Naming - Kings Forest Precinct 5**

This item was considered in conjunction with Addendum Item 22.2 of the agenda

**18.2. DRAFT Contribution Plan 10 - Cobaki Lakes Public Open Space and Community Facilities (Version 5)**

**Cr Rhiannon Brinsmead  
Cr Meredith Dennis (Deputy Mayor)**

**RESOLVED** that:

1. Council approves the public exhibition of the Draft Contribution Plan CP10 - Cobaki Lakes Public Open Space and Community Facilities (Version 5), as attached to this report, in accordance with Clause 214 of the *Environmental Planning and Assessment Regulation 2021* for a period of not less than 28 days.
2. A further report be presented to Council following the exhibition period outlining any submissions received and any other matters that may arise during the exhibition period.

The Motion was **Carried**

<b>VOTE FOR</b> - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen
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<b>VOTE AGAINST</b> - None
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<b>ABSENT. DID NOT VOTE</b> - Cr Warren Polglase
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**18.3. Section 7.11 Plan No. 23 - Developer Contributions for Offsite Parking Version 3 - Adoption**

**Cr Rhiannon Brinsmead  
Cr Meredith Dennis (Deputy Mayor)**

**RESOLVED** that:

1. Council approves Draft Contribution Plan 23 - Developer Contributions for Offsite Parking Version 3 as exhibited with amendments detailed in this report in accordance with Clause 214(1)(b) of the *Environmental Planning and Assessment Regulation 2021*.
2. Notice of Council's decision in (1) be made on Council's website within 28 days of Council's decision in accordance with Clause 214 (2) & (3) of the *Environmental Planning and*

*Assessment Regulation 2021.*

3. The Development Contributions Plan CP23 – Offsite Parking Version 3 will come into effect from the date specified in the notice in accordance with Clause 214(4) of the *Environmental Planning and Assessment Regulation 2021*.
4. ATTACHMENT 2 is CONFIDENTIAL in accordance with Section 10A(2) of the *Local Government Act 1993*, because it contains:
  - (e) information that would, if disclosed, prejudice the maintenance of law

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

**18.4. Contribution Plan No. 21 - Terranora Village Estate Version 2.0.10 - Repeal**

**Cr Rhiannon Brinsmead  
Cr Meredith Dennis (Deputy Mayor)**

**RESOLVED** that Council:

1. Notes completion of the 14 day period for 'notice of repeal' of Contribution Plan 21 (CP21) - Terranora Village Estate Version 2.0.10, and repeals the contributions plan in accordance with Clause 215 (2) of the *Environmental Planning and Assessment Regulation 2021* effective from the date of publication of notice under subsection (2)(b).
2. Transfers the balance of funds for Community Facilities in CP21 to CP15 Shire Wide Community Facilities.
3. Expends the balance of funds for Open Space in CP21 in further embellishment of the the open space in Henry Lawson Drive, Terranora.

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

**18.5. Private Application for Road Closure and Purchase - Adjoining Lot 1 DP592650 (7272 Tweed Valley Way, Fernvale)**

**Cr Rhiannon Brinsmead  
Cr Meredith Dennis (Deputy Mayor)**

**RESOLVED** that:

1. Council advertises the proposed road closure of a section of Council road reserve adjacent to Lot 1 DP592650, 7272 Tweed Valley Way, Fernvale, for 28 days in accordance with section 38B of the *Roads Act 1993*.

2. Should no reasonable objections be received, Council approves the Council road closure and purchase of road reserve adjacent to Lot 1 DP592650, 7272 Tweed Valley Way, Fernvale.
3. The applicant bears all the survey and legal costs and purchases the subject land as determined in value by a local registered valuer.
4. Easements be created over public authority reticulation services, if any.
5. All necessary documentation in relation to this matter to be executed under the Common Seal of Council.
6. If reasonable objections are received, a report will be brought back for further Council consideration.

The Motion was **Carried**

<b>VOTE FOR</b> - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen
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<b>VOTE AGAINST</b> - None
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<b>ABSENT. DID NOT VOTE</b> - Cr Warren Polglase
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**18.6. Minimising Current and Future Flood Risk in the Tweed Shire  
ALTERNATE MOTION**

**Cr Chris Cherry (Mayor)  
Cr Meredith Dennis (Deputy Mayor)**

**RESOLVED** that this item be deferred to a Councillor workshop to obtain further information from Council officers.

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

**18.7. RFO2022090 Rehabilitation of Gravity Sewerage Reticulation Mains  
Cr Rhiannon Brinsmead  
Cr Meredith Dennis (Deputy Mayor)**

**RESOLVED** that, in respect to Contract RFO2022090 Rehabilitation of Gravity Sewerage Reticulation Mains:

1. Council awards the offer to Veolia Environmental Services (Australia) PTY LTD ABN 20 051 316 584 for the amount of \$1,460,331.27 (exclusive of GST) and \$1,606,364.40 (inclusive of GST).
2. The General Manager be granted delegated authority to approve appropriately deemed variations to the contract and those variations be reported to Council at finalisation of the contract.
3. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of

the *Local Government Act 1993*, because it contains:

- (d) commercial information of a confidential nature that would, if disclosed:
- (i) prejudice the commercial position of the person who supplied it, or
  - (ii) confer a commercial advantage on a competitor of the council, or
  - (iii) reveal a trade secret

The Motion was **Carried**

<b>VOTE FOR</b> - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen
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<b>VOTE AGAINST</b> - None
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<b>ABSENT. DID NOT VOTE</b> - Cr Warren Polglase
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## 19 REPORTS FROM THE DIRECTOR CORPORATE SERVICES

### 19.1. Debrief on 2023 Tweed Shire Australia Day Awards and Citizenship Ceremony and 2024 Australia Day

#### ALTERNATE MOTION

**Cr Chris Cherry (Mayor)**

**Cr Meredith Dennis (Deputy Mayor)**

**RESOLVED** that Council:

1. Holds a combined Australia Day Award ceremony and Citizenship ceremony on the afternoon of 25 January 2024 at the Tweed Heads Auditorium.
2. The Tweed Shire Australia Day Awards Selection Panel (comprising all Councillors) and the current Awardees, consider the 2024 Tweed Shire Australia Day Award nominations for the following categories:
  - Citizen of the Year
  - Arts and Culture
  - Volunteer of the Year (individual)
  - Volunteer of the Year (group)
  - Sporting Achievement (individual)
  - Sporting Achievement (group)
  - Community Event of the Year
  - Young Achiever in Community Service

with the option to make an 'Honourable Mention' to a nominee who deserves recognition for their efforts.
3. Support, from the Australia Day Awards budget, conforming applications for financial assistance from non-profit organisations and community groups for hosting small community Australia Day events for 2024.
4. Acknowledges that the awards and ceremony held in 2023 was funded by an existing budget of \$10,094, in addition to grant funding and the 2024 awards and ceremony will be organised based on the 2023/2024 Australia Day budget allocation.
5. Supports the rollover of funds from the 2022/2023 Australia Day events budget, as well as the 2022/2023 Civic Business - Civic Ceremonies budget.

6. Supports the introduction of absentee voting for awardees that cannot attend the Tweed Shire Australia Day Selection Panel.
7. On the basis that Council nominates its next Tweed Shire Australia Day Ambassador from within the past year's recipients, Council invites (subject to their acceptance), 2023 Arts and Culture awardee, Allira Cornell. If Allira is unavailable, the invitation be extended to the 2023 Citizen of the Year Joan Henderson.
8. Invites the 2023 Citizen of the Year, Joan Henderson to be the 2024 Tweed Shire Australia Day Community Event representative. If Joan is unavailable, the invitation be extended to the co-winners of the 2023 Sporting Achievement - Individual award category.

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

## 19.2. Local Government Elections - Response from Minister ALTERNATE MOTION

**Cr Chris Cherry (Mayor)**  
**Cr Meredith Dennis (Deputy Mayor)**

**RESOLVED** that Council:

1. Writes to the Minister for Local Government Mr Ron Hoenig and the Minister for North Coast Ms Rose Jackson to advise the costs that Council have been quoted for the upcoming 2024 Local Government elections and request a 40% reduction in fees for all flood impacted Councils on the North Coast due to the huge flood recovery costs we are currently facing. Letter to include:
  - a. an estimate of the likely gap in Disaster Recovery Funding Arrangements and the cost to Council of the 2022 flood
  - b. a request for an explanation of State Government's contribution to the costs
2. Writes to the NSW Electoral Commission:
  - a. noting that during the recent State Government elections prepoll occurred for only 6 days and reminding them of their commitment to provide the same level of service to voters at the Local Government elections as at the State elections and asking if the quoted costs would now be reduced due to a more than halving of time required for manning prepoll locations.
  - b. requests a review of the number of polling booths and the removal of polling booths that are within 5km of each other in order to reduce costs.
3. Writes to the Northern Rivers Joint Organisation to join Council in writing to the new Minister for Local Government to request a 40% subsidy for the 2024 Local Government Election costs for all North Coast effected Councils due to the extreme costs being incurred in flood recovery.

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

**19.3. Draft 2022/2026 Delivery Program and 2023/2024 Operational Plan**

This item was considered in conjunction with Addendum Item 22.1 of the agenda

**19.4. Monthly Investment Report for Period ending 31 March 2023**

**Cr Rhiannon Brinsmead**

**Cr Meredith Dennis (Deputy Mayor)**

**RESOLVED** that, in accordance with Section 625 of the *Local Government Act 1993*, the monthly investment report as at 31 March 2023 totalling \$420,634,301 be received.

The Motion was **Carried**

<b>VOTE FOR</b> - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen
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<b>VOTE AGAINST</b> - None
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<b>ABSENT. DID NOT VOTE</b> - Cr Warren Polglase
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**20 DELEGATES REPORTS**

**21 REPORTS FROM SUB-COMMITTEES/WORKING GROUPS**

**21.1. Minutes of the Aboriginal Advisory Committee Meeting held Friday 5 August 2022**

**Cr Rhiannon Brinsmead**

**Cr Meredith Dennis (Deputy Mayor)**

**RESOLVED** that Council receives and notes the Minutes of the Aboriginal Advisory Committee Meeting held Friday 5 August 2022.

The Motion was **Carried**

<b>VOTE FOR</b> - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen
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<b>VOTE AGAINST</b> - None
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<b>ABSENT. DID NOT VOTE</b> - Cr Warren Polglase
--

**21.2. Minutes of the Aboriginal Advisory Committee Meeting held Friday 14 October 2022**

**Cr Rhiannon Brinsmead**

**Cr Meredith Dennis (Deputy Mayor)**

**RESOLVED** that Council receives and notes the Minutes of the Aboriginal Advisory Committee Meeting held Friday 14 October 2022.



The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

### 21.3. Minutes of the Local Traffic Committee Meeting held Thursday 9 March 2023

**Cr Rhiannon Brinsmead**

**Cr Meredith Dennis (Deputy Mayor)**

**RESOLVED** that:

1. The Minutes of the Local Traffic Committee Meeting held 9 March 2023 be received and noted and

2. The Executive Leadership Team's recommendations be adopted as follows:

#### 6.1 Rail Trail, signage

The signage as shown in Plan INF10 Rail Trail Murwillumbah Station line marking and signage, be supported. A designated space be signed in close proximity to the Murwillumbah Rail Trail entry "No Parking, authorised vehicles excepted." A No Stopping zone be installed on the east side of Tweed Valley Way, opposite Crabbes Creek Road, to prevent vehicles stopping on the road shoulder.

#### 6.2 Murwillumbah Street, Murwillumbah - bus zone

The existing No Parking 8am - 9:30am signage on Murwillumbah Street, Murwillumbah east of the marked pedestrian crossing, be modified to include Bus Zone 2:30pm - 4pm on School Days (adjacent to the church). Prior to installation, officers are to communicate the proposed changes to the school and the church.

#### 7.1 Ozone Street, Chinderah

A yellow unbroken (C3) line be installed on the cul-de-sac bulb of Ozone Street, Chinderah.

#### 7.2 Heffron Street, Tweed Heads South

The proposed works on Heffron Street, Tweed Heads South, to upgrade pedestrian facilities are supported subject to:

- Installation of the regulatory pedestrian crossing signage R3-1
- Replacement of the proposed No Standing signs with yellow edgeline (C3)

The proposed installation of No Stopping signs on Heffron Street, west of the proposed marked pedestrian crossing (adjacent to the school), should only be implemented after the Oxley Street parent pick-up area has been constructed in Arkinstall Park.

#### 7.3. Gold Coast Challenger Event - surfing

The proposed Gold Coast Challenger Event (Surfing) in May 2023 be supported, subject to current COVID-19 restrictions at the time of the event:

1. Conformance with a Traffic Management Plan and associated Traffic Control Plans (submitted and approved by Council and Police at least 2 weeks before the event).
2. Adequate public liability insurance being held by the event organiser and a current certificate provided to Council at least two weeks prior to the event.
3. All signage erected for the event to not cause a hazard for motorists or pedestrians and be

removed immediately following the completion of the event.

4. Consultation with emergency services and any identified issues addressed.

5. The submission and approval of a Community Event application/Major Event application and compliance with any conditions imposed therein.

6. The event organiser is to ensure that any proposed roads or pathways used for the event have been assessed and are fit for purpose.

7. Council approves the installation of signage and devices to effect the proposed closure of Coral Street, Tweed Heads.

The Motion was **Carried**

<b>VOTE FOR</b> - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen
--

<b>VOTE AGAINST</b> - None
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<b>ABSENT. DID NOT VOTE</b> - Cr Warren Polglase
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## 22 ADDENDUM REPORTS

**Cr Rhiannon Brinsmead**  
**Cr Nola Firth**

**RESOLVED** that items 22.1 and 22.2, being an Addendum items, be dealt with and it is ruled by the Chair to be of great urgency.

The Motion was **Carried**

<b>VOTE FOR</b> - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen
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<b>VOTE AGAINST</b> - None
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<b>ABSENT. DID NOT VOTE</b> - Cr Warren Polglase
--

### 22.1. ADDENDUM - Draft 2022/2026 Delivery Program and 2023/2024 Operational Plan

**Cr Chris Cherry (Mayor)**  
**Cr James Owen**

**RESOLVED** that Council place the following documents on public exhibition for a minimum period of 28 days in accordance with Sections 404 and 405 of the *Local Government Act 1993*:

- Draft 2022/2026 Delivery Program and 2023/2024 Draft Operational Plan;
- Draft 2023/2033 Resourcing Strategy;
- Draft 2023/2024 Revenue Policy and Statement;
- Draft 2023/2024 Budget; and
- Draft 2023/2024 Fees and Charges.
- Proposed Special Rate Variation 2023/2024 Addendum.

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

### 22.2. ADDENDUM - Proposed Road Naming - Kings Forest Precinct 5

**Cr James Owen**  
**Cr Rhiannon Brinsmead**

**RESOLVED** that Council:

1. Endorses all 26 proposed road names proposed for Kings Forest Precinct 5 that were approved for use by the NSW Geographical Names Board and advertised in the Tweed Link and on Your Say Tweed on 11 January 2023.
2. Requests Council officers to complete the road naming process for Kings Forest Precinct 5 by placing a further road naming advertisement for all 26 road names in the Tweed Link and on Your Say Tweed and publishing a notice of road naming in the NSW Government Gazette.
3. ATTACHMENTS 1, 7-9 and 11 are CONFIDENTIAL in accordance with Section 10A(2) of the *Local Government Act 1993*, because they contain:
  - (e) information that would, if disclosed, prejudice the maintenance of law.

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

## 23 LATE REPORTS

**Cr Chris Cherry (Mayor)**

**Cr James Owen**

**RESOLVED** that Item 23.1.1, being Late, be dealt with and it is ruled by the Chair to be of great urgency.

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

## 22.1. LATE REPORTS FROM THE DIRECTOR CORPORATE SERVICES

### 22.1.1. LATE - RFO2023011 Panel of Providers for Provision of Legal or Probity Services

**Cr James Owen**

**Cr Meredith Dennis (Deputy Mayor)**

**RESOLVED** that, in respect to Contract RFO2023011 Panel of Providers for Provision of Legal Services:

1. Council awards a Schedule of Rates contract to the following bidders for category 1 – Planning and Environmental Law:

<b>Bidder</b>	<b>ABN</b>
Bartier Perry Pty Limited (Bartier Perry Lawyers)	30 124 690 053
R.K Arnold & G Dowd & M.B Dunphy & A	58 041 376 985

MacVean & S.P Morgan & J.S Morvell & K.J Stallard & E Woolley (Hall and Wilcox)	
The Martinez HWL Practice Trust & the East HWL Practice Trust & the Warat HWL Practice Trust & the Marin HWL Practice Trust & Others (HWL Ebsworth Lawyers)	37 246 549 189
Maddocks (Maddocks)	63 478 951 337
J.B Adam & D.R Baird & G Bonura & P.J Crittenden & A.L Johnson & R Lachman & J.H Marsden & S.L Ramsden & T.C Reeve & A.J Seton & W.D Thomas & J.R Thornton & K Wolthers & B Wong & N Youssef (Marsdens Law Group)	59 874 202 316
F.K Allen & G.A Atkins & G.T Connellan & J Cooper & L Gardner & S.C Harris & M.J Huckerby & M.J Lee & P McCarthy & S.G O'Sullivan & E Radley & J.A Sturgeon & S Wallace (Moray and Agnew Lawyers)	35 262 692 173
LTL Pty Limited (Lindsay Taylor Lawyers)	78 607 889 887
Shaw Reynolds Lawyers Pty Ltd (Shaw Reynolds Lawyers)	77 159 046 036
RM Hassall & AS White & Others (Sparke Helmore Lawyers)	78 848 387 938
Wilshire Webb Staunton Beattie (Wilshire Webb Staunton Beattie)	61 849 174 739

**Council awards a Schedule of Rates contract to the following bidders for category 2 – Local Government Law:**

<b>Bidder</b>	<b>ABN</b>
R.K Arnold & G Dowd & M.B Dunphy & A MacVean & S.P Morgan & J.S Morvell & K.J Stallard & E Woolley (Hall and Wilcox)	58 041 376 985
The Martinez HWL Practice Trust & the East HWL Practice Trust & the Warat HWL Practice Trust & the Marin HWL Practice Trust & Others (HWL Ebsworth Lawyers)	37 246 549 189
LTL Pty Limited (Lindsay Taylor Lawyers)	78 607 889 887
Maddocks (Maddocks)	63 478 951 337
J.B Adam & D.R Baird & G Bonura & P.J Crittenden & A.L Johnson & R Lachman & J.H Marsden & S.L Ramsden & T.C Reeve & A.J Seton & W.D Thomas & J.R Thornton & K Wolthers & B Wong & N Youssef (Marsdens Law Group)	59 874 202 316
Kelly, Monica Frances (Prevention Partners NSW)	59 038 820 166

**Council awards a Schedule of Rates contract to the following bidders for category 3 –**

**Property Law:**

<b>Bidder</b>	<b>ABN</b>
R.K Arnold & G Dowd & M.B Dunphy & A MacVean & S.P Morgan & J.S Morvell & K.J Stallard & E Woolley (Hall and Wilcox)	58 041 376 985
The Martinez HWL Practice Trust & the East HWL Practice Trust & the Warat HWL Practice Trust & the Marin HWL Practice Trust & Others (HWL Ebsworth Lawyers)	37 246 549 189
LTL Pty Limited (Lindsay Taylor Lawyers)	78 607 889 887
Maddocks (Maddocks)	63 478 951 337
Shaw Reynolds Lawyers Pty Ltd (Shaw Reynolds Lawyers)	77 159 046 036
RM Hassall & AS White & Others (Sparke Helmore Lawyers)	78 848 387 938

**Council awards a Schedule of Rates contract to the following bidders for category 4 – District and Local Court:**

<b>Bidder</b>	<b>ABN</b>
R.K Arnold & G Dowd & M.B Dunphy & A MacVean & S.P Morgan & J.S Morvell & K.J Stallard & E Woolley (Hall and Wilcox)	58 041 376 985
The Martinez HWL Practice Trust & the East HWL Practice Trust & the Warat HWL Practice Trust & the Marin HWL Practice Trust & Others (HWL Ebsworth Lawyers)	37 246 549 189
Keystone Lawyers Pty Limited (Keystone Lawyers)	16 140 733 660
S.J Latham & B Melville & P.A Muscat & M Pennicott & K.G Petty & C Salam (Minter Ellison)	69 399 090 230

**Council awards a Schedule of Rates contract to the following bidders for category 5 – Contracts & Commercial Law:**

<b>Bidder</b>	<b>ABN</b>
R.K Arnold & G Dowd & M.B Dunphy & A MacVean & S.P Morgan & J.S Morvell & K.J Stallard & E Woolley (Hall and Wilcox)	58 041 376 985
The Martinez HWL Practice Trust & the East HWL Practice Trust & the Warat HWL Practice Trust & the Marin HWL Practice Trust & Others (HWL Ebsworth Lawyers)	37 246 549 189
LTL Pty Limited (Lindsay Taylor Lawyers)	78 607 889 887
Maddocks (Maddocks)	63 478 951 337
S.G O'Sullivan & E Radley & J.A Sturgeon & S Wallace	35 262 692 173

(Moray and Agnew Lawyers) RM Hassall & AS White & Others (Sparke Helmore Lawyers)	78 848 387 938
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**Council awards a Schedule of Rates contract to the following bidders for category 6 – Construction Law:**

<b>Bidder</b>	<b>ABN</b>
Bartier Perry Pty Limited (Bartier Perry Lawyers)	30 124 690 053
R.K Arnold & G Dowd & M.B Dunphy & A MacVean & S.P Morgan & J.S Morvell & K.J Stallard & E Woolley (Hall and Wilcox)	58 041 376 985
The Martinez HWL Practice Trust & the East HWL Practice Trust & the Warat HWL Practice Trust & the Marin HWL Practice Trust & Others (HWL Ebsworth Lawyers)	37 246 549 189
Maddocks (Maddocks)	63 478 951 337
F.K Allen & G.A Atkins & G.T Connellan & J Cooper & L Gardner & S.C Harris & M.J Huckerby & M.J Lee & P McCarthy & S.G O'Sullivan & E Radley & J.A Sturgeon & S Wallace (Moray and Agnew Lawyers)	35 262 692 173
RM Hassall & AS White & Others (Sparke Helmore Lawyers)	78 848 387 938

**Council awards a Schedule of Rates contract to the following bidders for category 7 – Probity Services:**

<b>Bidder</b>	<b>ABN</b>
Bartier Perry Pty Limited (Bartier Perry Lawyers)	30 124 690 053
R.K Arnold & G Dowd & M.B Dunphy & A MacVean & S.P Morgan & J.S Morvell & K.J Stallard & E Woolley (Hall and Wilcox)	58 041 376 985
The Martinez HWL Practice Trust & the East HWL Practice Trust & the Warat HWL Practice Trust & the Marin HWL Practice Trust & Others (HWL Ebsworth Lawyers)	37 246 549 189
LTL Pty Limited (Lindsay Taylor Lawyers)	78 607 889 887
Maddocks (Maddocks)	63 478 951 337
J.B Adam & D.R Baird & G Bonura & P.J Crittenden & A.L Johnson & R Lachman & J.H Marsden & S.L Ramsden & T.C Reeve & A.J Seton & W.D Thomas & J.R Thornton & K Wolthers & B Wong & N Youssef (Marsdens Law Group)	59 874 202 316
Kelly, Monica Frances (Prevention Partners NSW)	59 038 820 166
RM Hassall & AS White & Others	78 848 387 938

(Sparke Helmore Lawyers)

**Council awards a Schedule of Rates contract to the following bidders for category 8 – Conveyancing Services:**

<b>Bidder</b>	<b>ABN</b>
Raffiarna Pty Ltd (Crystal Conveyancing)	81 616 357 549
R.K Arnold & G Dowd & M.B Dunphy & A MacVean & S.P Morgan & J.S Morvell & K.J Stallard & E Woolley (Hall and Wilcox)	58 041 376 985
The Martinez HWL Practice Trust & the East HWL Practice Trust & the Warat HWL Practice Trust & the Marin HWL Practice Trust & Others (HWL Ebsworth Lawyers)	37 246 549 189
Maddocks (Maddocks)	63 478 951 337
The Trustee for NP Conveyancing Trust (NP Conveyancing)	72 652 917 766
Shaw Reynolds Lawyers Pty Ltd (Shaw Reynolds Lawyers)	77 159 046 036

2. The General Manager be granted delegated authority to approve appropriately deemed variations to the contract and those variations be reported to Council at finalisation of the contract.

3. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the *Local Government Act 1993*, because it contains:

- (d) commercial information of a confidential nature that would, if disclosed:
  - (i) prejudice the commercial position of the person who supplied it, or
  - (ii) confer a commercial advantage on a competitor of the council, or
  - (iii) reveal a trade secret

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

**24 CONFIDENTIAL ITEMS FOR CONSIDERATION  
CONFIDENTIAL COMMITTEE**

**REPRESENTATIONS FOR ITEMS CONSIDERED IN COMMITTEE  
(Sec 3.40, 13.9 to 13.17 Model Code of Meeting Practice)**

Under Council's Model Code of Meeting Practice, members of the public may make representations before any part of the meeting is closed to the public, as to whether that part of the meeting should be closed. If you wish to make any representations, you are invited to do so now.

**EXCLUSION OF PRESS AND PUBLIC**

**Cr James Owen  
Cr Nola Firth**

**RESOLVED** that Council moves itself into a Confidential Committee in accordance with Section 10A(2) of the *Local Government Act 1993* and that the press and public be excluded from the whole of the Committee Meeting, because, in the opinion of the Committee, publicity of the proceedings of the Committee would be prejudicial to the public interest, by reasons of the confidential nature of the business to be transacted.

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

**25 MAYORAL MINUTE IN COMMITTEE**

Nil.

**26 ORDERS OF THE DAY IN COMMITTEE**

Nil.

**27 REPORTS THROUGH THE GENERAL MANAGER IN COMMITTEE**

Nil.

**28 REPORTS FROM THE GENERAL MANAGER IN COMMITTEE**

Nil.

**29 REPORTS FROM THE DIRECTOR PLANNING AND REGULATION IN COMMITTEE**

Nil.

**30 REPORTS FROM THE DIRECTOR SUSTAINABLE COMMUNITIES AND ENVIRONMENT IN COMMITTEE**

Nil.

**31 REPORTS FROM THE DIRECTOR ENGINEERING IN COMMITTEE**

**31.1. Acquisition of Land for Road, 83 Fraser Drive, Terranora (Part Lot 1 DP798632)  
REASON FOR CONFIDENTIALITY**

***Local Government Act***

*This report is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:*

(d) *commercial information of a confidential nature that would, if disclosed:*

- (i) prejudice the commercial position of the person who supplied it, or*
- (ii) confer a commercial advantage on a competitor of the council, or*
- (iii) reveal a trade secret*

that:



1. Council approves the General Manager negotiating with each interest holder of part 83 Fraser Drive Terranora, Lot 1 DP798632 (property), to endeavour to reach agreement to Council's acquisition of the property.
2. If agreement is reached, Council will acquire the property, provided that such agreement will be subject to a further resolution of Council.
3. If no such agreement is reached within a reasonable period of time:
  - The acquisition of the property be carried out by compulsory process in accordance with Part 1 of Chapter 8 of the *Local Government Act 1993* and the *Land Acquisition (Just Terms Compensation) Act 1991*;
  - Council seeks approval from the Minister for Local Government in accordance with section 187 of the *Local Government Act 1993* to give all necessary Proposed Acquisition Notices (PAN) in accordance with the *Land Acquisition (Just Terms Compensation) Act 1991*;
  - Council takes further steps as is necessary to obtain approval from the Minister, the Governor or any public authority as may be necessary, and take all actions as may be necessary, to give notices and otherwise carry out the acquisitions by means of compulsory acquisition;
  - Following receipt of the Minister's approval, Council serves each PAN and takes each other action necessary to carry out the acquisition;
  - Following receipt of the Governor's approval, Council gives effect to the acquisition by publication of an Acquisition Notice in the NSW Government Gazette and such other publication as may be required by law;
  - Council pays compensation to all interest holders entitled to compensation by virtue of the compulsory acquisition on the terms set out in *the Land Acquisition (Just Terms Compensation) Act 1991*.
4. Council authorises the General Manager to complete and execute all documentation necessary to finalise and bring into force Council's acquisition of the Property, including use of the Common Seal of Council (if necessary) for any applications to the Minister, the Governor, the Register General or any public authority for the compulsory acquisition.
5. Upon acquisition, Council intends to dedicate the acquired land as road.
6. ATTACHMENTS 1 to 7 are CONFIDENTIAL in accordance with Section 10A(2) of the *Local Government Act 1993*, because they contain:
  - (a) personnel matters concerning particular individuals (other than councillors)
  - (d) commercial information of a confidential nature that would, if disclosed:
    - (i) prejudice the commercial position of the person who supplied it, or
    - (ii) confer a commercial advantage on a competitor of the council, or
    - (iii) reveal a trade secret

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - Cr Warren Polglase

### 31.2. Acquisition of Land for Flood Mitigation and Environmental Purposes, at Fraser Drive, Terranora (Lot 227 DP755740)

#### REASON FOR CONFIDENTIALITY

*Local Government Act*

*This report is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:*

- (d) *commercial information of a confidential nature that would, if disclosed:*
- (i) *prejudice the commercial position of the person who supplied it, or*
  - (ii) *confer a commercial advantage on a competitor of the council, or*
  - (iii) *reveal a trade secret*

that:

1. Council approves the General Manager negotiating with each interest holder of Fraser Drive, Terranora, Lot 227 in DP755740, to endeavour to reach agreement to Council's acquisition of the Property;
2. If agreement is reached, Council will acquire the Property, provided that such agreement will be subject to a further resolution of Council.
3. If no such agreement is reached within a reasonable period of time:
  - the acquisition of the Property be carried out by compulsory process in accordance with Part 1 of Chapter 8 of the *Local Government Act 1993* and the *Land Acquisition (Just Terms Compensation) Act 1991*;
  - Council seeks approval from the Minister for Local Government in accordance with section 187 of the *Local Government Act 1993* to give all necessary Proposed Acquisition Notices (PAN) in accordance with the *Land Acquisition (Just Terms Compensation) Act 1991*;
  - Council takes each further steps as is necessary to obtain approval from the Minister, the Governor or any public authority as may be necessary, and take all actions as may be necessary, to give notices and otherwise carry out the acquisitions by means of compulsory acquisition;
  - Following receipt of the Minister's approval, Council serves each PAN and takes each other action necessary to carry out the acquisition;
  - Following receipt of the Governor's approval, Council gives effect to the acquisition by publication of an Acquisition Notice in the NSW Government Gazette and such other publication as may be required by law;
  - Council pays compensation to all interest holders entitled to compensation by virtue of the compulsory acquisition on the terms set out in *the Land Acquisition (Just Terms Compensation) Act 1991*.
4. Council authorises the General Manager to complete and execute all documentation necessary to finalise and bring into force Council's acquisition of the Property, including use of the Common Seal of Council (if necessary) for any applications to the Minister, the Governor, the Register General or any public authority for the compulsory acquisition.
5. Upon acquisition, Council intends to resolve to classify the acquired land as 'operational' land (following a 28-day public submission period) pursuant to section 31 of the *Local Government Act 1993* and a further report will be brought back to Council.
6. ATTACHMENTS 1 - 4 are CONFIDENTIAL in accordance with Section 10A(2) of the *Local Government Act 1993*, because they contain:
  - (d) *commercial information of a confidential nature that would, if disclosed:*
    - (i) *prejudice the commercial position of the person who supplied it, or*
    - (ii) *confer a commercial advantage on a competitor of the council, or*
    - (iii) *reveal a trade secret*

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon

*Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen*

**VOTE AGAINST - None**

**ABSENT. DID NOT VOTE - Cr Warren Polglase**

**32 REPORTS FROM THE DIRECTOR CORPORATE SERVICES IN COMMITTEE**

Nil.

**33 LATE REPORTS IN COMMITTEE**

Nil.

**34 CLOSE OF MEETING**

**Cr Meredith Dennis (Deputy Mayor)**

**Cr Rhiannon Brinsmead**

**RECOMMENDED** the Committee resumes in Open Council

The Motion was **Carried**

**VOTE FOR - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen**

**VOTE AGAINST - None**

**ABSENT. DID NOT VOTE - Cr Warren Polglase**

**Cr Meredith Dennis (Deputy Mayor)**

**Cr Nola Firth**

**RESOLVED** that Council adopts the recommendations of the Confidential Committee.

The Motion was **Carried**

**VOTE FOR - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen**

**VOTE AGAINST - None**

**ABSENT. DID NOT VOTE - Cr Warren Polglase**

There being no further business the meeting closed at 4:52 PM.

Minutes of meeting to be confirmed by Council at the meeting held on 18 May 2023.

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Chair

# Ordinary Council Meeting

Thursday, 4 May 2023 at 3:30 PM

Council Chambers,  
Murwillumbah Civic & Cultural Centre, Tumbulgum Road,  
Murwillumbah

Meeting is being held remotely via **LIVESTREAM**.

## Unconfirmed Minutes

### 1 IN ATTENDANCE

The meeting commenced at 3.44pm.

Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Reece Byrnes, Cr Rhiannon Brinsmead, Cr Nola Firth, Cr James Owen and Cr Warren Polglase.

Also present were Troy Green (General Manager), Warren Van Wyk (Director Corporate Services attended virtually), David Oxenham (Director Engineering), Vince Connell (Director Planning and Regulation attended virtually), Naomi Searle (Director Sustainable Communities and Environment), Stephanie Papadopoulos (Manager Corporate Governance) and Ann Mesic (Business Paper Administrator).

### 2 APOLOGIES

Nil.

### 3 CONFIRMATION OF MINUTES

#### 3.1. Adoption of Recommendations from Planning Committee meeting held Thursday 4 May 2023

**Cr Meredith Dennis (Deputy Mayor)**  
**Cr Rhiannon Brinsmead**

**RESOLVED** that the recommendations of the Ordinary Planning Committee Meeting held Thursday 4 May 2023 be adopted.

#### 8.1 Development Application DA21/0830.02 for an amendment to Development Consent DA21/0830 for a 2 lot subdivision at Lot 30 DP 1092500 No. 6 Sunnycrest Drive, Terranora

This item was considered in conjunction with LATE REPLACEMENT REPORT Item 10.1.1 of the agenda.

## 8.2 Variations to Development Standards

**RECOMMENDED** that Council notes the 1st quarter (1 January 2023 to 31 March 2023) Variations to Development Standards.

### 10.1.1 **LATE REPLACEMENT REPORT Development Application DA21/0830.02 for an amendment to Development Consent DA21/0830 for a 2 lot subdivision at Lot 30 DP 1092500 No. 6 Sunnycrest Drive, Terranora**

Troy Green temporarily left the meeting at 3.35pm due to a Non-Significant, Non-Pecuniary Interest in this item.

The nature of the interest is that Mr Green made enquiries and an offer on the site when it was publicly advertised for sale. Mr Green will manage the Interest by vacating the Chambers for the discussion.

**RECOMMENDED** that:

1. Development Application DA21/0830.02 for an amendment to Development Consent DA21/0830 for a 2 lot subdivision at Lot 30 DP 1092500 No. 6 Sunnycrest Drive, Terranora be approved subject to the consent being amended as per the conditions attached to the report for this item; and
2. Adds a new PSC Condition No. 35 which reads as follows:
  35. Prior to issue of Subdivision Certificate, fourteen (14) compensatory local native plants being seven (7) trees *Cupaniopsis anacardioides* (Tuckeroo) and seven (7) complementary local native plants shall be installed in the location of T35 to T41 (inclusive) as shown on Plan of Trees on Site - Plan No. 21101-4 - Issue D - Sheet 1 of 1 - Prepared by Michel Group Services dated 19 April 2023 (as amended in red by Council), to the satisfaction of Council's General Manager or delegate. All compensatory trees shall be of minimum 25 Litre stock size and of minimum tube stock size for other native plants, installed in accordance with Tweed Shire Council Landscaping Standards Dwg. No. S.D.701 Issue C Tree and Shrub Planting Details – Advanced Tree Planting in Turf.
3. Council approves the variation of Restriction on the Use of Land seventeenthly referred to in DP 1092500 over Lot 30 in DP 1092500 so that it burdens each lot except Lot 30 and 32; and
4. Council executes all necessary documentation in relation to this matter under the Common Seal of Council. In this regard, the revised restriction for the proposed lots is to be finalised prior to the variation of existing restriction seventeenthly referred to in DP 1092500; and
5. A Penalty Infringement Notice (PIN) be issued to the owner of the subject property for breach of Condition 7A of Development Consent DA21/0830 (as amended).

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen, Cr Warren Polglase

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - None

**4 DISCLOSURE OF INTERESTS**

Nil.

**5 ITEMS TO BE MOVED FROM CONFIDENTIAL TO ORDINARY / ORDINARY TO CONFIDENTIAL**

Nil.

**6 MAYORAL MINUTE**

**6.1. LATE Mayoral Minute Emergency Services Contributions**

**Cr Chris Cherry (Mayor)**

**RESOLVED** that:

1. Council writes to:
  - The Honourable Daniel Mookhey MLC, Treasurer
  - The Honourable Jihad Dib MP Minister for Customer Service and Digital Government, Minister for Emergency Services, and Minister for Youth Justice
  - The Honourable Ron Hoenig MP Minister for Local Government
  - cc Federal and State Members for Tweed and Lismore
2. Council requests the Northern Rivers Joint Organisation make a similar request.
3. The Mayor makes representations to all interested Government representatives on this issue.
4. The following background be noted:

*Council has in the last week of April been informed that the NSW Government's Emergency Services Contribution payable by Council for the next financial year will be increased to \$1,476, 236.21. This is a 24.28% increase on previous years charges; combined with a decision by the state government to no longer provide a subsidy for these charges and means that although Council budgeted a 4% increase in the funds remitted to the State on the previous years into the budget, the actual cost will be \$540,000 more than has been budgeted for.*

*In effect this means that paying this cost would take up one third of the proposed special rate increase and leave Council in a situation where it would have to proceed with both the special rate variation to continue providing the community with the same level of service AND introduce service level cuts in order to fund the state government levy.*

*This year (2022-23) Council had budgeted for an Emergency Services Contribution increase of 2.25% as well as a continuation of the assistance provided by the State.*

*For next year we had originally allowed for an increase of 2% in the long term financial plan. This was increased to 4% as a result of the announced rate peg and we also, like most other*

*councils had allowed for the continuation of assistance in the absence of advice to the contrary.*

*Council had received no advice that either the assistance would stop or that the Emergency Services Levy Contributions increase would be in the vicinity of 25%. It is apparent that most other councils are in the same position. Some councils such as Tenterfield will have 119% of their rate peg increase eaten up by the increase to the state government levy.*

*To have councils confronted with this increase in charges when we have already gone to the community with a proposed budget and rate variation means Councils has no opportunity to fund the contributions except to reduce services provided by Council.*

*The Emergency Services Levy is a state government levy imposed on all ratepayers but collected by councils on behalf of the state. This situation needs to change as it is supposed to be independent of Council but has huge impacts on the financial planning and budgeting of councils. This charge should be collected either as a separate bill sent to the ratepayer directly or as a Federal levy added to taxation bills like the Medicare Levy is. This would result in a fair and equitable contribution to the provision of Emergency Services for disasters but keep the collection of these funds as the responsibility of those tasked with its distribution.*

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen, Cr Warren Polglase

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - None

**7 ORDERS OF THE DAY**

Nil.

**8 QUESTIONS ON NOTICE**

Nil.

**9 ITEMS BY EXCEPTION**

Nil.

**10 REPORTS THROUGH THE GENERAL MANAGER**

**11 REPORTS FROM THE GENERAL MANAGER**

Nil.

**12 REPORTS FROM THE DIRECTOR PLANNING AND REGULATION**

**12.1. Calls for Expression of Interest to Conduct Community Markets**

**Cr Warren Polglase**

**Cr Rhiannon Brinsmead**

**RESOLVED** that Council as landowner or Crown Land Manager invites expressions of interest from any person, group or entity who wishes to be considered as a candidate to operate community markets from 2 November 2023 to 1 November 2026 located at:

- Kingscliff (Jack Bayliss Park);
- Kingscliff (Lions Park);
- Kingscliff (Salt Central Park);
- Murwillumbah (Knox Park);
- Pottsville (Philip Street);
- Tweed Heads (Recreation Ground); and
- Tweed Heads (Jack Evans Boat Harbour).

The Motion was **Carried**

**VOTE FOR** - Cr Chris Cherry (Mayor), Cr Meredith Dennis (Deputy Mayor), Cr Rhiannon Brinsmead, Cr Reece Byrnes, Cr Nola Firth, Cr James Owen, Cr Warren Polglase

**VOTE AGAINST** - None

**ABSENT. DID NOT VOTE** - None

**13 REPORTS FROM THE DIRECTOR SUSTAINABLE COMMUNITIES AND ENVIRONMENT**  
Nil.

**14 REPORTS FROM THE DIRECTOR ENGINEERING**  
Nil.

**15 REPORTS FROM THE DIRECTOR CORPORATE SERVICES**  
Nil.

**16 REPORTS FROM SUB-COMMITTEES/WORKING GROUPS**  
Nil.

**17 LATE REPORTS**

**18 CONFIDENTIAL ITEMS FOR CONSIDERATION**

**19 REPORTS THROUGH THE GENERAL MANAGER IN COMMITTEE**

**20 REPORTS FROM THE GENERAL MANAGER IN COMMITTEE**  
Nil.

**21 REPORTS FROM THE DIRECTOR PLANNING AND REGULATION IN COMMITTEE**  
Nil.

**22 REPORTS FROM THE DIRECTOR SUSTAINABLE COMMUNITIES AND ENVIRONMENT IN COMMITTEE**  
Nil.

**23 REPORTS FROM THE DIRECTOR ENGINEERING IN COMMITTEE**  
Nil.



**24      REPORTS FROM THE DIRECTOR CORPORATE SERVICES IN COMMITTEE**  
Nil.

**25      LATE REPORTS IN COMMITTEE**

**26      CLOSE OF MEETING**

There being no further business the meeting closed at 3.59pm.

Minutes of meeting to be confirmed by Council at the meeting held on DATE

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Chair

**TITLE: Schedule of Outstanding Resolutions at 4 May 2023**

**Submitted By:** Corporate Governance

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**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Growing – We want to work together to plan for the future so the Tweed grows and evolves in a sustainable way**

**Join with the community to make the Tweed better tomorrow than it is today.**

4.2.2 Councillor and Civic Business – To make informed decisions in the best interest of the community. To deliver citizenship ceremonies. To deliver Councillor induction and Professional Development.

**ROLE:**

LEADER - Council grows strong, transparent and visionary leadership promoting unity to make our Tweed community even better tomorrow than it is today.

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**EXECUTIVE SUMMARY**

This report details the outstanding resolutions from both Council and Planning Committee meetings for the information of Councillors.

**CODE OF MEETING PRACTICE:**

10.11 No debate is to be allowed on Outstanding Resolutions. Any changes to or debate on Outstanding Resolutions should only be by way of a Notice of Motion or a report to Council.  
*(Adopted by Council 4 August 2004)*

**RECOMMENDATION:**

That the report on the **Schedule of Outstanding Resolutions at 4 May 2023** is received.

**ATTACHMENTS**

1. Council Resolutions to be Reported-2023-05-04-151812

**COUNCIL IMPLICATIONS:**

- a. **Legislation/Policy/Existing Strategic Plans**  
Code of Meeting Practice.
- b. **Sustainability:**
  - i. **Financial (Budget/Long Term Financial Plan/Whole of Life Cost):**  
Not applicable.
  - ii. **Environmental (including climate change):**  
Not applicable.

**iii. Social:**

Not applicable.

**c. Legal Considerations:**

Not applicable.

**d. Risk Considerations:**

Not applicable.

**e. Engagement/Communication:**

**Consult** - Actively seeking the community's views and exchanging information.

**REPORT:**

Nil.

**OPTIONS:**

**PREVIOUS COUNCIL RESOLUTIONS:**

**COUNCIL RESOLUTIONS PLAN**
**PAST COUNCIL RESOLUTIONS REPORTED THROUGH THE BUSINESS PAPER**

Goal	Details	Update
<b>Council Resolutions to be reported through the Business Paper</b>		
<p>→ <b>2020.10.22 18.4 Private Application for Road Closure and Purchase - Bracken Road, Dungay (adjoining Lot 5 DP818088)</b></p>	<p>that:</p> <ol style="list-style-type: none"> <li>1. Council advertises the proposed partial road closure of road reserve adjacent to, and dissecting, Lot 5 in DP818088 known as Bracken Road, Dungay, for 28 days in accordance with section 38B of the Roads Act 1993.</li> <li>2. Should no reasonable objections be received, Council approves the road closure and purchase of sections of road reserve adjacent to, and dissecting Lot 5 in DP818088 known as Bracken Road, Dungay.</li> <li>3. The applicant bears all the survey and legal costs and purchases the subject land as determined in value by a local registered Valuer.</li> <li>4. Easements be created over public authority reticulation services, if any.</li> <li>5. Council authorises the Mayor and the General Manager have the documents executed under the common seal of Council.</li> <li>6. If reasonable objections are received, a report will be brought back for further Council consideration.</li> </ol>	<p>Waiting for applicant to provide plan of consolidation. Applicant has paid purchase price.</p>
<p>→ <b>2020.10.22 18.5 Private Application for Road Closure and Purchase - Smiths Creek Road, Stokers Siding (adjacent to Lot 3 DP611153)</b></p>	<p>that:</p> <ol style="list-style-type: none"> <li>1. Council advertises the proposed road closure of road reserve adjacent to Lot 3 in DP611153, known as Smiths Creek Road, Stokers Siding for 28 days in accordance with section 35B of the Roads Act 1993.</li> <li>2. Should no reasonable objections be received, Council approves the road closure and purchase of the section of road reserve adjacent to Lot 3 in DP611153, known as Smiths Creek Road, Stokers Siding.</li> <li>3. The applicant bears all survey and legal costs arising from this application and purchases the subject land as determined in value by a local registered Valuer.</li> <li>4. Easements be created over public authority reticulation services, if any.</li> <li>5. Council authorises the Mayor and the General Manager have the documents executed under The Common Seal of Council.</li> <li>6. If reasonable objections are received, a report will be brought back for further Council consideration.</li> </ol>	<p>Landowner has paid the invoice for the purchase price of the closed road parcels. Plan of consolidation has been received and reviewed. Council officers have instructed Council's conveyancer to organise the transfer of land on PEXA.</p>

Goal	Details	Update
<p>→ <b>2020.12.10 16.07 Compliance Matter - Site 12 at Lot 105 DP 755701 No. 16 Anne Lane, Chinderah - Tweed Shores - Chinderah Lake Caravan Park</b></p>	<p>that Council:</p> <ol style="list-style-type: none"> <li>1. Receives and notes this report regarding compliance matters associated with the structure at Site 12, at Lot 105 DP 755701, No. 16 Anne Lane, Chinderah, Tweed Shores - Chinderah Lake Caravan Park.</li> <li>2. Informs the owner in writing that the structure is to be amended to meet the definition of a "registerable moveable dwelling" which may require removal of the existing structure and placement of a lawful registerable moveable dwelling; and</li> <li>3. Requests a further report to consider Orders and undertaking legal action if required to remedy the non-compliance if the actions in Recommendation 2 do not result in compliance within 12 months from the date of this Council Report.</li> </ol>	<p>On 8 August 2022 Council wrote tot he owner of Site 12 and advised:</p> <p><i>"As a result of the resolution, by <b>Tuesday 7 February 2023</b> you must modify the structure at site 12 so that it is registerable, and provide proof of its capability to be NSW public road registered. Failure to comply with the resolution by the advised date will likely result in Council pursuing legal action to remedy the non-compliance.</i></p> <p><i>Please note that it is of the opinion of Council officers that the structure at Site 12 would not be able to be registered. As such, the above direction may require removing the existing structure and placing a lawful registerable, moveable dwelling on the site."</i></p>
<p>→ <b>2021.05.20 11.7 [NOM] - Providing Community Spaces and Greening in our Malls</b></p>	<p>that Council</p> <ol style="list-style-type: none"> <li>1. Develops planning controls to provide for enhanced community/open space/biophillic/green areas for major shopping centre development sites, and</li> <li>2. Brings forward a report on the merits of providing substantial set backs to the street frontages for any future redevelopment of the Tweed Heads or South Tweed Malls to provide for green spaces and align with our Cool Towns / biophillic aspirations</li> </ol>	<p>This task was added to the SPUD Work Program, but given other staff resources and Council priorities, the Unit has been unable to commence this project. In its deliberation of the 2022/23 Work Program, the new Council will need to consider whether to advance this project as a priority.</p>
<p>→ <b>2021.06.17 28.2 Potential sale of land or long term lease of airspace; Correction of register of land to classification of "community" land; re-classification of land from "community" to "operational" land by way of Local Environmental Plan amendment and removal of all trusts for</b></p>	<p>That Council:</p> <ol style="list-style-type: none"> <li>1. Approves the update of Council's land register to reflect that Council-owned land at 5 King Street, Murwillumbah (Lot 1 in DP709231) should be classified as "community" land.</li> <li>2. Re-classifies Council-owned land at 5 King Street, Murwillumbah (Lot 1 in DP709231) from "community" to "operational" land by way of a Local Environmental Plan Amendment ensuring that all trusts for a public purpose are removed.</li> <li>3. If Council-owned land at 5 King Street, Murwillumbah (Lot 1 in DP709231) is re-classified from "community" to "operational" land and all trusts for a public purpose are removed, a further report be brought to Council considering the commercial opportunities for sale or long-term lease of the land.</li> </ol>	<p>Waiting for response from Department of Planning.</p>
<p>→ <b>2021.06.17 28.5 Acquisition of Land for Road Widening at 591 Upper Crystal Creek Road, Upper Crystal Creek (Part Lot 3 in DP574619)</b></p>	<p>That:</p> <ol style="list-style-type: none"> <li>1. Council approves the acquisition by agreement of part Lot 3 DP574619 for Council public road, and the compensation payable of the amount as detailed in the report under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 (NSW) for the purposes of the Roads Act 1993 (NSW) and the making of the necessary application to the Minister and/or Governor;</li> <li>2. Part Lot 3 in DP574619 be dedicated as road following gazettal of the acquisition; and</li> <li>3. All necessary documentation be executed under the Common Seal of Council.</li> </ol>	<p>Council's Survey Team to prepare plan. Surveyors not likely to have capacity until end of 2023. Once plan has registered, Council officers will apply for subdivision certificate.</p>

Goal	Details	Update															
<p>→ 2021.07.15 11.2 [NOM] Minimising Current and Future Flood Risk in the Tweed Shire</p>	<p>RESOLVED that Council:</p> <ol style="list-style-type: none"> <li>Notes the potential for major flooding and dangerous flash flooding in the Tweed Shire with these risks expected to become more severe with climate change.</li> <li>Notes the analysis done by the award winning organisation 'Climate Risk' highlighting that many more addresses in the Tweed Shire may become uninsurable in the future, and the implications this may have for the community and Council if homes or whole areas have to be abandoned: <table border="1" data-bbox="589 300 963 430"> <thead> <tr> <th></th> <th>2050</th> <th>2100</th> </tr> </thead> <tbody> <tr> <td>Tweed Heads South</td> <td>21.5%</td> <td>36.9%</td> </tr> <tr> <td>Tweed Heads West</td> <td>25.7%</td> <td>47.9%</td> </tr> <tr> <td>Chinderah</td> <td>25.7%</td> <td>44.3%</td> </tr> <tr> <td>Kingscliff</td> <td>10.3%</td> <td>18.7%</td> </tr> </tbody> </table> <p><a href="https://www.abc.net.au/news/2019-10-23/the-suburbs-facing-rising-insurance-costs-from-climate-risk/11624108?nw=0#suburbsearch">https://www.abc.net.au/news/2019-10-23/the-suburbs-facing-rising-insurance-costs-from-climate-risk/11624108?nw=0#suburbsearch</a></p> </li> <li>Notes that our current planning controls for new greenfield developments require flood planning levels to accommodate the 1% ARI flood with a 10% increased rainfall intensity for climate change and a 500mm freeboard, and consideration of evacuation routes for floods up to the probable maximum flood, but that 0.2% ARI floods (1 in 500 chance) have already been experienced in this Shire and other areas around Australia, so that while our controls aim to protect life, they only protect property to a limited extent, and in fact will make some other areas more flood prone.</li> <li>Notes the intense and long term emotional and financial trauma that floods cause to our community and to Council.</li> <li>Notes the planning consideration for the Hawkesbury/Nepean area that at least requires not only evacuation routes but also analysis of the capacity of the road network to evacuate the community within the time required to escape rising flood waters.</li> <li>Seeks urgent advice from the NSW Minister for Planning, the State Emergency Service, Council's insurers and Council's Flood Plain Committee in regard to whether new developments should still be allowed in Tweed's floodplain considering Tweed is also classified as a high risk area with flash flooding, and if so, how these risks can be better mitigated.</li> <li>Highlights these concerns to the Northern Region Planning Panel for their consideration.</li> <li>Brings back a report to the Floodplain Management Committee and subsequently to Council, on potential options to further mitigate the risks for life and property for existing and new development for the Tweed Shire, including but not limited to, consideration of limiting or restricting new development in the floodplain, undertaking analysis to ensure evacuation can be achieved in a timely manner, increasing the Flood Planning Levels for new developments, requiring the use of flood resilient buildings materials, mezzanines and roof refuges, planned retreat, maximizing pervious surfaces such as sand as fill material, and providing further information on floods greater than the 1% ARI such as the 1 in 200, 1 in 500 and 1 in 2,000 chance floods.</li> <li>Includes in the report advice on at what stage in the future areas of the Tweed may become nonviable due to increased risk and how Council can manage such abandoned infrastructure.</li> </ol>		2050	2100	Tweed Heads South	21.5%	36.9%	Tweed Heads West	25.7%	47.9%	Chinderah	25.7%	44.3%	Kingscliff	10.3%	18.7%	<p>Councillor workshop to be scheduled in August 2023.</p>
	2050	2100															
Tweed Heads South	21.5%	36.9%															
Tweed Heads West	25.7%	47.9%															
Chinderah	25.7%	44.3%															
Kingscliff	10.3%	18.7%															

Goal	Details	Update
<p>→ <b>2021.08.05 12.1 Draft Amendments to Development Control Plan A16 - Preservation of Vegetation</b></p>	<p>that Council:</p> <ol style="list-style-type: none"> <li>1. Places the Draft Tweed Development Control Plan 2008 Section A16 Preservation of Trees or Vegetation on public exhibition in accordance with clause 18 of the Environmental Planning and Assessment Regulation 2000 for a minimum of 30 days, concurrent with the public exhibition of Stage 1 Tweed Coast Environmental Zones (E Zones).</li> <li>2. Receives a further report following consultation summarising public submissions, recommending any further amendment to the draft DCP A16 in response to submissions, and seeking Council's approval of the final draft.</li> </ol>	<p>The draft DCP is currently being finalised for presentation to Council, including updating the format to be consistent with the proposed approach to the review of Tweed DCP 2008. This project has been delayed with staff focusing on the development assessment backlog.</p>
<p>→ <b>2022.02.17 21.14 Minutes of the Floodplain Management Committee Meeting held Wednesday 8 December 2021</b></p>	<p>RESOLVED that:</p> <ol style="list-style-type: none"> <li>1. The Minutes of the Floodplain Management Committee Meeting held 8 December 2021 be received and noted; and</li> <li>2. The Executive Leadership Team's recommendations be adopted as follows: <ol style="list-style-type: none"> <li>1. Murwillumbah CBD Levee Spillway and Rehabilitation That the "Murwillumbah CBD Levee Spillway Modelling" document is reported to Council with a recommendation for it to be placed on public exhibition.</li> <li>2. Mooball Designated Flood Level(s) That the "Mooball Village Flood Risk Assessment" document, and proposed changes to DCP-A3 in line with its recommendations, are reported to Council with a recommendation for it to be placed on public exhibition.</li> <li>5. Wardrop Valley Future Urban Land Release Area That the committee supports in principle the development of a contemporary Growth Management and Housing Strategy, and recommends that Council strongly considers options for alternate land release areas, if needed, to be flood free.</li> </ol> </li> <li>3. That the "Murwillumbah CBD Levee Spillway Modelling" and "Mooball Village Flood Risk Assessment" reports be reported to Council at a future Council meeting for them to be considered for exhibition.</li> <li>4. That Council holds an on-site workshop on the Mooball Village Flood Risk Assessment to understand the implications for flood planning on new and existing residential development in Mooball prior to any public exhibition of this document.</li> </ol>	<p>Onsite workshop Mooball Village Flood Risk Assessment is being scheduled.</p>

Goal	Details	Update
<p>→ 2022.04.21 11.2 [NOM] - Exclusion of Private Native Forestry from the NSW Koala SEPP</p>	<p>RESOLVED that Council:</p> <ol style="list-style-type: none"> <li>1. Writes to the NSW Premier, Minister for Environment and Heritage, Minister for Regional NSW and Minister for Agriculture identifying that: <ol style="list-style-type: none"> <li>a. Council requests that the NSW state government reconsiders the proposed exclusion of private native forestry from the operation of the NSW Koala SEPP 2021. This request is made on the basis of the following: <ol style="list-style-type: none"> <li>i. Recent assessment and mapping of koala habitat completed through a joint project of the University of Queensland, Southern Cross University, University of Sydney, Friends of the Koala and 4 northern rivers councils have identified significant and critical areas of koala habitat that would be able to be logged without assessment, consent or controls under this proposal.</li> <li>ii. In the Tweed, and many other areas of the state, the target tree species and size class for forestry are the same trees most critical to koala habitat conservation.</li> </ol> </li> <li>b. Council further requests that the proposed removal of council's consent role in relation to forestry is also reconsidered. In addition to removing council's role in land use decision making in relation to environmental impacts, this also excludes council from being able to assess broader impacts including noise, threatened species (including koalas) dust, traffic, amenity (particularly in more closely settled areas such as the Tweed) and local infrastructure impacts. It is also noted that this aspect of the proposed changes goes well beyond the management of koalas and affects all forestry operations.</li> <li>c. Council notes that it is working collaboratively and positively with the NSW state government on a range of initiatives, especially through our regional partnerships and projects. The following key issues are identified and recommended for further consideration: <ol style="list-style-type: none"> <li>i. Land acquisition is a key strategy that requires further consideration to respond to the varying regional situations, especially in regard to prioritisation based on land value and parcel size.</li> <li>ii. Management of the impact of the Pacific Motorway on koalas requires further consideration and actions where the current and projected high risk of koala road kill remains unaddressed.</li> <li>iii. The absence of any specific legislative protection for koala habitat in NSW is highly significant and undermines the value of many of the conservation and recovery actions and investments.</li> </ol> </li> <li>d. Requests that Schedule 1 of the NSW Koala SEPP 2021 be amended so that the SEPP applies to the whole of Tweed Shire including land zoned rural. Noting that Council has requested this amendment via several submissions on the SEPP and has yet to receive a response, and that precedence has been set with Sydney and Central Coast Councils.</li> </ol> </li> <li>2. Officers investigate and prepare preliminary concepts and cost estimates and consult with the community on the installation of traffic calming devices along the 3km section of Clothiers Creek Road West of Bogangar with the aim of mitigating the ongoing issue of Koalas being hit by vehicles along this section of road.</li> </ol>	<p>Item 1 - complete</p> <p>Item 2 - Four suitably qualified traffic engineers were invited to submit fee proposals for a traffic assessment of the potential impacts and benefits of installing speed limiting devices on Clothiers Creek Rd between Kauri Avenue and Tanglewood. Three have declined the offer to submit and a response remains outstanding from the fourth company. A meeting of relevant staff has been scheduled to determine a revised approach to this step.</p>



Goal	Details	Update
<p>→ <b>2022.06.16 11.1 [NOM] - River dredging, clearing and maintaining drainage, creeks and cane drains</b></p>	<p>RESOLVED that:</p> <ol style="list-style-type: none"> <li>1. Council approach the Northern Rivers Reconstruction Corporation and the CSIRO and requests that flood modelling be undertaken to show the benefits or otherwise of dredging of rivers, creeks and drains as a flood mitigation option with a focus on: <ul style="list-style-type: none"> <li>• Past and current dredging regimes;</li> <li>• Previous studies;</li> <li>• Benefits;</li> <li>• Indicative costs;</li> <li>• Environmental impacts; and</li> <li>• Approvals pathways.</li> </ul> </li> </ol> <p>with the information received to be presented to Council.</p> <ol style="list-style-type: none"> <li>2. If the organisations listed above decline then a future report be submitted to Council.</li> </ol>	<p>Floodplain Management Committee meeting minutes reported to 6 April 2023 meeting with formal request for CSIRO to conduct dredging assessment utilising councils flood model. At the same meeting Mayoral Minute resolved to request NEMA/CSIRO to undertake flood study similar to Richmond Valley flood study.</p>
<p>→ <b>2022.06.16 18.2 DA21/0812 Proposed Cudgera Creek Agricultural Food Hub - Wastewater ET Entitlements - Extension of Time to obtain Development Application Approval</b></p>	<p>RESOLVED that this item be deferred to a Councillor Workshop for further consideration</p>	<p>Recent Land Environment Court case regarding proposed aged care facility at Seabreeze has been concluded with appeal for the DA dismissed and the appeal for section 68 application was up upheld.</p> <p>This development has potential to consume capacity in Hastings point Wastewater catchment.</p> <p>A report to council can now be provided to determine if any excess capacity can be provided for the food hub.</p>
<p>→ <b>2022.06.16 18.5 Cabarita Beach Car Parking</b></p>	<p>RESOLVED that Council:</p> <ol style="list-style-type: none"> <li>1. Supports the process of reviewing Contribution Plan No. 23, funded by administration funds collected under the plan;</li> <li>2. Requests that the CP23 review includes concept design of a public parking facility on Lot 6 and a cost estimate;</li> <li>3. Actively pursues public pedestrian connection(s) between Lot 6 and Tweed Coast Road and Tweed Coast Road, with the outcomes to be reported back to Council.</li> </ol>	<p>Projects yet to commence due to resource priorities</p>
<p>→ <b>2022.09.01 21.1 Architectural Design Competition Waiver Request – Nos. 3-7 River Terrace, Tweed Heads</b></p>	<p>RECOMMENDED that Council:</p> <ol style="list-style-type: none"> <li>1. Endorses the waiver of an architectural design review process on the Nos. 3-7 River Terrace Tweed Heads site relating to the development of a multi-storey mixed-use development scheme and that written correspondence confirming Council's endorsement of the waiver be forwarded to the NSW Government Architects.</li> <li>2. Delegates the selection of Council's design representative(s) on the architectural design review panel to the General Manager to be undertaken in consultation with the NSW Government Architects.</li> <li>3. Advises the applicant of Council's fees and charges which will be based on a cost recovery basis to be established via an endorsed Design Review Process and Fee Agreement where the rates for design panel members will be in alignment with the State Design Review.</li> <li>4. Considers a further report at the conclusion of the architecture design review panel process to inform Council of the design review panel recommendations and outcomes over both sites.</li> <li>5. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains: <ol style="list-style-type: none"> <li>(d) commercial information of a confidential nature that would, if disclosed: <ol style="list-style-type: none"> <li>(i) prejudice the commercial position of the person who supplied it, or</li> <li>(ii) confer a commercial advantage on a competitor of the council, or</li> <li>(iii) reveal a trade secret</li> </ol> </li> </ol> </li> </ol>	<p>Council staff have assembled a three-member design review panel and have produced a Design Review Panel Framework and Fee Agreement which has been endorsed by both parties (Council and proponent). Following a review of the agreement, Council received formal correspondence from the NSW Governments Architects Office on the 27 March 2023 agreeing to the proposed staged design review process in association with 3-7 River Terrace Tweed Heads. Arrangements are currently being made to facilitate the first design review session in Tweed Heads at the beginning of May 2023.</p>

Goal	Details	Update
<p>→ <b>2022.10.27 11.3 NOM - Cr Firth - Cool Towns Resourcing</b></p>	<p>that:</p> <ol style="list-style-type: none"> <li>1. Funding in the 2023-24 budget be considered for specific funding for integration of the Urban Strategy Tree Planting Program with Council's structure planning, master planning and infrastructure delivery program to maximise opportunity for street planting (Item 4.6.5 in the Open Space Implementation Plan list).</li> <li>2. A report be brought back to Council as to the implementation of the Cool Towns Program within six months.</li> </ol>	<p>Item is currently on hold pending SRV decision.</p>
<p>→ <b>2022.10.27 22.1 Addendum Report - Scenic Landscape Protection Policy</b></p>	<p>that:</p> <ol style="list-style-type: none"> <li>1. Council endorses the exhibition of the draft Scenic Landscape Protection Policy for 28 days, and</li> <li>2. A further report is submitted to Council with a summary of community feedback.</li> </ol>	<p>Report being prepared.</p>

Goal	Details	Update
<p>→ 2022.11.17 17.1 Report on the potential for establishment of a funding mechanism for large scale regenerative landscape management</p>	<p>RESOLVED that Council:</p> <ol style="list-style-type: none"> <li>1. Notes this report on the potential for establishment of a funding mechanism for large scale regenerative landscape management by Council.</li> <li>2. <ol style="list-style-type: none"> <li>a) Notes the recommendations made by the NSW Flood Inquiry Report 2022 that relates to improved floodplain management and the NSW Government's support of these recommendations and monitors any future opportunities to participate in and promote grants and initiatives.</li> <li>b) Continue to leverage existing farm plans developed with local landholders by encouraging submission of grant applications for implementation of these plans; and use future grant and other opportunities to assist landholders develop project plans that would be suitable as potential applications for grant funding opportunities.</li> </ol> </li> <li>3. Promotes existing and future Federal and State Government opportunities for rural landholders to apply for grant funds and other assistance to improve land management practices.</li> <li>4. Continues to support landholders through private land conservation programs.</li> <li>5. Notes the positive response from the Hon Dugald Saunders MP Minister for Agriculture in regard to the Local Land Services similar interest in public - private funding partnerships and offer of further discussions on this matter with the General Manager North Coast Local Land Services and State Director NRM Louise Orr. <ol style="list-style-type: none"> <li>a) Seeks further information and advice from Local Land Services on their time frame for this work and if/ how Tweed Council may be involved to assist in expediting these mechanisms.</li> <li>b) Requests Local Land Services to also include consideration of benevolent donations in their deliberations.</li> <li>c) Highlight the significance of the Tweed as the primary biodiversity hotspot of NSW and the imperative to protect this area.</li> </ol> </li> <li>6. Provide a further report to Council on the outcome of discussions with Local Land Services and the development of projects for forthcoming grant opportunities.</li> </ol>	<p>Points 1 to 4 noted and ongoing.</p> <ol style="list-style-type: none"> <li>5. Discussions with LLS programmed for 2023, not yet complete.</li> <li>6. Report to come after discussions with LLS.</li> </ol>

Goal	Details	Update
<p>→ 2022.11.17 9.2 Late Mayor Minute - Private Native Forest Bills</p>	<p>RESOLVED that Council:</p> <ol style="list-style-type: none"> <li>1. Urgently writes to the Member for Tweed - Geoff Provest, MP, Member for Lismore - Janelle Saffin, MP, Minister for Environment and Heritage - James Griffin, NSW Deputy Premier - Paul O'Toole, NSW Premier - Dominic Perrottet and Minister for Agriculture - Dugald Saunders and advise firstly that Tweed Shire Council do not support the removal of council's consent role in relation to private native forestry but that if the state government intends to pursue the legislative amendments, that an opt in clause for local councils is added.</li> <li>2. Acknowledges that our local state members indicated they were willing to oppose the recent Private Native Forestry Bills and thanks them for that.</li> <li>3. Acknowledges and appreciates that more consultation is now occurring with Council on this issue, and advises Council will take every opportunity to advocate for local planning controls.</li> </ol>	<p>Letter prepared and being sent this week to the new Ministers.</p>
<p>→ 2022.12.15 16.2 Update on Recommended Strategies to Reduce DA Backlog and Processing Times</p>	<p>that Council:</p> <ol style="list-style-type: none"> <li>1. Receives and notes this update on the implementation and effectiveness of previously endorsed DA Backlog Reduction strategies; and</li> <li>2. Writes to the Tweed Chamber of Commerce and Industry Inc. seeking a letter of support for Council to request the NSW State Government for additional direct funding for temporary planning and engineering staff, and to commence the annual indexing of statutory fees and charges for development assessment related services</li> </ol>	<p>Council officers have held follow up discussions with the Department regarding the potential for additional funding for temporary town planner positions, and are waiting a formal response. In the interim, Council has further applied for the Regional Flying Squad assessment of Building Unit DAs, and contracted town planner assistance from the Department's Panels secretariat for a number of regionally significant DAs in the Tweed Shire.</p>

Goal	Details	Update
<p>→ <b>2022.12.15 27.1 Illegal dog ownership in breach of restriction on title at Tanglewood, Pottsville and Casuarina</b></p>	<p>that Council resolves to support:</p> <ol style="list-style-type: none"> <li>1. In respect of the illegal dog ownership at Lot 2 DP 1201210 No. 5 North Hill Court, Tanglewood; Lot 524 DP 1076975 No. 14 Marsupial Drive, Pottsville; Lot 338 DP 1049060 No. 16 Hovea Drive, Pottsville and Lot 84 DP 1186602 No. 8 Lobelia Crescent, Casuarina: Notes that sufficient evidence has been obtained to conclude that there were no longer dogs being kept at No. 14 Marsupial Drive, Pottsville (Koala Beach) and No. 8 Lobelia Crescent, Casuarina, and that the previous complaints can be signed off, and original complainants notified;</li> <li>2. The collection of further evidence by Council officers to support future NSW Supreme Court proceedings in respect to the unauthorised keeping of a dog and cat at No. 5 North Hill Court, Tanglewood, and a dog at No. 16 Hovea Drive, Pottsville.</li> <li>3. That other matters of further investigation identified in this report be advanced by Council officers.</li> <li>4. Both the owners of both premises, No. 5 North Hill Court, Tanglewood and No. 16 Hovea Drive, Pottsville, as well as the complainants be notified of these latest actions.</li> <li>5. A further report be submitted to Council in early 2023 to provide an update on the progress of items 2 and 3 above.</li> </ol>	<p>Points 2, 3 and 4 have been actioned.</p> <p>Council, through its solicitors, have engaged a barrister, to advance action in the NSW Supreme Court. A last opportunity has been provided to the keepers of the animals to remove them from their respective properties.</p>
<p>→ <b>2022.12.15 9.2 LATE Mayoral Minute - NSW Planning Rezoning Pathways Program</b></p>	<p>that Council writes to the Minister for Planning and Homes and the State Members for Tweed and Lismore seeking the urgent deferral of the recently announced Rezoning Pathways Program to enable a period of consultation with NSW Councils and to substantiate the broader benefits of the Program to local councils and communities before it is advanced</p>	<p>In terms of Points 1 and 2, the Department was notified of Council's resolution and the Department sent an email acknowledgement. The officers have not undertaken any further action on the Program.</p> <p>In terms of Point 3, letters were sent to the Local Members, no response has been received to date.</p>

Goal	Details	Update
<p>→ <b>2023.02.02 24.1 Proposed Purchase of Land at Byangum</b></p>	<p>that:</p> <ol style="list-style-type: none"> <li>1. Council approves the General Manager negotiating and entering into a contract to purchase the land detailed in this report up to the amount detailed in this report and attached valuation.</li> <li>2. Should no reasonable objections be received during a 28 day public submission period, the property is to be classified as operational pursuant to section 31 of the Local Government Act 1993 upon completion of the purchase.</li> <li>3. All necessary documentation in relation to this matter be executed under the Common Seal of Council.</li> <li>4. ATTACHMENTS 1 to 6 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because they contain: (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business</li> </ol>	<p>Draft contract of sale received. Currently negotiating contract terms, and will then sign (exchange contracts) and pay deposit.</p>
<p>→ <b>2023.02.16 11.1 NOM - Cr Owen - Entrance to the Tweed Shire</b></p>	<p>RESOLVED that Council writes to Transport for New South Wales, The Minister for Roads and the Member for Tweed to request that TFNSW increases maintenance of the highway corridors and off ramps within Tweed Shire to enhance the entry experience to New South Wales and the Tweed for visitors, with particular emphasis placed on programmed maintenance prior to school holiday periods.</p>	<p>letter resent to new ministers 12/4/2023</p>
<p>→ <b>2023.02.16 11.2 NOM - Cr Owen - Government commitment to take back management of major roads</b></p>	<p>RESOLVED that Council requests:</p> <ol style="list-style-type: none"> <li>1. An urgent update from the NSW Government on the status of the Regional Road Transfer and Road Classification Review and provide a timeframe for the Full Round of the program, noting that the Government's commitment to the process was made back in 2019, and that Tweed Shire's application was not considered in the Interim Report for priority road transfers in 2021.</li> <li>2. A response from Transport for New South Wales on the concerns raised in Councils' nomination submission of August 2020 regarding the details and administration of the regional roads transfer process, so that Council can properly assess the implication of the proposed changes, including: revised definitions of road classifications; maintenance funding arrangements and governance; changes to current block grant arrangements; approvals processes for Council and private works on transferred roads; and commitments to necessary road upgrades to support population and employment growth.</li> </ol>	<p>Letter resent to new ministers 12/4/2023</p>

Goal	Details	Update
<p>→ <b>2023.03.02 PC 8.3 Request to prepare a Planning Proposal for the Kingscliff Locality Plan &amp; Tweed DCP Section B 26 Implementation</b></p>	<p>RECOMMENDED that:</p> <ol style="list-style-type: none"> <li>1. The planning proposal be referred to the Department of Planning and Environment for a Gateway determination;</li> <li>2. Upon receipt of a Gateway determination to proceed, the planning proposal will be refined, where required, in accordance with the Gateway conditions;</li> <li>3. Following public exhibition, a further report be brought back to Council with a review of submissions received; and</li> <li>4. Staff bring back a future report outlining a response to the areas of R2 zoned land identified under Kingscliff Locality Plan for R3 Medium Density Residential that have been deferred pending the finalisation of the Council's current flood modelling and policy review.</li> </ol>	<p>PP sent to Gateway, adequacy assessment was undertaken and approved, and the Department assessment is now underway.</p>
<p>→ <b>2023.03.02 PC 8.4 Planning proposal to prohibit caravan parks in RU2 Rural Landscape zone</b></p>	<p>RECOMMENDED that:</p> <ol style="list-style-type: none"> <li>1. The planning proposal be referred to the Department of Planning and Environment for a Gateway determination;</li> <li>2. Upon receipt of a Gateway determination to proceed, the planning proposal will be refined, where required, in accordance with the Gateway conditions, and</li> <li>3. Following public exhibition, a further report be brought back to Council with a review of submissions received.</li> </ol>	
<p>→ <b>2023.03.16 11.1 NOM - Cr Firth - Rat Management and its Effects on the Environment</b></p>	<p>RESOLVED that:</p> <ol style="list-style-type: none"> <li>1. Council uses its website, media and social networking channels to advise the community of the benefits of using of First-generation Anticoagulant Rodenticides, gives guidance on how to identify it, and also promotes non-poisoning methods of rodent management.</li> <li>2. Alternatives to the use of Second-generation Anticoagulant Rodenticides (SGARs) in the Tweed Shire Council sewer pumps be investigated and a report be brought back to Council on this as soon as possible.</li> </ol>	<p>Council staff are still formulating a communications plan and will soon commence active information postings. The staff have also commenced investigations in preparation for a report to an upcoming Council meeting.</p>
<p>→ <b>2023.03.16 11.3 NOM Cr Dennis - Clothiers Creek Wildlife Crossing Structures</b></p>	<p>RESOLVED that Council brings back a report in 3 months on traffic speed reduction measures viable at this location, with specific consideration and costing of the installation of an average traffic speed check device to be installed at each end of the koala crossing area.</p>	<p>Noted and being actioned.</p>

Goal	Details	Update
<p>→ <b>2023.03.16 18.2 Classification of Land as Operational for Flood Pump Station - Lot 1 in DP 114799 (77 Commercial Road, Murwillumbah).</b></p>	<p>RESOLVED that</p> <ol style="list-style-type: none"> <li>1. The land purchased by Council Lot 1 in DP 114799 (77 Commercial Road, Murwillumbah) be classified as "operational" land under section 31 of the Local Government Act 1993 (NSW).</li> <li>2. Once required flood mitigation works are completed, brings back a further report to Council with regard to options for use of the remaining site area.</li> </ol>	<p>Classification of land is complete. This resolution will remain active in Cascade until item 2 is satisfied, i.e. further report is brought back to Council regarding options for use of remaining site area following flood mitigation works.</p>
<p>→ <b>2023.04.06 15.1 Richmond Tweed Regional Library Deed of Agreement 2023 - 2027</b></p>	<p>RESOLVED that this item be deferred to be considered at a future Council meeting after the service levels considerations are finalised.</p>	<p>Being reported to 18 May 2023 meeting.</p>



Goal	Details	Update
<p>→ 2023.04.06 18.5 Floodplain Management Committee Meeting Minutes held 3 March 2023</p>	<p>RESOLVED that:</p> <ol style="list-style-type: none"> <li>1. The Minutes of the Floodplain Management Committee Meeting held Friday 3 March 2023 be received and noted, and</li> <li>2. The Executive Leadership Team's recommendations be adopted as follows: <ol style="list-style-type: none"> <li>2. Minimising Current and Future Flood Risk in the Tweed Shire</li> </ol> <p>That the draft Council report 'Minimising Current and Future Flood Risk in the Tweed Shire' be submitted to a Council meeting.</p> </li> <li>3. CSIRO Northern Rivers Resilience Initiative</li> </ol> <p>That the Floodplain Management Committee:</p> <ol style="list-style-type: none"> <li>1. Supports the continuation and completion of the Tweed Valley Flood Study Update and Expansion project, which is fully funded and well advanced, to provide a complete hydrologic/hydraulic flood model for the Tweed Valley floodplain.</li> <li>2. Recommends to Council that Council writes the following request to the CSIRO Northern Rivers Resilience Initiative (NRRRI): <ol style="list-style-type: none"> <li>a. That the NRRRI provides a technical peer review of the draft Tweed Valley Flood Study Update and Expansion report, to allay community concerns that it is fit for purpose and provides the best available information on flood risk in the Tweed Valley.</li> <li>b. That the NRRRI utilises the updated Tweed Valley flood model to be provided by Council, to test: <ol style="list-style-type: none"> <li>i. The potential effectiveness of dredging activities as a flood mitigation measure at various reaches of the Tweed River and its tributaries.</li> <li>ii. The effect that the Pacific Motorway has on flood behaviour, including the Barney's Point Bridge approach, on the floodplain for all villages and determine any necessary measures to mitigate adverse impacts.</li> </ol> </li> </ol> </li> </ol>	<p>Letter written to the NEMA/NRRRI 20 April 2023. Response yet to be received.</p>

Goal	Details	Update
<p>→ <b>2023.04.06 23.1 Response from Minister - NSW Planning Rezoning Pathways Program</b></p>	<p>RECOMMENDED that Council:</p> <ol style="list-style-type: none"> <li>1. Await further information on the industry nomination pilot to consider implications of the Rezoning Pathways Program on the established evidence based and community supported approach to strategic planning in the Shire;</li> <li>2. Refrains from participating in the NSW Planning Rezoning Pathways program due to the lack of transparency provided to our community and the inconsistency of the Program with our strategic planning documents;</li> <li>3. Writes to the State Members for Tweed and Lismore requesting their advocacy in abandoning the Rezoning Pathways Program in its current form to allow appropriate transparency and democracy in any future Planning Proposals in the state; and</li> <li>4. ATTACHMENTS are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because they contain: <ul style="list-style-type: none"> <li>(e) information that would, if disclosed, prejudice the maintenance of law</li> </ul> </li> </ol>	<p>Letter being prepared for Minister Scully.</p>
<p>→ <b>2023.04.06 24.1 Park Naming Request - Existing Old Barney's Point Bridge Park to 'Hinton's Corner Park'</b></p>	<p>RECOMMENDED that Council calls for comment regarding the naming of the Old Barney's Point Bridge Park located at Chinderah Bay Drive, Chinderah, to Hinton's Corner Park in accordance with Council's Naming of Council Public Parks and Sportsfields Policy.</p>	<p>Staff actioning.</p>
<p>→ <b>2023.04.06 24.2 Park Naming Request - Naming of 'Bray Park Reserve' and Off Leash Dog Park - to 'Easton Park' or 'Clive Easton Park'</b></p>	<p>RECOMMENDED that Council calls for comment regarding the naming of the existing 'Bray Park Reserve' and Off Leash Dog Park - to 'Easton Park' or 'Clive Easton Park' in accordance with Council's Naming of Council Public Parks and Sportsfields Policy.</p>	<p>Staff actioning.</p>
<p>→ <b>2023.04.06 24.3 Park Naming Request - Viewing Platform and Parkland between the Cabarita Beach Hotel and Beach at Pandanus Parade, Cabarita Beach to 'David Rae Place'</b></p>	<p>RECOMMENDED that Council calls for comment regarding the naming of the viewing platform and parkland between the Cabarita Beach Hotel and Beach at Pandanus Parade, Cabarita Beach to 'David Rae Place' in accordance with Council's Naming of Council Public Parks and Sportsfields Policy.</p>	<p>Staff actioning.</p>

Goal	Details	Update
<p>→ <b>2023.04.06 27.1 Confidential Minutes of the Floodplain Management Committee Meeting held 3 March 2023</b></p>	<p>RECOMMENDED that:</p> <ol style="list-style-type: none"> <li>1. The Confidential Minutes of the Floodplain Management Committee Meeting held Friday 3 March 2023 be received and noted, and</li> <li>2. The Executive Leadership Team's recommendations be adopted as follows:</li> </ol> <p>Identified non-flood prone land for future development</p> <ol style="list-style-type: none"> <li>1. Recommended that Council urgently investigate the topography and levels of the land identified by GHD in its Tweed Shire Urban Release Strategy 2009 to ascertain how much of that 370 hectares, identified as Area 1, is above Probable Maximum Flood and how much of it is above a 500 year flood.</li> <li>2. A similar exercise be carried out on the 214 hectares identified as Area 4.</li> <li>3. The Floodplain Management Committee be advised that further consideration and investigation of new residential land release areas, incorporating flooding and all other constraints, be managed through the current Growth Management and Housing Strategy project, which is considering greenfield and brownfield options to accommodate population growth, affordability, future trends and community resilience to natural hazards.</li> <li>3. ATTACHMENT 1 is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains: <ul style="list-style-type: none"> <li>(c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business</li> </ul> </li> </ol>	<p>Investigation to be undertaken and advice provided back the Floodplain Management Committee at their next scheduled meeting</p>
<p>→ <b>2023.04.06 28.1.1 LATE Compliance Issues – New Industrial Subdivision - No. 60 Tringa Street, Tweed Heads</b></p>	<p>RECOMMENDED that Council:</p> <ol style="list-style-type: none"> <li>1. Seeks legal advice on any and all potential non-compliances carried out at 60 Tringa Street, Tweed Heads to date in relation to the existing current approvals for this development and the recommended legal options to remedy any non-compliance.</li> <li>2. Notes that the 2015 Construction Certificate for this land parcel defined tree clearing and grubbing works as earthworks and as such works that have occurred on site to date are not contained to site preparatory works.</li> <li>3. Notes that the environmental protection buffer zones have been compromised by the temporary Tringa Street access, which appears to contravene the existing Approval and Construction Certificate.</li> <li>4. Notes that the large trees cleared on site were chipped, which appears to contravene the approved Vegetation Management Plan.</li> <li>5. Notes that the Controlled Activity Approval required erosion and sediment controls to be in place before works occurred and that appears not to have occurred.</li> <li>6. Writes to the landowner seeking that further operations on site cease until the Plans of Management required under Condition 66 are produced and approved for the reported EEC's observed on site during clearing activities.</li> </ol>	<p>In terms of Point 1, solicitors have been engaged and have commenced research on a review of the approvals history and subsequent works on the site.</p> <p>In terms of Point 7, a request has been made to the site owner to cease work. At the time of this report, the contractors were finalising the remaining on site mulching of cleared vegetation, no further removal of trees has taken place.</p> <p>Council is still awaiting a response from the Federal Government in terms of complaint made about recent tree removal on the subject site.</p>

	Details	Update
	<p>7. Requires any request for landowners consent for future access to this site to be referred to a full Council decision.</p> <p>8. Holds a Councillor Workshop to discuss options to require this development to adhere to current environmental, aboriginal heritage, and flood risk expectations. The workshop to be based on legal advice obtained in point 1 and take account of insurance issues.</p> <p>9. Notes that Resolution 175 from Council Meeting 02/05/2019 is still outstanding (copied below).</p> <p>RESOLVED that Council:</p> <p>1. Defers granting of a temporary licence to Feitelson Holdings Pty Ltd and Garbind Pty Ltd over Lot 1 DP 1011625 until such time as the consent condition for allowing access through Council's property is amended.</p> <p>2. Writes a letter to applicant seeking advice if the subject access road is intended to be the permanent access.</p> <p>3. Seeks further details on the removal of major electricity infrastructure.</p> <p>4. Seeks detailed specifications of the access road construction between the water quality control ponds on the development site and immediately adjacent tidal channel eg. width of road access/buffer area, extent of excavation and maintaining tidal regime and stormwater flow.</p> <p>5. Requests that an Acid Sulfate Soil investigation be undertaken and management provisions be included in any works required for the access road that occur below ground level.</p> <p>6. Requires the provision of above information to be considered with any approval of the license extension.</p> <p>7. Advises the applicants that as per Condition 26A(f) a table identifying compliance with the conditions of consent will be required for consideration of an extension of the temporary access.</p> <p>8. As part of the modification application seeks to negotiate improved environmental outcomes in accordance with the Coastal Management State Environmental Planning Policy.</p> <p>10. ATTACHMENTS 1-11 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because they contain:</p> <p>(g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege</p>	
<p>→ 2023.04.20 11.1 NOM - Cr Byrnes - Traffic calming for Riverside Drive, Tumbulgum</p>	<p>RESOLVED that a report be brought to Council on traffic calming and speed reduction options for Riverside Drive, Tumbulgum.</p>	<p>Report to be prepared for a future Council meeting.</p>
<p>→ 2023.04.20 18.2 DRAFT Contribution Plan 10 - Cobaki Lakes Public Open Space and Community Facilities (Version 5)</p>	<p>RESOLVED that:</p> <p>1. Council approves the public exhibition of the Draft Contribution Plan CP10 - Cobaki Lakes Public Open Space and Community Facilities (Version 5), as attached to this report, in accordance with Clause 214 of the Environmental Planning and Assessment Regulation 2021 for a period of not less than 28 days.</p> <p>2. A further report be presented to Council following the exhibition period outlining any submissions received and any other matters that may arise during the exhibition period.</p>	<p>On exhibition until 24 May 2023, then a report will be brought back to Council.</p>

Goal	Details	Update
<p>→ <b>2023.04.20 18.5 Private Application for Road Closure and Purchase - Adjoining Lot 1 DP592650 (7272 Tweed Valley Way, Fernvale)</b></p>	<p>RESOLVED that:</p> <ol style="list-style-type: none"> <li>1.Council advertises the proposed road closure of a section of Council road reserve adjacent to Lot 1 DP592650, 7272 Tweed Valley Way, Fernvale, for 28 days in accordance with section 38B of the Roads Act 1993.</li> <li>2.Should no reasonable objections be received, Council approves the Council road closure and purchase of road reserve adjacent to Lot 1 DP592650, 7272 Tweed Valley Way, Fernvale.</li> <li>3.The applicant bears all the survey and legal costs and purchases the subject land as determined in value by a local registered valuer.</li> <li>4.Easements be created over public authority reticulation services, if any.</li> <li>5.All necessary documentation in relation to this matter to be executed under the Common Seal of Council.</li> <li>6.If reasonable objections are received, a report will be brought back for further Council consideration.</li> </ol>	
<p>→ <b>2023.04.20 18.6 Minimising Current and Future Flood Risk in the Tweed Shire</b></p>	<p>RESOLVED that this item be deferred to a Councillor workshop to obtain further information from Council officers.</p>	<p>Councillor workshop to be scheduled in August 2023.</p>
<p>→ <b>2023.04.20 19.2 Local Government Elections - Response from Minister</b></p>	<p>RESOLVED that Council:</p> <ol style="list-style-type: none"> <li>1.Writes to the Minister for Local Government Mr Ron Hoenig and the Minister for North Coast Ms Rose Jackson to advise the costs that Council have been quoted for the upcoming 2024 Local Government elections and request a 40% reduction in fees for all flood impacted Councils on the North Coast due to the huge flood recovery costs we are currently facing. Letter to include: <ol style="list-style-type: none"> <li>a.an estimate of the likely gap in Disaster Recovery Funding Arrangements and the cost to Council of the 2022 flood</li> <li>b.a request for an explanation of State Government's contribution to the costs</li> </ol> </li> <li>2.Writes to the NSW Electoral Commission: <ol style="list-style-type: none"> <li>a. noting that during the recent State Government elections prepoll occurred for only 6 days and reminding them of their commitment to provide the same level of service to voters at the Local Government elections as at the State elections and asking if the quoted costs would now be reduced due to a more than halving of time required for manning prepoll locations.</li> <li>b.requests a review of the number of polling booths and the removal of polling booths that are within 5km of each other in order to reduce costs.</li> </ol> </li> <li>3.Writes to the Northern Rivers Joint Organisation to join Council in writing to the new Minister for Local Government to request a 40% subsidy for the 2024 Local Government Election costs for all North Coast effected Councils due to the extreme costs being incurred in flood recovery.</li> </ol>	<p>Letters being prepared.</p>
<p>→ <b>2023.04.20 22.2 ADDENDUM - Proposed Road Naming - Kings Forest Precinct 5</b></p>	<p>RESOLVED that Council:</p> <ol style="list-style-type: none"> <li>1.Endorses all 26 proposed road names proposed for Kings Forest Precinct 5 that were approved for use by the NSW Geographical Names Board and advertised in the Tweed Link and on Your Say Tweed on 11 January 2023.</li> <li>2.Requests Council officers to complete the road naming process for Kings Forest Precinct 5 by placing a further road naming advertisement for all 26 road names in the Tweed Link and on Your Say Tweed and publishing a notice of road naming in the NSW Government Gazette.</li> </ol>	<p>Road names published in Tweed Link and notice of road naming in the NSW Government Gazette.</p>

Goal	Details	Update
<p>→ 2023.04.20 31.1 Acquisition of Land for Road, 83 Fraser Drive, Terranora (Part Lot 1 DP798632)</p>	<p>RESOLVED that:</p> <ol style="list-style-type: none"> <li>1. Council approves the General Manager negotiating with each interest holder of part 83 Fraser Drive Terranora, Lot 1 DP798632 (property), to endeavour to reach agreement to Council's acquisition of the property.</li> <li>2. If agreement is reached, Council will acquire the property, provided that such agreement will be subject to a further resolution of Council.</li> <li>3. If no such agreement is reached within a reasonable period of time: <input type="checkbox"/>The acquisition of the property be carried out by compulsory process in accordance with Part 1 of Chapter 8 of the Local Government Act 1993 and the Land Acquisition (Just Terms Compensation) Act 1991; <ul style="list-style-type: none"> <li>• Council seeks approval from the Minister for Local Government in accordance with section 187 of the Local Government Act 1993 to give all necessary Proposed Acquisition Notices (PAN) in accordance with the Land Acquisition (Just Terms Compensation) Act 1991;</li> <li>• Council takes further steps as is necessary to obtain approval from the Minister, the Governor or any public authority as may be necessary, and take all actions as may be necessary, to give notices and otherwise carry out the acquisitions by means of compulsory acquisition;</li> <li>• Following receipt of the Minister's approval, Council serves each PAN and takes each other action necessary to carry out the acquisition;</li> <li>• Following receipt of the Governor's approval, Council gives effect to the acquisition by publication of an Acquisition Notice in the NSW Government Gazette and such other publication as may be required by law;</li> <li>• Council pays compensation to all interest holders entitled to compensation by virtue of the compulsory acquisition on the terms set out in the Land Acquisition (Just Terms Compensation) Act 1991.</li> </ul> </li> <li>4. Council authorises the General Manager to complete and execute all documentation necessary to finalise and bring into force Council's acquisition of the Property, including use of the Common Seal of Council (if necessary) for any applications to the Minister, the Governor, the Register General or any public authority for the compulsory acquisition.</li> <li>5. Upon acquisition, Council intends to dedicate the acquired land as road.</li> </ol>	<p>Awaiting Plan of Acquisition to be finalised by surveyors. Once the Plan of Acquisition has been registered with Land Registry Services, Council officers will proceed with an application to the Office of Local Government for approval of the acquisition</p>

Goal	Details	Update
<p>↳ <b>2023.04.20 31.2 Acquisition of Land for Flood Mitigation and Environmental Purposes, at Fraser Drive, Terranora (Lot 227 DP755740)</b></p>	<p>RECOMMENDED that:</p> <ol style="list-style-type: none"> <li>1. Council approves the General Manager negotiating with each interest holder of Fraser Drive, Terranora, Lot 227 in DP755740, to endeavour to reach agreement to Council's acquisition of the Property;</li> <li>2. If agreement is reached, Council will acquire the Property, provided that such agreement will be subject to a further resolution of Council.</li> <li>3. If no such agreement is reached within a reasonable period of time: <ul style="list-style-type: none"> <li>□ the acquisition of the Property be carried out by compulsory process in accordance with Part 1 of Chapter 8 of the Local Government Act 1993 and the Land Acquisition (Just Terms Compensation) Act 1991;</li> <li>• Council seeks approval from the Minister for Local Government in accordance with section 187 of the Local Government Act 1993 to give all necessary Proposed Acquisition Notices (PAN) in accordance with the Land Acquisition (Just Terms Compensation) Act 1991;</li> <li>• Council takes each further steps as is necessary to obtain approval from the Minister, the Governor or any public authority as may be necessary, and take all actions as may be necessary, to give notices and otherwise carry out the acquisitions by means of compulsory acquisition;</li> <li>• Following receipt of the Minister's approval, Council serves each PAN and takes each other action necessary to carry out the acquisition; □ Following receipt of the Governor's approval, Council gives effect to the acquisition by publication of an Acquisition Notice in the NSW Government Gazette and such other publication as may be required by law;</li> <li>• Council pays compensation to all interest holders entitled to compensation by virtue of the compulsory acquisition on the terms set out in the Land Acquisition (Just Terms Compensation) Act 1991.</li> </ul> </li> <li>4. Council authorises the General Manager to complete and execute all documentation necessary to finalise and bring into force Council's acquisition of the Property, including use of the Common Seal of Council (if necessary) for any applications to the Minister, the Governor, the Register General or any public authority for the compulsory acquisition.</li> <li>5. Upon acquisition, Council intends to resolve to classify the acquired land as 'operational' land (following a 28-day public submission period) pursuant to section 31 of the Local Government Act 1993 and a further report will be brought back to Council.</li> </ol>	<p>Awaiting Plan of Acquisition to be finalised by surveyors. Once the Plan of Acquisition has been registered with Land Registry Services, Council officers will proceed with an application to the Office of Local Government for approval of the acquisition</p>

**TITLE: Mayoral Minute for April 2023**

**Submitted By:** Councillor Chris Cherry

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**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Growing – We want to work together to plan for the future so the Tweed grows and evolves in a sustainable way**

**Join with the community to make the Tweed better tomorrow than it is today.**

4.2.2 Councillor and Civic Business – To make informed decisions in the best interest of the community. To deliver citizenship ceremonies. To deliver Councillor induction and Professional Development.

**ROLE:**

LEADER - Council grows strong, transparent and visionary leadership promoting unity to make our Tweed community even better tomorrow than it is today.

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**EXECUTIVE SUMMARY**

The Mayoral Minute report provides information on activities undertaken by the Mayor and Councillors during April 2023.

**RECOMMENDATION:**

**That:**

1. The Mayoral Minute for April 2023 be received.
2. Attendance of Councillors at the following conferences be determined and authorised:
  - 16 June Australian Council of Local Government - Canberra ACT
  - 23 June Local Government, Planning and Environmental Law Conference - Campbelltown NSW
  - In accordance with clause 6.37 of the Councillor Expenses and Facilities Policy, Council has considered factors including the:
    - relevance of the topics and presenters to current council priorities and business and the exercise of the councillors civic duties
    - cost of the conference or seminar in relation to the total remaining budget.

**ATTACHMENTS**

None

**COUNCIL IMPLICATIONS:**

- a. **Legislation/Policy/Existing Strategic Plans**
  - Code of Meeting Practice Policy
  - Councillor Expenses and Facilities Policy
  - Councillor Induction and Professional Development Policy



**b. Sustainability:**

**i. Financial (Budget/Long Term Financial Plan/Whole of Life Cost):**

Appropriate expenditure is allowed for attendance by Councillors at nominated conferences, training sessions and workshops.

**ii. Environmental (including climate change):**

Not applicable.

**iii. Social:**

Not applicable.

**c. Legal Considerations:**

Not applicable.

**d. Risk Considerations:**

Not applicable.

**e. Engagement/Communication:**

**Inform** - Assisting the community to learn about Council services and programs.

**REPORT:**

**Councillors**

**COMMITTEE MEETINGS**

**Attended by the Mayor**

- 5 April Tweed Coast and Waterways Committee - Tweed Heads Administration Office, Corner Brett and Wharf Streets, Tweed Heads.
- 12 April Koala Beach Wildlife Habitat Management Committee - Pottsville Environmental Centre, Centennial Drive, Pottsville.
- 14 April Tweed Regional Gallery Foundation Board Meeting - Tweed Regional Gallery, 1 Mistral Road, South Murwillumbah.
- 20 April Regional Cities NSW Board Meeting - Online.

**INVITATIONS / MAYORAL REPRESENTATION:**

**Attended by the Mayor**

- 4 April Biodiversity Conservation Act Review Forum - Online.
- 4 April Hastings Point Community Conversation on Lot 156 - North Star Caravan Park, 1 Tweed Coast Road, Hastings Point.
- 5 April Bupa Pottsville Open Day - Bupa Aged Care, 41-51 Ballina Street, Pottsville.
- 5 April CSIRO Flood Monitoring for Tweed Catchments Community Meeting - Condong Bowling Club, 1 McLeod Street, Condong. All Councillors attended.
- 11 April ABC North Coast Radio Interview regarding Pottsville High School Site Court Win - Telephone.
- 11 April Airservices PFAS Update on Investigation Program at Gold Coast Airport - Murwillumbah Civic Centre, 10 Tumbulgum Road, Murwillumbah.
- 14 April Murwillumbah Chamber of Commerce Breakfast - Mavis's Kitchen, 64 Mt Warning Road, Uki.
- 19 April Northern Rivers Reconstruction Corporation - Online.
- 20 April Request for CSIRO Flood Study - Online.
- 20 April ABC North Coast Rural Report Interview regarding CSIRO Flood Modelling Request and NEMA Meeting - Online.

- 21 April Citizenship Ceremony - Murwillumbah Civic Centre, 10 Tumbulgum Road, Murwillumbah.
- 25 April Tumbulgum ANZAC Day Ceremony - Memorial Gates, Bawden Street, Tumbulgum.
- 25 April Tweed Heads/Coolangatta ANZAC Day Ceremony - Chris Cunningham Park, Corner Bay and Wharf Streets, Tweed Heads.
- 25 April Pottsville ANZAC Day Ceremony - Anzac Park, 1 Tweed Coast Road, Pottsville.
- 25 April ABC North Coast Radio Interview regarding Rate Increase - Telephone.
- 26 April Northern Rivers Times Interview regarding Rates - Murwillumbah Civic Centre, 10 Tumbulgum Road, Murwillumbah.
- 27 April Transport Emissions in Australia Forum - Online.
- 29 April Murwillumbah Youth Festival, Knox Park, 24 Brisbane Street, Murwillumbah. Crs Brinsmead, Dennis, Firth and Owen also attended.

#### **Attended by other Councillor(s) on behalf of the Mayor**

- 25 April Cudgen ANZAC Day Dawn Ceremony - Cudgen State School, 11 Collier Street, Cudgen. Crs Brinsmead and Owen attended.
- 25 April Kingscliff ANZAC Day Dawn Ceremony - Rowan Robinson Park, Marine Parade, Kingscliff. Crs Brinsmead and Owen attended.
- 25 April Murwillumbah ANZAC Day Main Ceremony - Murwillumbah Services Club, 10 Wollumbin Street, Murwillumbah. Cr Firth attended.
- 25 April Kingscliff ANZAC Day Main Ceremony - Rowan Robinson Park, Marine Parade, Kingscliff. Cr Polglase attended.

#### **Inability to Attend by or on behalf of the Mayor**

- Nothing to report.

#### **REQUEST FOR WORKSHOPS:**

Councillors did not request any additional workshops during April 2023.

#### **CONFERENCES:**

##### **Conferences attended by the Mayor and/or Councillors**

- No conferences were attended in April 2023.

##### **Information on Conferences to be held**

- 16 June Australian Council of Local Government - Canberra ACT - Mayoral Invitation Only.

The Australian Council of Local Government will bring together Local and Federal Government leaders to discuss the key national and local challenges we are facing, and to workshop potential solutions, especially those in which councils might play a leading role. Discussions will focus on the valuable role of local government, the importance of resilient leadership and communities, improving liveability in cities and in regions, and supporting economic and industry growth and transition. The Commonwealth will meet the cost of this forum and Gala Dinner (15 June). Registration no charge, Flights already booked for National General Assembly prior, One extra night's accommodation. <https://www.infrastructure.gov.au/territories-regions-cities/local-government/australian-council-of-local-government>

- 23 June Local Government, Planning and Environmental Law Conference - Campbelltown NSW

The speakers at this year's conference include the new Minister for Planning, The Hon. Paul Scully as well as the Director of Policy and Sector Development of the NSW Office of Local Government, Melissa Gibbs. The question and answer session hosted by the Hon. Craig Knowles AM is always highly entertaining and informative and this year features Scott Phillips - Chief Executive Local Government NSW, Jacqueline Vozzo - President Urban Development Institute of Australia NSW, Professor Roberta Ryan - Director Institute for Regional Futures University of Newcastle and Emeritus Professor Peter Phibbs. Registration Free, two flights, One nights accommodation. <https://www.marsdens.net.au/about-us/events/>

- 26-28 June Water Management Conference - Parkes

LGNSW looks forward to hosting delegates from NSW and interstate, including councillors and council general Managers, water utility managers, professionals, policy makers, researchers, and other key industry stakeholders, to learn about the latest technical innovations and share best practice in water governance and management. You will learn about the latest technical innovations and share best practice in water governance and management. Hear from leading researchers, practitioners and industry experts who will explore practical solutions to water and sewerage treatment. We can all work 'Together towards tomorrow' for water security in rural and regional NSW. Registration \$1090, two flights, three-four nights

accommodation. [https://lgnsw.org.au/Water\\_Conference/Water\\_Conference/Registration.aspx?hkey=4c189064-b829-49f4-a85f-df09d3dc5132](https://lgnsw.org.au/Water_Conference/Water_Conference/Registration.aspx?hkey=4c189064-b829-49f4-a85f-df09d3dc5132)

- 29 June Mayoral Forum - Sydney

Join your peers for an opportunity to meet and work together as Mayors of local government to build your leadership foundations. Being on the frontline of the good, the bad and the ugly, only other Mayors understand the challenges you will face. This workshop aims to share learn and build confidence of Mayors. Explore and discuss the following topics: The Mayoral Toolkit, Build and maintain relationships between Mayors and General Managers, Managing relationships with Councillors, Mayoral scenarios you might face, Mayor as Chair, Mayor and the media, Mayoral time management, Elephants in the room. The one-day in-person form will allow you to build on your knowledge, share and consider differing perspectives, discuss your experiences and support each other as leaders of your communities.

Registration \$990, two flights, one nights

accommodation. <https://www.lgnsw.org.au/Public/Events/LearningDevelopment.aspx?EventKey=LW92230629&WebsiteKey=bcab1257-cbc9-4447-bab4-a1399a95e4c7>

**SIGNING OF DOCUMENTS BY THE MAYOR:**

- Nothing to report.

**OPTIONS:**

Nil.

**PREVIOUS COUNCIL RESOLUTIONS:**

Nil.

**TITLE: Receipt of Petitions as at 8 May 2023**

**Submitted By:** Corporate Governance

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**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Growing – We want to work together to plan for the future so the Tweed grows and evolves in a sustainable way**

**Join with the community to make the Tweed better tomorrow than it is today.**

4.2.2 Councillor and Civic Business – To make informed decisions in the best interest of the community. To deliver citizenship ceremonies. To deliver Councillor induction and Professional Development.

**ROLE:**

COLLABORATOR - Council works together with a range of stakeholders to bring outcomes for the community to fruition.

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**EXECUTIVE SUMMARY**

Under Section 3.27 Receipt of Petitions in the Code of Meeting Practice:

**3.27** A petition can be presented to Council in writing (other than pencil), or in electronic form. Petitions are assessed against the criteria listed in clause 3.28 of the Code of Meeting Practice.

**3.28** Petitions submitted to council must include:

- a clear and concise statement covering the subject matter of the petition. The statement should state what action petitioners want Council to take; and
- the name, address and signature or email address in the case of electronic petitions of any person supporting the petition.

**3.29** To qualify as a 'petition' there must be at least twenty (20) signatories or names (in the case of an electronic petition). The signatories or names, as applicable, must be residents or ratepayers of the Tweed Shire.

**3.30** The petition must contain the name, address and contact details of the main petition contact. This is the person Council will contact to explain how Council will respond to the petition. If no contact person is identified Council will assume the first signatory or email address to the petition is the main petition contact.

**RECOMMENDATION:**

**That:**

**1. The following tabled Petition(s) be received.**

**Petition containing 45 signatories of which 44 are valid (with 1 being invalid due to lack of address details) was received on 26 April 2023 entitled "Pedestrian safety and speeding vehicles in Burringbar".**

*"We the residents of Tweed Valley Way, Cudgera Creek Road, Howards Road and Wallaroo Drive in Burringbar are petitioning Tweed Shire Council and Transport for NSW to assess the increased traffic conditions and exceedance of safe vehicle speeds on these roadways.*

*We would like to see the speed limit on Tweed Valley Way at the village boundary reduced to 50km and the speed limit beyond the village residential area signposted at a reduced limit for the extent of*

*Howards Road and Cudgera Creek Road; where there is currently no speed limit applied. There are many blind corners on these narrow rural roads, limited or non-existent road verges and often steep gullies and precipitous drop offs at the road edge. With many vehicles - be they delivery trucks vans or people travelling to/from work, traveling at speed - we are fearful of our safety and that of our children who join us riding bikes, horses and walking their dogs along these roads."*

**2. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because they contains:**

**(e) information that would, if disclosed, prejudice the maintenance of law**

## **ATTACHMENTS**

1. Confidential - Burringbar Community Petition Pedestrian Safety and Speeding Vehicles
2. Confidential - Main Petitioner Contact Name and Contact Details

## **COUNCIL IMPLICATIONS:**

- a. Legislation/Policy/Existing Strategic Plans**  
Code of Meeting Practice
- b. Sustainability:**
  - i. Financial (Budget/Long Term Financial Plan/Whole of Life Cost):**  
Not applicable.
  - ii. Environmental (including climate change):**  
Not applicable.,
  - iii. Social:**  
Not applicable.
- c. Legal Considerations:**  
Not applicable.
- d. Risk Considerations:**  
Not applicable.
- e. Engagement/Communication:**  
**Consult** - Actively seeking the community's views and exchanging information.

## **REPORT:**

As per Executive Summary.

Any Petition tabled should be considered under Section 3.27 of the Code of Meeting Practice.

## **OPTIONS:**

That, in accordance with Section 3.27 of the Code of Meeting Practice:

1. The tabled Petition(s) be considered in conjunction with an Item on the Agenda, or

2. The tabled Petition(s) be received.

Council may also either resolve to:

Option 1

1. Accept the petition and request a report in relation to the petition and its implications on Council's adopted Integrated Planning Reporting Framework documents.

2. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the *Local Government Act 1993*, because they contains:

(e) information that would, if disclosed, prejudice the maintenance of law

Option 2

1. Accept the petition and hold a workshop in relation to the petition request.

2. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the *Local Government Act 1993*, because they contains:

(e) information that would, if disclosed, prejudice the maintenance of law

Option 3

1. Reject the petition.

2. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the *Local Government Act 1993*, because they contains:

(e) information that would, if disclosed, prejudice the maintenance of law

Option 4

1. Refer it to the general manager for consideration, if the petition relates to an operational matter.

2. ATTACHMENTS 1 and 2 is CONFIDENTIAL in accordance with Section 10A(2) of the *Local Government Act 1993*, because they contains:

(e) information that would, if disclosed, prejudice the maintenance of law

**PREVIOUS COUNCIL RESOLUTIONS:**

Nil.

**TITLE: NOM - Cr Brinsmead - CoastSnap**

**Submitted By:** Councillor Rhiannon Brinsmead

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**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Protecting – We want a healthy natural environment**

**We conserve our internationally significant environment to pass onto our next generation**

1.1.3 Coastal Management – To protect and manage the use and quality of the Tweed’s beaches and foreshores.

**ROLE:**

LEADER - Council grows strong, transparent and visionary leadership promoting unity to make our Tweed community even better tomorrow than it is today.

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**COUNCILLOR BACKGROUND NOTES:**

**Recommended Priority:**

Nil.

**Description of Project:**

Nil.

**RECOMMENDATION:**

**Councillor Brinsmead moves that Council :**

1. Investigates options and costs for installing CoastSnap stations to promote citizen science and participation in coastal management, assist in monitoring of the coastline, and track temporal changes in beach profile due to coastal processes, storms, rising sea levels, human activities and other influencing factors.
2. Considers placement of CoastSnap stations as an action to be implemented through the Tweed Coast and Estuaries Coastal Management Program if considered achievable within the existing budget.

**ATTACHMENTS:**

None

**MANAGEMENT COMMENTS:**

CoastSnap is a well established method to record coastal data over time. It is administered by an external party that installs and maintain the stations and manages the data. Tweed Shire does not currently have any CoastSnap locations along the coast. There is a cost for the installation of stations and maintenance of data derived from the images taken. As noted in the notice of motion, this cost would

need to be considered in the context of ongoing coastal monitoring and could provide a cost-effective method for long term monitoring of the coast.

**Budget/Long Term Financial Plan:**

If adopted as per the notice of motion, the ongoing cost to install CoastSnap stations is to be considered under the existing coastal management budget.

**Legal Implications:**

Nil.

**Policy Implications:**

Most locations will be on Crown Land administered by Council.



**TITLE: NOM - Cr Owen - Waterways Erosion**

**Submitted By:** Councillor James Owen

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**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Protecting – We want a healthy natural environment**

**We conserve our internationally significant environment to pass onto our next generation**

1.1.5 Waterways (Catchment) Management – Maintain, protect and enhance Tweed Shire’s waterways and catchments.

**ROLE:**

LEADER - Council grows strong, transparent and visionary leadership promoting unity to make our Tweed community even better tomorrow than it is today.

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**COUNCILLOR BACKGROUND NOTES:**

**Recommended Priority:**

Nil.

**Description of Project:**

Nil.

**RECOMMENDATION:**

Councillor Owen moves that Council write to the Minister responsible for Transport for NSW – Maritime, and request that there be greater resources allocated to enforcement of vessel speed restrictions in Cudgen Creek at Kingscliff (currently 4 knots), and that there be a review of existing speed restriction signage, to ensure that it is adequate and effective.

**ATTACHMENTS:**

None

**MANAGEMENT COMMENTS:**

The Coastal Zone Management Plan for the Tweed Coast Estuaries (2013) describes the community concern, safety issues and physical pressures (erosion and impact on seagrass beds) from motor boat activities in the three coastal estuaries. One of the tasks outlined under Action 13a is "continue speed limits, signage and enforcement of boating rules conducted by Roads and Maritime Service."

Council is not the regulatory body that can enforce this action therefore the proposed notice of motion supports this action.

**Budget/Long Term Financial Plan:**

Minimal resource implications to write a letter to Minister.

**Legal Implications:**

Nil.

**Policy Implications:**

Coastal Zone Management Plan for the Tweed Coast Estuaries (2013) - this notice of motion is in accordance with Action 13a - Support and promote safe and ecological sustainable recreational use.

**TITLE: NOM - Cr Firth - Reusable Nappy Rebate Scheme**

**Submitted By:** Councillor Nola Firth

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**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Protecting – We want a healthy natural environment**

**Work together to reduce our impact on the natural environment and adapt to climate change for a sustainable future**

1.2.1 Environmental Sustainability – To support Council, businesses and the community to reduce environmental impacts and respond to climate change in an economically and socially responsible way.

1.2.2 Resource Recovery and Waste Disposal – To collect, recycle and dispose of residential and commercial waste, manage tip sites and deliver community education so as to divert rubbish from landfill.

**ROLE:**

**LEADER** - Council grows strong, transparent and visionary leadership promoting unity to make our Tweed community even better tomorrow than it is today.

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**COUNCILLOR BACKGROUND NOTES:**

**Recommended Priority:**

High.

**Description of Project:**

Disposable nappies are a huge contributor to plastic waste. One and a half billion currently end up in landfill each year in Australia.

A rebate of between \$100 and \$150 for non-disposable nappies is being offered by many councils in Australia.

The scheme frequently includes provision of information and guidance on the use of modern non-disposable nappies both for ease of use and for best practice environmental care. Funding for this initiative would come from the Resource Recovery budget (which is not related to rates income).

**RECOMMENDATION:**

**Cr Firth moves that Council:**

- 1. Allocates \$10,000 in the 2023/24 budget to fund a trial reusable nappy rebate scheme for residents of the Tweed Shire, to be funded from the Resource Recovery budget.**
- 2. Incorporates a new rebate into the 2023/24 fees and charges schedule for a trial reusable nappy rebate scheme for residents of the Tweed Shire.**
- 3. Requests the General Manager to undertake a promotion of the scheme and report to Council on the outcome of the trial prior to the end of the 2024/25 financial year.**

**ATTACHMENTS:**

None

## **MANAGEMENT COMMENTS:**

Officers have been investigating the opportunity to introduce this scheme and support an initial trial period to enable an assessment to be undertaken to determine its future. While the financial implications are minimal, the environmental impacts are considered significant as any uptake of reusable nappies will result in a reduction in landfill.

## **Budget/Long Term Financial Plan:**

It is estimated that an allocation of \$10,000 per annum for this program will fund the rebate and cover promotional/education costs.

The allocation will be funded from the Resource Recovery budget and will impact the amount transferred to waste reserve(s) and therefore will not impact any general rate funded expenditure in Council's budget

## **Legal Implications:**

Nil.

## **Policy Implications:**

Nil.

**TITLE: NOM - Cr Dennis - Safe Crossing to Murwillumbah Railway Station and Increased Bike Stands**

**Submitted By:** Councillor Meredith Dennis

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**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Living - We want to be safe at home and in the community**

**Deliver a safe and connected local road and active transport network that can accommodate increased traffic as our shire grows and connects people, places and businesses to each other**

2.2.1 Roads and Traffic - To provide and maintain a network of roads and bridges that is safe, efficient and accessible.

2.2.2 Footpaths and Cycleways - To provide and maintain a network of footpaths and cycleways that is safe, efficient and accessible.

**Thriving - We want the Tweed's people and places to thrive**

**Build a vibrant community and be a great place to visit.**

3.3.7 Rail Trail - Deliver sustainable public recreation infrastructure which promotes a healthy lifestyle and balances the restoration of the natural environment with economic and tourism opportunities.

**ROLE:**

LEADER - Council grows strong, transparent and visionary leadership promoting unity to make our Tweed community even better tomorrow than it is today.

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**COUNCILLOR BACKGROUND NOTES:**

**Recommended Priority:**

Nil.

**Description of Project:**

Nil.

**RECOMMENDATION:**

Cr Dennis moves that:

1. A pedestrian crossing at Murwillumbah Railway Station be investigated to ensure safe crossing of the road by our many tourists using the Rail Trail.
2. The number of bike stands in Murwillumbah be increased to accommodate increased bikes in town.

**ATTACHMENTS:**

None

**MANAGEMENT COMMENTS:**

Northern Rivers Rail Trail (NRRT) and Roads and Stormwater Unit (RSU) officers are aware of the increased pedestrian movements across Tweed Valley Way to access the NRRT. Investigations have commenced to install a raised pedestrian crossing across the two-lane section of Tweed Valley Way at the Prospero Street intersection. If shown to be practical, the design will be reported to Local Traffic Committee for endorsement.

RSU officers will also conduct observations of pedestrian desire lines and usage of the existing pedestrian refuges on the 3 legs of the Tweed Valley Way - Alma Street roundabout. It is unlikely that a pedestrian crossing would be supported in this location due to the four lanes and high traffic volumes. Upgrades to the existing median in Alma Street to enhance this crossing point, along with improved landscaping, are already in planning.

Requests for bicycle stands/racks in Murwillumbah, as well as Burringbar, Mooball and Crabbes Creek have also been received by RSU following the NRRT opening. Officers will investigate options for installing more bike racks in locations with good visibility for security, and where their use will not obstruct the footpath or adjacent businesses. Consultation with those business owners may be necessary.

**Budget/Long Term Financial Plan:**

The above works would be funded from existing traffic facilities and pedestrian facilities budgets. A raised pedestrian crossing at Prospero Street would cost around \$35,000. The cost of bike racks vary depending on scale and fixings.

**Legal Implications:**

Nil

**Policy Implications:**

Nil

**TITLE: NOM - Cr Owen - Cudgen Creek Masterplan**

**Submitted By:** Councillor James Owen

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**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Thriving - We want the Tweed's people and places to thrive**

**Provide our community with opportunities to be active and healthy.**

3.2.3 Parks and Open Spaces - To provide and manage quality and accessible public parks and open spaces for the enjoyment and wellbeing of the community and visitors to the Tweed.

**ROLE:**

LEADER - Council grows strong, transparent and visionary leadership promoting unity to make our Tweed community even better tomorrow than it is today.

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**COUNCILLOR BACKGROUND NOTES:**

**Recommended Priority:**

Nil.

**Description of Project:**

**Background**

Cudgen Creek, from the Sutherland Street Bridge to the mouth, is a popular destination for members of the Tweed Shire community and visitors.

The Cudgen Creek 'precinct', including the creek itself, creek banks, flora and fauna, parks, playgrounds, car parks, boat ramps, boardwalk is being loved to death.

During holiday periods, these areas are inundated with locals and visitors who enjoy the beautiful clear waters of Cudgen Creek.

However, there are major concerns about:

- safety e.g. traffic, boats (e.g. boat ramps conflicting uses, boats and jet skis around bathers), swimmers/snorkellers, walkers, cyclists,
- environmental damage and erosion in the water and banks and on the bank, dunes, parks, flora and fauna, pathway/accessways erosion,) water, litter, dilapidated infrastructure including pathways, furniture in parks, gazebos, rockwalls etc
- Animal management including major issues with off-leash dogs,
- Traffic and illegal parking,
- Accessibility issues

The development of a masterplan was approved by a motion of council on 18 February 2021 which read: *"....that Council progresses with a master planning process for the Kingscliff Voluntary Marine Rescue tower and surrounding beach access, shower facilities and car park to improve accessibility and amenity, and the State Government be approached to consider funding the masterplan and resulting infrastructure upgrades with advice and input from the Equal Access Advisory Committee and consultation with the local community."*

Councillor Owen met with the Kingscliff Ratepayers and Progress Association (KRPA) in January 2021.

On 31 January 2022 KRPA wrote to council stating the following:

The Association has considered the matters raised in discussion by you and Councillor Owen and provides the following feedback:

- KRPA supports a masterplan development similar in structure/framework to that utilised in both the Norries Headland and Burringbar/Cabarita plans and welcomes the opportunity to participate as a community stakeholder.
- The Association has established a small working group to provide input during the course of masterplan consultation phase and the ongoing stages of the creek enhancement process.
- As requested, other stakeholders suggested by the Association are: Cudgen Surf Lifesaving Club, social fishing/boating clubs i.e. 'Bluewater', swimming clubs and groups ie 'Teabags', commercial fishers, Chamber of Commerce, related commercial enterprises i.e. Watersports Gurus, Triathlon organisers, Relevant NSW Gov agencies ie Maritime (Roads and Waterways).
- The above list is not comprehensive and recognises that other stakeholders may indeed be about. Process would need to allow for the emergence of stakeholders as development progresses (as was the case with the Norries Headland process).
- The Association believes that any plan development needs to incorporate a 'share the love' approach to the creek in order to not only maximise the resource, but alleviate the concentrated pressure in one area i.e. not just focus on the north bank from east of the bridge to the creek mouth, but both banks and including enhancing areas west of the bridge.

Councillor's Owen and Brinsmead have recently been approached by The Kingscliff Ratepayers and Progress Association (KRPA) which again raised concerns about the condition of the creek and surrounding areas, including safety concerns for users.

KRPA asked why council had not progressed the masterplanning process yet and advised that the creek area "is being loved to death" and KRPA remains 100% supportive of the master plan that and supports bringing the development of the plan forward and reprioritising other projects if necessary.

**It is noted that council staff have already advised the following:**

"we can commence the community engagement and master planning in September this year. In terms providing a date for undertaking the works, that is difficult to define as unlike roads, water and wastewater, the capital works programs for parks and sports fields is very heavily dependent on funding through grants.

When grants do become available, we have been developing processes to be more strategic in prioritising which projects to apply for. In the case of parks; initially projects have been identified and prioritised in various strategies i.e. Shire Wide Open Space Strategy, sportsfields strategy, youth recreation facilities strategy (in progress) etc. Projects prioritised in these strategies are then prioritised at a Divisional level against other project or works from other units within the Division. These are then prioritised at an organisational level against projects from other Divisions of Council.

Some grants are very specific in what type of projects can be funded and obviously for these the above prioritisation may not apply e.g. sporting facilities for females, and of course Councillors have the discretion to seek to change the prioritisation.

For the Cudgen Creek projects, as with all others, complexity and scale of the final plan may also impact on timeframes. If it includes civil works and design such carparks, drainage, sewerage etc. or building redesign, the cost and time for preliminaries (survey, detailed design, approvals) will be greater than just landscape works and may even require staging.

For information, the main current completed and in development masterplans and strategy's that would be competing directly for priority with the Cudgen Creek for implementation are listed below. These communities are in regular contact with Council staff, keen to see their projects commenced.

- Norries Head Masterplan



- Burringbar Masterson and Memorial Park Masterplan (in progress)
- Pottsville Open Space Masterplan (in progress)
- Youth recreation facilities plan (draft to be presented to Council and will include skateparks, bike tracks etc.)

..... Staff would be happy to do a workshop with councillors to run through their current program and methodology also if this would be of benefit to Councillors.

The floods added significantly to our workload this year on many fronts including the need to amend the works program to accommodate rebuilds and repairs. Unfortunately, none of the State or Commonwealth Grants provide additional funding to employ staff to ensure that our normal program, of works also can continue concurrently. The only funding for staff have been for essential public assets which is deemed roads and stormwater. As such management have had to balance the expectation from the community to repair damaged assets (that are not essential) versus pursuing new or refurbished assets. This has been exacerbated by additional programs/projects from the numerous grants that have been parachuted into flood impacted LG's for various programs. We could have simply chosen to not apply for these funds, but in effect that would be a perverse outcome for the community longer term. The Parks and Active Communities has a very small team to deliver a large program, the fully funded works programmed for the next 12 to 18 months is listed below, and a significant CAPEX for the next 3 to 4yrs is attached.

To undertake the masterplan and complete it in this quarter would be highly ambitious even if we had staff availability. To undertake meaningful community engagement, prepare concept designs, invite community feedback, finalise designs and adopt a plan would be a 6-month process if the community was united in their views. If we are to commence the master planning this quarter, we would need to fully outsource the process – as per the program below, we won't have internal capacity until September. Even outsourcing the whole project requires resources to prepare tender documentation and undertake a tender process, the contractors then still needs to be supervised and we would need to redirect resources from somewhere to do this. Further we have no available funding to outsource this work.

To undertake and complete works prior to next holiday season with consideration to our current capital works program would be even more challenging. Putting funding availability aside, to take the concept or masterplan through to construction, the Infrastructure Delivery Unit would need to be engaged to undertake detailed design, approvals, contract documentation, procurement, and contract management – their works program is already overwhelmed with flood recovery works so they would also be required to reprioritise these works to accommodate this.

1. Goorimahbah Place of Stories Stage 2 (Fully Funded – external funding due to be acquitted by end of 2023) – Finalise Design, Develop RFO, Procurement – January – March 2023 > Construction – March – December 2023
2. Recreation Park – District Playground and Public Toilet (Fully funded - external funding due to be acquitted by end of 2023) – Finalise Design, develop RFO, Procurement – January – May 2023 > . Construction May to December 2023
3. Ray Pascoe Park – Playground Upgrade and Public Toilet (Fully Funded - external funding due to be acquitted by mid 2024) – Design, develop RFO, Procurement – June – October 2023 > .
4. Jack Evans Boat Harbour – Places to Swim Project – (Fully Funded – external funding due to be acquitted by mid 2024) – Design, Develop RFO, Procurement – June to October 2023 > – Construction – November 2023 – June 2024 >
5. Outdoor Youth Recreation Action Plan – Finalisation, Community Consultation and Report to Council – February – June 2023
6. Uki Mountain Bike Park (Fully Funded – external funding to be acquitted by June/July 2023) – Entry Way, Staging area, landscaping – Design – February – April 2023 > Construction – MTB Trails, Car Parking and Pump Track February – July 2023
7. Pottsville Open Space Masterplan – Community Consultation, Design and Council workshop / endorsement – January – September 2023 –
8. Burringbar – Masterson Park Concept Design – Community Consultation, Design and Council workshop / endorsement – January – September 2023

9. Jack Evans Boat Harbour – Places to Love Project – January – May 2023
10. Sport and Active Recreation Strategy – January – August 2023.

Should councillors wish to prioritise the Cudgen Creek Masterplan, we would require direction from Council as to which of the above programs you wish to defer. I would caution against deferring any of the projects where external grant funding needs to be acquitted.

**RECOMMENDATION:**

**Cr Owen moves :**

1. **As a matter of urgency the Cudgen Creek Masterplan be prioritised so that community engagement and master can commence in June 2023 so it can be completed by December 2023.**
2. **That scope for the area covered by the masterplan be extended to include the creek and surrounding areas from Sutherland Street Bridge to the mouth of the Creek on both sides of the creek.**
3. **A workshop/discussion is held with Councillors within two weeks to determine other projects to re-prioritise to allow the Cudgen Creek Master planning process to commence in June.**
4. **A workshop be held with stakeholders, including Kingscliff Ratepayers and Progress Association (KRPA) by end of June 2023 to progress the development of the masterplan.**

**ATTACHMENTS:**

None

**MANAGEMENT COMMENTS:**

Previous concerns raised by staff, as outlined in the comments of the NOM, centered around the resourcing required to prioritise this master plan. Staff recently held a workshop with Council to prioritise a number of projects to be put forward to the Community Local Infrastructure Recovery Package (CLIRP 2022) – Community Assets Program (CAP) for funding, which is expected to be announced June/July 2023. This funding program focuses on the repair of flood impacted infrastructure and if successful, will potentially inject \$10M+ into Council's Parks and Active Communities' capital works program. The Cudgen Creek Master Plan was not included as a flood repair project. If the grant is successful it will invariably impact on Council staffs ability to resource other projects, meaning discussions will need to be had with elected members on priorities.

Should the CAP funding application be successful, Council has a number of master plans underway (Norries Headland, Burringbar, Pottsville Open Space) that will need to be re-programmed/delayed to ensure funded projects can be delivered within the required timeframe. Should funding be secured for all projects included in the CAP application, Council's Parks and Active Communities' capital works program will be committed until June 2025.

While staff initially suggested the Cudgen Creek Maser Plan could be brought forward to commence in September 2023, the outcome of this funding application will delay this, unless the Council determines that this project remains a priority in which case, consideration will need to be given as to which grant funded projects are best not to proceed with.

It should also be noted that projects included in the current and draft 2023/24 budgets are either fully funded and as such have specific timeframes for completion. To delay these projects, funding will either be lost, or increase in cost due to contractual obligations and time delays. Council's Parks and Active Communities budget currently has 23 fully funded infrastructure/planning projects to complete by the end of financial year, totaling over \$8M, in addition to 50 projects to be delivered through the CAP funding program over the 2023/24 and 2024/25 financial years totalling approximately \$11.5M if successful in its funding application.

Officers are of the opinion that externally funded projects focusing on flood recovery should remain the priority of Council and therefore do not support this notice of motion. Bringing in external resources to progress the Cudgen Creek Master Plan is an option for Council but a funding source would need to be identified. This would invariably mean selecting a capital works program elsewhere to postpone or cancel. If this is an option Council wishes to pursue it is estimated that at least \$250K in funding be identified to progress this work. A review of priority projects, including the Cudgen Creek Master Plan, can be undertaken in late 2024, in light of other community expectations such as the delivery of previously master planned projects such as Norries Head, Burringbar, and Pottsville Open Space.

**Budget/Long Term Financial Plan:**

Proposed project is unfunded and would require substantial financial and other resourcing commitments, estimated to be in the order of \$250k.

**Legal Implications:**

Nil

**Policy Implications:**

Nil

**TITLE: NOM - Cr Cherry - Legacy Developments**

**Submitted By:** Councillor Chris Cherry

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**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Living - We want to be safe at home and in the community**

**Make sure the places we live, work and visit are safe to protect our quality of life.**

2.3.4 Development Assessment - To assess development applications lodged with Council to achieve quality land use outcomes and to assist people to understand the development process.

**ROLE:**

LEADER - Council grows strong, transparent and visionary leadership promoting unity to make our Tweed community even better tomorrow than it is today.

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**COUNCILLOR BACKGROUND NOTES:**

**Recommended Priority:**

Nil.

**Description of Project:**

The NSW Planning system has created the ability for historic legacy developments to sit dormant for a long period of time. Over this time planning laws change and environmental and community protections have improved in order to manage the impacts of developments on the landscape and the surrounding communities. However, some of these legacy developments may have established lawful physical commencement and remain valid to this day despite sitting dormant for some time.

The issue with these historic legacy developments is that they often have very outdated controls placed on them, and the world has moved on from the times when approvals were given to when these developments are constructed. A case in point was the Total Destination Resort approved at Wooyung in 1988 prior to Council having a good understanding of the implications of acid-sulfate soils and their disturbance on our landscape and waterways, or the industrial estate approved in 1996 at 60 Tringa Street, Tweed Heads where large amounts of tree clearing was approved in an area that has been identified in state planning documents as high conservation areas. Council needs to know what if anything can be done to bring these older developments in line with current planning laws and how this can best be implemented

**RECOMMENDATION:**

**Cr Cherry moves that Council:**

1. **Seeks legal advice on what if anything can be done to bring legacy developments consents into line with current development standards. The advice to include options available to Council with particular reference to the recent Lindsay Taylor Lawyers article on same and the ability of Council to require compliance with conditions of consent in the legacy approvals.**
2. **Seeks legal advice on whether Councillors can have the delegation to call up any matter (Modification, CC, Compliance with Conditions) related to legacy developments where environmentally significant areas are likely to be impacted. Legacy developments for Tweed Shire Council are defined as developments approved between 1980 and 2010 that**

have not been constructed and are of a higher order development than a residential house or alteration to a house.

**ATTACHMENTS:**

None

**MANAGEMENT COMMENTS:**

Council staff have previously been requested by Councillors to provide advice in respect of the Lindsay Taylor Layers web site article dated 2 August 2022 titled "Zombie Development - Acting on Old Development Consents.

The following extract from this article was highlighted and comment provided below:

**"Revocation or surrender of consents**

***A council or the Planning Secretary can revoke or modify a consent which is in force if of the view that the development should not be carried out or completed, having regard to the provisions of any proposed local environmental plan or State environmental planning policy (s4.57 of the EPA Act).***

***This can only be done after consultation with persons who would be affected by the revocation or modification, and compensation is payable. It is not a power that is often used for that reason. Importantly, however, in the absence of a proposed planning instrument, the power cannot be used.***

***Under s4.63 of the EPA Act a person entitled to act on a development consent can also voluntarily surrender the consent."***

Revocation can only occur if there is a draft Local Environmental Plan or State Environmental Planning Policy on foot that would be offended by the development proceeding. There are currently no such processes in play in the Tweed Shire.

The other issue that the LTL advice highlights is the other approvals from other agencies that are required. Proponents would still have to get these if they are required. The other approvals if any are a matter for the other agencies who administer those approvals. It's up to them if they are granted or not if in fact any other approvals are required.

If the above matters cannot be satisfied, pursuing a revocation action for a DA therefore comes at a significant risk to Council.

Council may wish to defer consideration of this item until the cost and resources are known from the current investigation from the Tringa Street industrial development so that this can be extrapolated across the scope of what Council is seeking to gain a better understanding of the cost and resource impact.

**Budget/Long Term Financial Plan:**

Costs will be incurred to engage solicitors to provide advice to Council.

Additional staff resources will also be required to assist the solicitors in the search of Council records for older approvals documents so as not to affect DAs currently within the queue for processing of Council's day to day operations under the State's Records Act.

**Legal Implications:**

Advice will need to be sought. Any further decision by Council to seek revocation of older development and construction approvals would need further legal advice.

**Policy Implications:**

Nil.

**TITLE: Licensing Jack Evans Boat Harbour Events - return visit of Skyline Ferris Wheel**

**Submitted By:** Parks and Active Communities

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**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Thriving - We want the Tweed's people and places to thrive**

**Provide our community with opportunities to be active and healthy.**

3.2.3 Parks and Open Spaces - To provide and manage quality and accessible public parks and open spaces for the enjoyment and wellbeing of the community and visitors to the Tweed.

**Build a vibrant community and be a great place to visit.**

3.3.3 Events - Support regional and signature events to be conducted in the Tweed that are supportive of the sustainability objectives of the Tweed Events Strategy.

**ROLE:**

PROVIDER - Council delivers over 50 different services to the Tweed Community.

COLLABORATOR - Council works together with a range of stakeholders to bring outcomes for the community to fruition.

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**EXECUTIVE SUMMARY**

Council has received a licence application from Xtra Ordinary Events Pty Ltd for the Skyline Ferris Wheel to be placed within Goorimahbah – Place of Stories, Jack Evans Boat Harbour, Tweed Heads. The Ferris Wheel previously operated in Jack Evans Boat Harbour Parklands in June 2022. This report outlines the application and makes recommendation to approve the application subject to the proponent meeting certain conditions.

**RECOMMENDATION:**

**That Council approves the licence application from Xtra Ordinary Events Pty Ltd for the installation of the Skyline Ferris Wheel, mini golf and selling of refreshments at Jack Evans Boat Harbour parklands for a period of 5.5 weeks, consistent with the previous approval timeframe, subject to the applicant meeting all relevant requirements and conditions prior to operation.**

**ATTACHMENTS**

1. Application - Small-medium-community-events - Ferris Wheel 2023 redacted

**COUNCIL IMPLICATIONS:**

- a. **Legislation/Policy/Existing Strategic Plans**

*Local Government Act 1993*

*Crown Land Management Act 2016*

*Public Health Act 2010*

Commercial Recreation Activities on Public Open Space Policy

**b. Sustainability:**

**i. Financial (Budget/Long Term Financial Plan/Whole of Life Cost):**

The income generated by the granting of temporary licences will be applied to maintenance costs of the public land. Economic benefits to the wider community are anticipated through tourism associated with an entertainment structure.

**ii. Environmental (including climate change):**

The area of the proposed event is within Jack Evans Boat Harbour Parklands which is existing landscaped parkland. No vegetation removal is proposed and the structure that forms part of the proposal is temporary. If any damage is to occur to the parkland landscaping (e.g turf) the applicant will be required to reinstate the parklands accordingly.

**iii. Social:**

The proposal is considered to be a recreational experience that provides opportunities for social interaction by tourists and the local community. Generally, it could be considered to contribute to activating the space which assists in improving the social outcomes of the parklands improving community identity and cohesion. The temporary use of parkland restricting wider public use of the open space and the impacts to the public realm are noted however given the proposal is temporary and is consistent with the intended use of the open space area, this is considered acceptable.

**c. Legal Considerations:**

Not Applicable.

**d. Risk Considerations:**

The objective of risk management is to ensure protection of the interests of the organisation, the services it delivers to its community and to assist in the decision-making process. The recommendation to grant an event licence follows a risk assessment whereby the risk of compliance matters and reputation do not outweigh the recreation, social and cultural benefits to the community. Conditions applied through the development consent as well as the licence minimise possible risks.

**e. Engagement/Communication:**

**Inform** - Assisting the community to learn about Council services and programs.

**Consult** - Actively seeking the community's views and exchanging information.

**REPORT:**

Council has received a licence application from Xtra Ordinary Events Pty Ltd for the Skyline Ferris Wheel to be placed within Goorimahbah – Place of Stories, Jack Evans Boat Harbour Parklands, Tweed Heads. The Ferris Wheel previously operated in Jack Evans Boat Harbour Parklands in June 2022 for approximately 4 weeks.





Given that a development application is required for events at Jack Evans Boat Harbour, the applicant has not proposed set dates for the Ferris Wheel at this time. Subject to all required approvals being obtained, the operators have indicated they would aim to set up in Tweed Heads in late 2023 or 2024. If Council approves the proposal, owner's consent will be provided for lodgement of a development application.

The new application (attached) is seeking to expand the operation as follows:

- operate at the site for a period of 12 weeks (dates to be determined);
- include the addition of a small mini-golf course at the base of the wheel;
- operate until 10pm on weekends (previous operations ceased at 9pm); and
- sell refreshments such as slushies, water and fairy floss.



The ferris wheel or observation wheel stands 35 metres high and has a site footprint of 21m x 17m. The mini golf course has a footprint of 5m x 23m and would be placed around the base area of the wheel. The wheel has 24 gondolas and can hold 144 people. The wheel is to operate from approximately 10am each day.

Following the operation of the Ferris Wheel in 2022, there were no complaints or concerns lodged with Council. No substantive damage to the ground surface occurred and the bond was returned in full. As such, the return of the Ferris Wheel to the site is recommended for support in principle, subject to all relevant requirements being met, appropriate conditions to minimise the impacts of the operation and the alignment of the length of stay more closely to Council Policy.

### **Length of stay**

The original application in 2020 sought approval to operate for 14.5 weeks. Following Council consideration and merit assessment as part of the development application process, Council issued approval for a maximum of 5.5 weeks which included bump in and bump out days.

The current application seeks approval for 12 weeks. There have not been any concerns raised regarding the possibility of significant damage to the grounds or Council infrastructure resulting from a longer period of operation. However, a 12-week stay is not consistent with Council's general approach to the use of public open space for commercial activity, particularly with the addition of the proposed mini-golf course and sale of refreshments.

The proposal is considered to be a community event given the activity is accessible to the public and contributes to activating the area in alignment with the Jack Evans Boat Harbour Plan of Management; however given fees for entry and participation are required, the proposal has been considered against Council's Commercial Recreation Activities on Public Open Space Policy. The Guiding Principles of this Policy are:

1. The use of public open space must contribute to the development of a healthy, happy and inclusive community.
2. Public open space must continue to retain its natural and social values. Any commercial recreation activity must be considered in the context of possible threats to these values.
3. Public open space must continue to be maintained for use by the public. It cannot be annexed by individual groups or commercial interests in a way that discourages use by other members of the community.

Regarding the Skyline Ferris Wheel, the amount of parkland the wheel utilises is considered acceptable and appropriate for the location. The activation of the space that the temporary structure will create is considered to provide improved social opportunities and outcomes.

Should objections be raised regarding the lighting, noise or signage, conditions can be applied to restrict the hours of lighting and music. Previously, extensive advertising signage around the site was prohibited.

The wheel is proposed to be located at least 100m from nearby residential properties meeting the requirements of the Policy. It is noted that there is a significant visual and amenity impact which is considered acceptable in the short term. It is questionable whether the impact on residents and users of the parklands for a 12-week operational period is acceptable.

### **Other considerations**

Prior to a temporary licence being issued for the use of the site, the applicant will be required to meet other requirements including obtaining approval to install and operate an amusement device under section 68 of the *Local Government Act 1993*; and provide appropriate certification from a structural engineer that the Ferris Wheel and mini golf course will not negatively impact underground infrastructure.

Further, the installation requires development consent subject to the lodgement of a development application.

Additionally, with the recent redevelopment of the Goorimahbah playground and scheduled Stage 2 construction of the youth space, the ferris wheel, if approved, would need to be relocated to the east compared to the initial installation. Appropriate siting can be determined in consultation with Council's

Parks Supervisor and Water and Waste Water Unit staff to ensure underground infrastructure is not at risk.

Given the scale and the duration of the proposal, this matter is reported to Council for determination in accordance with Council's Policy on Commercial Recreation Activities on Public Open Space.

## **OPTIONS:**

### **Option 1**

That Council approves the licence application from Xtra Ordinary Events Pty Ltd for the installation of the Skyline Ferris Wheel, mini golf and selling of refreshments at Jack Evans Boat Harbour parklands for a period of 5.5 weeks, consistent with the previous approval timeframe, subject to the applicant meeting all relevant requirements and conditions prior to operation.

### **Option 2**

That Council approves the licence application from Xtra Ordinary Events Pty Ltd for the Skyline Ferris Wheel, mini golf and selling of refreshments at Jack Evans Boat Harbour parklands for a period of 12 weeks, subject to the applicant meeting all relevant requirements and conditions prior to operation.

### **Option 3**

That Council approves an alternate outcome for the licence application from Xtra Ordinary Events Pty Ltd for the Skyline Ferris Wheel, mini golf and selling of refreshments at Jack Evans Boat Harbour parklands.

### **Option 4**

That Council refuses the application from Xtra Ordinary Events Pty Ltd for the Skyline Ferris Wheel, mini golf and selling of refreshments at Jack Evans Boat Harbour parklands.

**Option 1** is the recommendation of this report.

## **PREVIOUS COUNCIL RESOLUTIONS:**

### **4 June 2020 - Council Meeting**

Council **RESOLVED** to:

*Provide in principle support for the temporary installation of an observation wheel at Goorimahbah – Places of Stories within Jack Evans Boat Harbour Parklands for the period 31 August 2020 to 8 October 2020 (inclusive of bump in and bump out) and subject to COVID-19 restrictions.*

### **6 August 2020 - Council Meeting**

In consideration of DA20/0403, Council **RESOLVED** that:

- 1. The requested Clause 4.6 variation to Clause 4.3 of the Tweed City Centre Local Environmental Plan 2012 regarding the maximum height of building be supported where the development seeks a 250% variation to the 10m height standard (25m exceedance) and the concurrence of the Director-General of the Department of Planning be assumed; and*
- 2. Development Application DA20/0403 for temporary installation of an observation wheel within Jack Evans Boat Harbour Parklands for a period of 5.5 weeks at Lot 7036 DP 1054009 No. 60 Boundary Street, Tweed Heads be approved subject to the conditions attached to this report and amendments below:*
  - 7. There must be in force a contract of insurance or indemnity that indemnifies Council to an appropriate level. The Certificate of Currency shall be provided to the satisfaction of the General Manager or his delegate prior to the commencement of works.*
  - 31. The development subject of this consent is permitted for 2 years from the date of consent.*
- 3. ATTACHMENT 7 is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government*

Act 1993, because it contains:

(e) information that would, if disclosed, prejudice the maintenance of law

## **19 May 2022 - Council Meeting**

Council **RESOLVED** that:

1. *Provided relevant conditions of DA20/0403 are met prior to the event date, Council grants a temporary licence in accordance with section 2.20 of the Crown Land Management Act 2016 and section 46 of the Local Government Act 1993 to Xtra Ordinary Events for the Skyline Ferris Wheel to be placed within Goorimahbah – Place of Stories, Jack Evans Boat Harbour, Tweed Heads for a period of 5.5 weeks prior to 10 August 2022.*

2. *ATTACHMENT 3 is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:*

*(d) commercial information of a confidential nature that would, if disclosed:*

*(i) prejudice the commercial position of the person who supplied it, or*

*(ii) confer a commercial advantage on a competitor of the council, or*

*(iii) reveal a trade secret.*

## Application for Small to Medium Community Events Recreation Services Unit

This application is for small to medium size community events held on land owned or administered by Council.

For the purposes of this application, a community event is defined as:

- being accessible to the general public
- provides for the physical, cultural or intellectual wellbeing of the community
- has a community benefit as the primary reason for the event
- is consistent with the accepted use of the reserve or facility
- there may be commercial elements to the activity but this must be incidental to the event.

An activity designed primarily for commercial purposes is not considered a community event.

**Applications must be submitted a minimum of 30 days** prior to the event.

**NOTE:** Incomplete applications cannot be considered. If a section does not apply to your event please put **'Not Applicable'**.

(OFFICE USE)					
Approval	No	<input type="checkbox"/>	Reason	<input style="width: 100%;" type="text"/>	
	Yes	<input type="checkbox"/>	DWS	<input style="width: 100%;" type="text"/>	Date <input style="width: 100%;" type="text"/>
Fees	Bond	<input style="width: 100%;" type="text"/>	Power	<input style="width: 100%;" type="text"/>	Other <input style="width: 100%;" type="text"/>
					<b>Total</b> <input style="width: 100%;" type="text"/>
Is Bond Refundable?	No	<input type="checkbox"/>	Yes	<input type="checkbox"/>	Full Amount <input style="width: 100%;" type="text"/>
					Partial Refund <input style="width: 100%;" type="text"/>
Reason for No or Partial Refund	<input style="width: 100%;" type="text"/>				

Prior to completing the application form, please consider the following questions.

- i. Will the number of participants and/or spectators exceed 1500 people on any one day (excluding sporting events on Council controlled sports grounds)?  
 Yes     No
- ii. Will the event take place beyond the hours of 8am and 10pm, including set up and pull down?  
 Yes     No
- iii. Will the event produce loud noise (play music, motors etc) between 8am and 10pm?  
 Yes     No
- iv. Are the activities on for more than 14 days in a calendar year?  
 Yes     No
- v. Is the event longer than 7 days in duration?  
 Yes     No

If you answer no to all the above questions, your event is likely to be a small to medium event and you should complete this application. If you answer yes to any of the above questions, your event is likely to be a major event and a different application process applies. Contact Council on (02) 6670 2400 to discuss your application.

Commercial events and events that require power will incur a fee. Please refer to Council's website for the current Fees and Charges [www.tweed.nsw.gov.au/FeesAndCharges](http://www.tweed.nsw.gov.au/FeesAndCharges)

### 1. Organisation Name and Details

Organisation	The trustee for Xtra Ordinary Events Unit Trust T/A Xtra Ordinary Events		
Contact Name	[REDACTED]		
ABN	[REDACTED]		
Postal Address	[REDACTED]		
Suburb	[REDACTED]	State	[REDACTED]
		Post Code	[REDACTED]
Telephone	[REDACTED]	Mobile	[REDACTED]
Email	[REDACTED]		

### 2. Insurance Details

Is the organisation running the event a club, association, sporting body, incorporated body, business or corporation, government agency or non-government agency?

Yes  No

Attached Certificate of Currency in the name of the organisation/applicant stating that you hold relevant public liability insurance of a minimum \$20 million that covers the proposed activity. This must be valid for the day/s of the event.

Yes  No

Does the insurance policy expire prior to the event?

Yes  No – If YES, a copy of the new policy must be provided prior to the issue of a licence.

**Note: Your application cannot be processed until this Certificate is received**

### 3. Location and Event Description

Event Name	Skyline Ferris Wheel and Mini Golf		
Name of Park/Location	Jack Evans Boat Harbour		
Provide a detailed description of the event below (attach additional pages if required)			
Bump In Date/s	[REDACTED]	to	[REDACTED]
Bump Out Date/s	[REDACTED]	to	[REDACTED]
Dates of Event	Dates to be advised pending development application		
Hours of Operation	10am - 9pm Sunday to Thursday 10am - 10pm Friday and Saturday		
Description	Temporary set up of a 35 metre Ferris Wheel and 9 hole Australiana themed mini golf course at the Jack Evans Boat Harbour. The Skyline Ferris Wheel was manufactured in Holland in 2018 and can hold up to 144 people in 24 gondolas at any one time. Tickets are \$15 per adult or child, \$10 per senior concession and \$45 per carriage for up to 6 people. Children 2 and under ride for free. Mini golf \$15 per adult and \$45 per group of 4 people.		
Estimated number of people participating or attending	200-300 per day		

## 4. Event and Site Details

### 4.1 First Aid Provisions

First Aid Kit and person qualified in First Aid be present (required).

#### Does the type or size of your event require

First Aid Tent / Designated First Aid area

First Aid Provider (provide details)

Has NSW Ambulance been notified of your event and any relevant road closures etc.

### 4.2 Provide a site map that indicates the location, boundaries and general layout of your event.

Attached Site Map (*application cannot be processed without this*)

Please find a link below to Council's mapping site which may assist you in preparing a map:

[www.tweed.nsw.gov.au/Mapping](http://www.tweed.nsw.gov.au/Mapping)

### 4.3 How will toilets be provided for the event? (Include how many, and if event is more than one day; frequency of service).

### 4.4 Will food or beverages be sold at the event?

Yes       No - (*if yes provide details*)

**Note:** No food can be sold unless vendors comply with the NSW Food Authorities Guidelines for Temporary Events, and the NSW Food Act (2003). For more information, contact Council's Environmental Health Unit.

### 4.5 What noise impacts are expected? Provide detail on source of noise, (such as playing of music, generators) times, etc.

**4.5 Parking** - How will parking be provided for and managed at the event?

**4.6 Infrastructure** - Provided details of event infrastructure (marquees, scaffolding, stages etc) including floor area, name of supplier, WorkCover accreditation etc.

**4.7 Fireworks?**

Yes     No

If yes, details of proposed fireworks to be supplied including details of operator (WorkCover permit etc).

**4.8 Amusement Rides** - Will there be amusement rides, jumping castles etc?

Yes     No - If yes, provide details.

**Note:** All amusement devices must comply with NSW WorkCover and Tweed Shire Council regulations. For more information contact Council's Environmental Health Unit.



**4.9 Waste Management** How will you manage the waste generated by the event? Organisers are:

- required to manage and remove all waste from the event
- strongly encouraged to use recycling opportunities.

Refer to Council's website at <http://www.tweed.nsw.gov.au/WastewiseEvents>

No waste is generated during the set up, removal or operation of the wheel. We also have bins available on the Ferris Wheel deck for rubbish anyone may have.

**4.10 Access to power?** (Not available in all parks)

Yes  No

**Note:** Please refer to Council's Fees and Charges [www.tweed.nsw.gov.au/FeesAndCharges](http://www.tweed.nsw.gov.au/FeesAndCharges)

**4.11 Activities in Water** - Are the activities to take place in the water?

Yes  No

**Note:** If yes, a Waterways Licence may be required. Contact NSW Roads & Maritime Services on telephone number 13 12 56 or email [enquiries@rms.nsw.gov.au](mailto:enquiries@rms.nsw.gov.au).

**4.12 Beach Vehicle Permit** - Do you want to take vehicles on to the beach?

Yes  No

You must supply all of the following details for **each** vehicle that will access the beach as part of the event:

Vehicle Make	<input type="text"/>	Vehicle Type	<input type="text"/>
Registration No	<input type="text"/>	Vehicle Colour	<input type="text"/>

If more than one vehicle is proposed, please attach a separate page with the above information for each vehicle.

**5. Applicant's Declaration**

I declare that all the information in this application and attachments are true and correct. If the information is incomplete the application may be delayed or rejected.

**Attached to this application are:**

Public Liability Insurance (Min of \$20,000,000) Certificate of Currency

Site Map

Other - Please Specify

I acknowledge that by signing this declaration I have read and understood the requirements and confirm that I will hold and keep current the relevant insurances and accreditations. I will also be responsible for ensuring all contractors providing a service to this event hold and maintain the relevant insurances and accreditations.

I will also undertake to abide by the licence conditions in relation to the licenced area and abide by the licence conditions and any other conditions as well as being responsible for all contractors and attendees at my event.

Applicant's Name





Applicant's Signature (required)  Date

**Note:** I agree to pay any bond and/or fees that may be associated with this application and its approved licence.



**TITLE**

Goorimahbah Precinct  
 Jack Evans Boat Harbour  
 Tweed Heads, NSW

-  Perimeter fencing during bump in/ out
-  Perimeter fencing during operation
-  Ferris Wheel
-  Mini Golf

Civic and Cultural Centre  
 7 Lambton Quay  
 New South Wales 2484  
 PO Box 8115  
 New South Wales 2484  
 T 1 800 8675 8675 | 1 800 260 8172  
 F 1 800 8675 8100

 **TWEED**  
 SHIRE COUNCIL

Website: [www.tweedshire.nsw.gov.au](http://www.tweedshire.nsw.gov.au)  
 Email: [planning@tweedshire.nsw.gov.au](mailto:planning@tweedshire.nsw.gov.au)

Created on: 20 August, 2012  
 All land and Property  
 Management Authority (L.P.M.A.)  
 © Tweed Shire Council  
 Boundaries shown should be  
 considered approximate only.

Scale: 0 5 10 20M  
 1:1,000  
 A3  
 COPY ONLY - NOT CERTIFIED

Map Projection: Universal Transverse Mercator  
 Datum: GDA  
 Spheroid: GRS 80  
 Authority: Australian Geodetic System

Disclaimer: While every care is taken to ensure the accuracy of this data, Tweed Shire Council makes no representations or warranties expressed or implied, conditions or otherwise, about its accuracy, reliability, completeness or suitability for any particular purpose and disclaims all responsibility and all liability (including indirect or consequential damage) and costs which may be incurred as a result of data being inaccurate in any way and for any reason. This information is supplied for the general public and is to be considered indicative and approximate only. It should not be used for survey or construction purposes and prior to any transactions a "Call before you Dig" enquiry must be made by calling 13100. The information contained on this document remains valid for 30 days only from the date of supply.





# **SKYLINE** ATTRACTIONS



**AUSTRALIA'S  
NEWEST AND LARGEST  
TRANSPORTABLE  
OBSERVATION WHEEL**

**35 METRES HIGH WITH  
24 CLEAR GONDOLAS  
360 DEGREES**

**9000 LIGHTS COVERING  
BOTH SIDES OF THE  
WHEEL CREATING ANY  
DISPLAY IMAGINABLE**

**SPECTACULAR  
CENTREPIECE TO ANY  
EVENT OR TOURIST  
LOCATION**

**SPONSORABLE  
PROPERTY**







**SkyLine is the tallest travelling portable observation wheel in Australia. At 35 metres high this magnificent structure is an awe-inspiring beauty with 24 gondolas, SkyLine can seat up to 144 people at one time. SkyLine is a masterpiece, designed and built in Holland with the latest in safety, engineering and technology. SkyLine provides a great experience for groups, families, friends and couples to enjoy and take it all in, whether they are at an event, festival or town square location.**

**Why not introduce SkyLine in to your next event for sponsorship or to a city or town to drive tourism numbers?**

**Make your event stand out from the rest with the soaring heights and spectacular views of SkyLine.**

**GONDOLAS**

SkyLine's gondolas offer the best views in the world, through modern clear perspex glass. The views are simply stunning from each gondola, giving you a 360 degree view of your surroundings.

Each gondola is fitted with speakers which can play personalised recordings for different events or locations, as well as sponsors promotions.

Embarking and disembarking is made simple with dual inward only folding doors, enabling a safe, efficient entry and exit from each gondola.





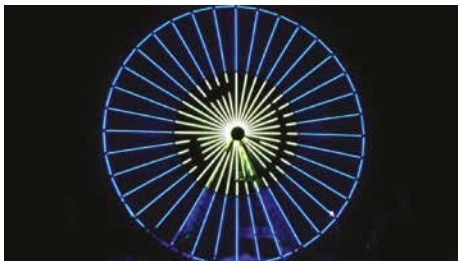


**LIGHTS, SOUND AND THEMING**

SkyLine features the best lighting package you will see on any Ferris Wheel around the world. Over 9000 lights will light up both sides of the wheel spokes, the rim of the wheel and the gondolas. The lighting package is completely programable and can be customised to your event to feature automatic colour changes and patterns, to changing the wheel to one solid colour, to sponsorship promotions shown through the lights.

Each gondola is also fitted with speakers enabling music or promotions to be played, which can be customised for each event or area. This can be used to highlight areas of interest for tourism, provide information about areas, and entertainment at events or promotions for sponsors.

The SkyLine wheel can be themed with your branding everywhere from the centre globe, inside and outside the gondolas, right down to the welcome matting on the entry – anything is achievable – just ask our team!



**HIRE**

SkyLine is available to rent for your next event, or why not look at putting SkyLine into your location. SkyLine can accommodate up to 144 people at a time and can ride up to 1500 people per hour, making it a great addition for any event or location. SkyLine can be rented for as little as one day. We will organise all operational aspects including transport, assembly and disassembly as well as ensuring your customers have the best experience on our wheel. All our staff are experienced and professionally trained in all aspects of operating SkyLine. Our managers operate the wheel, and our ground staff load and unload passengers, offering a complete customer service experience from the minute they approach the SkyLine platform.

We recognise that all events are different, and for your event to be unique, we can offer tailored packages which can include professional theming of SkyLine. Speak with our team about how we can assist in making your event a great success with SkyLine.







**TOURISM**

SkyLine can be located into any town or city throughout Australia. Ferris Wheels are a unique attraction which can assist:

- Substantially increased tourism numbers to cities and regions
- Increased dwell-time-important for the local retail offering
- Increased secondary business and retail revenues to local business
- Regeneration and enhancement of familiar locations
- A landmark, visible for miles, creating an iconic focal point for the city

**SPONSORSHIP - CREATIVE PARTNERSHIP OPPORTUNITIES WITH US**

Whether you are locating SkyLine into a town or city or utilising SkyLine at your next event, a number of sponsorship opportunities are available. Sponsors can enjoy greater brand exposure and build brand awareness by partnering with us at events or locations throughout Australia.

Below are some of the branding opportunities SkyLine can offer sponsors, please see our website for more options.





## **SKYLINE ATTRACTIONS**

### **SKYLINE**

The tallest portable observation wheel in Australia standing at 35 metres high, SkyLine is perfect to hire for any event or city location. 24 gondolas holding up to 6 persons per gondola. 21m frontage x 17m depth.



### **EXPO WHEEL**

A colourful Ferris Wheel standing at 20 metres tall, creates a great centrepiece for events or can also be hired. 16 gondolas holding up to 6 persons per gondola. 16m frontage x 8.5m depth.



### **SKYFLYER**

Soaring 30 metres into the sky, the SkyFlyer is a unique attraction that guests will love. 24 two person seats cruise through the sky creating one incredible ride. 15m x 15m (18m x 18m aerial footprint).



**SKYLINE**  
ATTRACTIONS

**A:** 19 Urban St, Braeside VIC 3195  
**E:** [info@skylineattractions.com.au](mailto:info@skylineattractions.com.au)  
**W:** [www.skylineattractions.com.au](http://www.skylineattractions.com.au)  
**P:** 03 9555 6606 or 0407 588 534

## SAFETY

The SkyLine wheel is designed and manufactured to TUV standards and ASTM standards, (world-wide recognised amusement standards), and is inspected throughout the manufacturing process. The manufacturer of SkyLine is ISO 9001 certified, (the norm which determines requirements for the quality management systems at the organisation). They are the only Ferris Wheel company in the world that is ISO 9001 certified. Each step of the manufacturing process is overseen by German TUV officials.

The SkyLine's design and calculations have also been verified and aligned with Australia Standards by experienced Australian engineers and Worksafe authorities.

A state of the art computer-controlled loading and balancing system, knows how many cars are full and the weight on the wheel at any time, and assists the operator in making a smooth and safe ride for every patron. The computer system can be remotely accessed 24/7 for diagnostic repairs and updates by the manufacturer.

SkyLine's design has 4 additional towers extending from the axle to the corners of its footprint making the structure extremely stable in the wind.

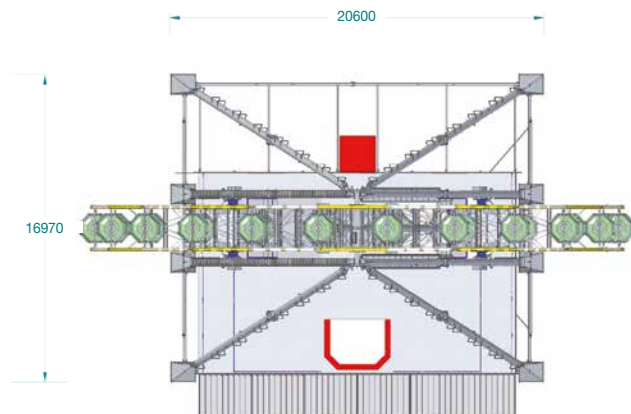
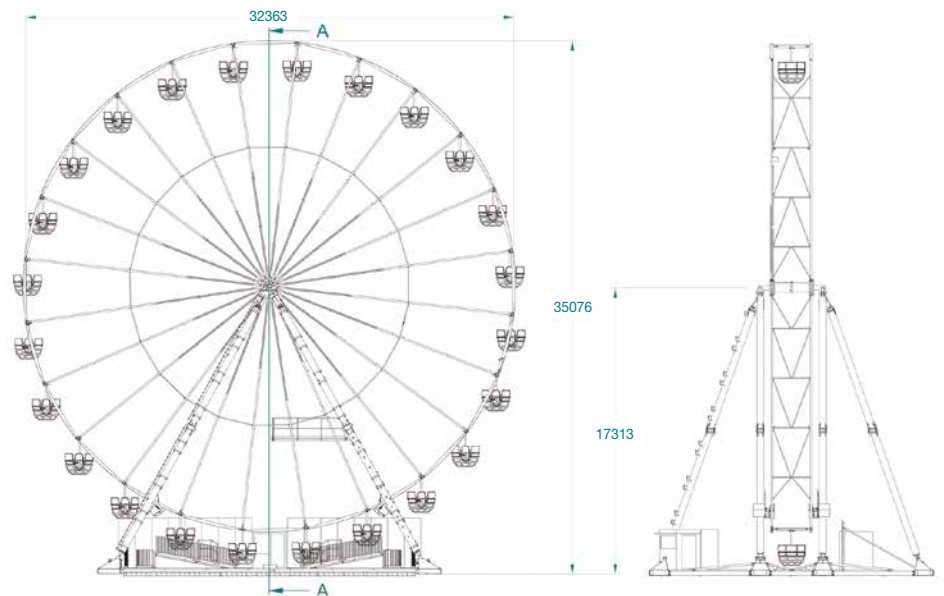
SkyLine always has a back-up generator on site, ready for immediate change over, should power failure occur. The ride has four electrically driven motors and can be operated safely with only three. If all else fails a battery back-up on the computer system will assist a well-practised manual evacuation.

An experience crew will perform over 80% of the assembly and disassembly work at ground level. With only a small number of tasks being performed at height, where qualified personal make use of work platforms and fall arrest systems to complete the installation and perform inspections. Daily, weekly and monthly inspections and maintenance schedules, along with annual NDT and critical components analysis keep the ride to the high standard it was manufactured and ensure it is safe for all patrons to enjoy. Records of the above are available upon request for verification along with all safety paperwork, including Public Liability, Risk Assessments and Safe Work Method Statements, Annual Engineer and Electrical Sign Offs, Registrations and High-risk Licenses.

## SPECIFICATIONS

<b>Manufacturer</b>	Lamberink
<b>Gondolas</b>	24 gondolas, 6 persons per gondola
<b>Number of Person</b>	144
<b>Persons per Hour</b>	1500
<b>Platform Dimensions</b>	21m frontage x 17m deep*
<b>Height</b>	35 metres
<b>Wheel Diameter</b>	30 metres
<b>Loading Platforms</b>	4
<b>Unloading Platforms</b>	4
<b>Power Supply</b>	3 phase 60 amps
<b>Total Weight</b>	56 tonne
<b>Speed (Max rpm)</b>	2.6
<b>Passenger Restrictions</b>	Children under 8yrs must be accompanied by an adult
<b>Operational Windspeed</b>	Up to 55km/hour

\*All back of house and staff amenities are houses within the footprint.





**TITLE: Richmond Tweed Regional Library Deed of Agreement 2023 - 2027**

**Submitted By:** Inclusive and Creative Communities

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**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Thriving - We want the Tweed's people and places to thrive**

**We are inclusive and care for each other to create stronger community bonds and support for those in need.**

3.1.3 Community Development - To provide community development services to foster and improve social wellbeing.

**Build a vibrant community and be a great place to visit.**

3.3.5 Libraries - To provide accessible community spaces and access to books, learning resources and other information.

**ROLE:**

PROVIDER - Council delivers over 50 different services to the Tweed Community.

COLLABORATOR - Council works together with a range of stakeholders to bring outcomes for the community to fruition.

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**EXECUTIVE SUMMARY**

The purpose of this report is to detail the development of the Richmond Tweed Regional Library (RTRL) Deed of Agreement for the period 1 July 2023 to 30 June 2027, which governs the future operation of the RTRL and the respective rights and obligations of Member Councils, including Tweed Shire Council.

A new Agreement has been developed for the years 2023 to 2027. The Member Councils wish to reappoint Lismore City Council as the Executive Council to provide and manage the Library Services provided by the RTRL.

**RECOMMENDATION:**

**That Council:**

- 1. Adopts the Richmond Tweed Regional Library Deed of Agreement for the period 1 July 2023 to 30 June 2027.**
- 2. Delegates the General Manager to execute the Deed on behalf of Tweed Shire Council.**
- 3. Appoints Lismore City Council to continue as the Executive Council for the Richmond Tweed Regional Library for the period 1 July 2023 to 30 June 2027.**
- 4. Notes the future of the Kingscliff Library is subject to its consideration of a Special Rate Variation.**

**ATTACHMENTS**

1. Richmond Tweed Regional Library Deed of Agreement 2023-2027

**COUNCIL IMPLICATIONS:**

- a. **Legislation/Policy/Existing Strategic Plans**  
The Deed of Agreement is governed by the *Library Act 1939*.
- b. **Sustainability:**
- i. **Financial (Budget/Long Term Financial Plan/Whole of Life Cost):**  
The total Member Council contribution increase each year is to be based on the annual base rate peg (excluding the individual rate peg population factor relevant for each Council). It is acknowledged that due to population cost driver impacts, individual Member Council contributions may be above or below the rate peg. Council's contribution for 2023/2024 is \$2,882,700. It is to be noted that as a separate process to this, Council will enter into a Service Level Agreement that specifies the number of library services Council will commit to. Should the number reduce, as a result of Council's consideration of the Special Rate Variation, Council's annual financial contribution will reduce.
- ii. **Environmental (including climate change):**  
Not Applicable.
- iii. **Social:**  
The provision of a library service is an important social service to the community.
- c. **Legal Considerations:**  
Not Applicable.
- d. **Risk Considerations:**  
Council has been a member of the RTRL for many years. The model has proven to be effective for Council, Lismore City Council holds the responsibility as the Executive Council and associated responsibilities. The risk for Council in not committing to the agreement is that Tweed Shire Council would need to develop a library book catalogue, purchase and manage book borrowing software and hardware and employ staff. Operating as a sole provider is likely to lessen the offerings available to the community that are available through a larger regional governance model.
- e. **Engagement/Communication:**  
**Inform** - Assisting the community to learn about Council services and programs.

## REPORT:

The existing Richmond Tweed Regional Library (RTRL) Deed of Agreement was endorsed by the Richmond Tweed Regional Library Committee and approved by Member Councils in 2017. Tweed Shire Council adopted the RTRL Deed of Agreement on 5 October 2017 and an amendment to Clause 23 of the Deed of Agreement on 21 March 2019. The existing Deed ends on 30 June 2023. A new Deed is required to be executed before then, so that Member Councils can continue to be part of the regional service.

The new Deed of Agreement has been developed in consultation with Member Council General Managers and the RTRL's Senior Leadership Group. The new Deed of Agreement has been endorsed by the RTRL Committee.

Lismore City Council adopted the Richmond Tweed Regional Library Deed of Agreement for the period 1 July 2023 to 30 June 2027 at its meeting on 14 February 2023.

Byron Shire Council adopted the Richmond Tweed Regional Library Deed of Agreement 2023 – 2027 at its meeting on 23 February 2023.

## Background

The Richmond Tweed Regional Library (RTRL) service was established in 1973 and consists of 4 Member Councils including Lismore City Council, Tweed Shire Council, Ballina Shire Council and Byron Shire Council. A simple Agreement, signed in 1978, formed the basis of the governance structure for the RTRL service, for which Lismore City Council was appointed the Executive Council responsible for the delivery of library services on behalf of Member Councils. This arrangement has continued to date.

The existing Deed, based on an Executive Council model, creates and prescribes the operating arrangements for the RTRL. As required by the existing Deed, a review was undertaken to assess if any library staff should be employed directly by Member Councils. Currently, all regional library staff are employed by the Executive Council. A final report on the review was reported to the RTRL Committee's 22 April 2022 meeting and it was resolved no further action be taken to implement the alternative, being a cooperative library model.

The RTRL Committee comprises Councillor representatives from each Member Council, and Cr Dennis and Cr Brinsmead were appointed as Tweed Shire Council members for this term of Council. Based on the Committee's decision, a new Deed has been drafted for a 4 year period and consultation with Member Council General Managers and the RTRL's Senior Leadership Group (SLG) undertaken.

At its meeting on 9 December 2022, the RTRL Committee endorsed the Richmond Tweed Regional Library 2023 - 2027 Deed of Agreement and recommended approval by Member Councils, being the subject of this report. To support the Deed of Agreement, Service Level Agreements (SLAs) have been developed for RTRL services provided by the Executive Council to Member Councils. The SLAs define the range and standards of services to be offered and are intended to quantify key services provided, not all services provided. The provision of SLAs is a condition of the RTRL Deed of Agreement. The SLAs will be reviewed annually and issued to Member Councils once the RTRL Committee has adopted the annual budget.

The SLAs for this financial year have been reviewed by each Member Council and the SLG and distributed to Member Councils for signing. Byron Shire Council signed and returned its SLA on 24 October 2022.

### **New Deed – Summary of Key Elements**

**Definitions** – Code of Meeting Practice means The Model Code of Meeting Practice for Local Councils in NSW 2021 published by the Office of Local Government and made under section 360 of the Local Government Act 1993, as amended or substituted from time to time.

**Definitions** – Model Code of Conduct means The Model Code of Conduct for Local Councils in NSW 2020 made under section 440 of the Local Government Act 1993 and published by the Office of Local Government, as amended or substituted from time to time.

- 4.1** This Deed commences on the Commencing Date (1 July 2023) and ends on the Expiry Date (30 June 2027).
- 5.1** The Executive Council is to establish the RTRL Committee as a Committee of the Executive Council as soon as practicable after the Commencing Date and delegate to the RTRL Committee the functions necessary to enable the RTRL Committee to efficiently and effectively perform its functions under this Deed.
- 5.2** The RTRL Committee is to:
- (a) oversee the efficient and effective functioning of the RTRL.
  - (b) deliberate on matters concerning the affairs of the RTRL.
  - (c) review and endorse policies and plans relating to the provision of the Library Services.
  - (d) monitor and review the provision of the Library Services.
  - (e) oversee the finances of the RTRL.

- (f) review and endorse the RTRL Annual Budget for each financial year.
- (g) liaise with the Executive Council relating to the provision of the Library Services.
- (h) consider and determine any application from a Council to become a Member of the RTRL.
- (i) exercise functions delegated to it by the Executive Council.

- 6.1** The RTRL Committee is to be comprised of two (2) RTRL Committee Members appointed by each Member Council.
- 7.1** The RTRL Committee is to hold not less than two (2) meetings each year.
- 7.2** Subject to this clause, the Code of Meeting Practice of the Executive Council is to govern the conduct of meetings of the RTRL Committee.
- 8.1** Lismore City Council is appointed by the Member Councils to be the Executive Council of the RTRL and accepts such appointment.
- 8.2** For the purpose of enabling the Executive Council to perform its functions under this Deed, the Member Councils delegate to the Executive Council their functions relating to the provision and management of libraries, library services and information services within their LGAs.
- 9.2** A Member Council is responsible for the provision and maintenance of Branch Library premises, fixtures, fittings and furnishings within its LGA.
- 10.1** The SLG shall include a minimum of one senior staff member nominated by each Member Council as well as the Executive Officer and RTRL Manager. The Executive Council may have the Executive Officer act as the senior staff member for the Executive Council on the SLG.
- 11.1** The Executive Officer of the RTRL is the General Manager of the Executive Council or a person appointed by the General Manager of the Executive Council to be the Executive Officer.
- 11.2** The Executive Officer is responsible to the Executive Council for the administration and financial operation of the RTRL.
- 11.3** The Executive Officer is the key liaison person for Member Councils and the RTRL Committee in relation to matters concerning the RTRL.
- 13.1** Within one year of the Commencing Date, the RTRL Committee, in consultation with the SLG, is to adopt a revised RTRL Strategic Plan.
- 14.3** Any increase in the Member Council Contribution in the RTRL Annual Budget is to be based on the annual base rate peg (excluding the individual rate peg population factor relevant for each Member Council). It is acknowledged that due to population cost driver impacts, individual Member Council Contributions may be above or below the rate peg.
- 14.4** A proposal for a change in service levels or service levels in the RTRL Annual Report which results in total Member Council Contributions increasing above the rate peg limit may also be provided however the proposal must be clearly defined, costed and stated how it will impact a Member Council Contribution.
- 14.5** The proposed RTRL Annual Budget must be endorsed by the RTRL Committee and SLG.
- 16** a) As soon as practicable after the Commencing Date, the Executive Council, in consultation with the SLG, is to prepare a proposed SLA for each Member Council's LGA.
- 18.4** Where the Executive Council is considering closing or significantly changing a 25 Branch Library opening hours due to a staff or customer work, health and safety concern, the Executive Council must consult with the Member Council representative to determine an agreed risk-based approach

and available options to respond to the work, health and safety concern and customer service impacts.

## **New Deed – Key Changes**

### **1. Term & Extension:**

- a. Deed will be operational from 1 July 2023 to 30 June 2027.
- b. No later than eighteen (18) months before the expiry date, the Executive Council will notify all Member Councils that they may make a written request to the RTRL Committee and all other Member Councils to extend the Term for a further period of one (1) year.

### **2. Proceedings of the RTRL Committee**

The RTRL Committee is to hold not less than two (2) meetings each year. (Currently, this is four (4) meetings).

### **3. RTRL Annual Budget:**

- a. The total Member Council contribution increase each year is to be based on the annual base rate peg (excluding the individual rate peg population factor relevant for each Council). It is acknowledged that due to population cost driver impacts, individual Member Council contributions may be above or below the rate peg.
- b. A proposal for changes in services or service levels which results in total Member Council contributions increasing above the rate peg limit may also be provided however they must be clearly stated, costed and how they are to be paid by a Member Council or Member Councils.

### **4. Staff:**

Where the Executive Council is considering closing or significantly changing a Member Council service due to a staff or customer Work, Health and Safety concern, the Executive Council must consult with the Member Council Senior Leadership Group representative as part of the process to determine an agreed risk-based approach and available options to respond to the work, health and safety concern and customer service impacts.

### **5. Performance:**

- a. Annual performance measures for the delivery of the Library Services are contained in the SLAs.
- b. An assessment of the quality of the Library Services is to be delivered to each Member Council measured against performance benchmarks in the RTRL Strategic Plan and the SLAs.

## **OPTIONS:**

### **Option 1**

That Council:

1. Adopts the Richmond Tweed Regional Library Deed of Agreement for the period 1 July 2023 to 30 June 2027.
2. Delegates the General Manager to execute the Deed on behalf of Tweed Shire Council.
3. Appoints Lismore City Council to continue as the Executive Council for the Richmond Tweed Regional Library for the period 1 July 2023 to 30 June 2027.
4. Notes the future of the Kingscliff Library is subject to its consideration of a Special Rate Variation.

### **Option 2**

That Council does not adopt the Richmond Tweed Regional Library Deed of Agreement for the period 1 July 2023 to 30 June 2027.

**Option 1** is the recommendation of this report.

**PREVIOUS COUNCIL RESOLUTIONS:**

**Council Meeting PC - 6 April 2023**

**RESOLVED** that this item be deferred to be considered at a future Council meeting after the service levels considerations are finalised.

**Council Meeting - 21 March 2019**

**RESOLVED** that Council:

*1. approves the following amendment to Clause 23 of the Deed of Richmond Tweed Regional Library Deed of Agreement dated 29 November 2017:*

*23 Termination*

*23.1 This Deed may be terminated before the Expiry Date if written notice to that effect is given to the Executive Council signed by a majority of the Member Councils.*

*23.2 Upon termination of this Deed or the Expiry Date, whichever occurs first, the value of the RTRL Assets is to be realised by the Executive Council and the net proceeds are to be distributed to the Member Councils as follows:*

*23.2.1 Each Founding Member Council will be entitled to an equal share of the total equity of the Regional Library as at 30 June 2017; and*

*23.2.2 Each Member Council will be entitled to a share of any changes in total equity from 1 July 2017 to the date of termination in the same proportion as its financial contribution to the Regional Library bears to the total of all the financial contributions by each Member Council over the duration of this Agreement.*

*2. delegates the General Manager to finalise and execute the amendment as proposed in this report to the Richmond Tweed Regional Library Deed of Agreement dated 29 November 2017.*

**Council Meeting - 5 October 2017**

**RESOLVED** that Council:

- 1. Adopts the attached Deed of Agreement in respect to Richmond Tweed Regional Library.*
- 2. Delegates the General Manager to finalise and execute the Deed of Agreement.*
- 3. Appoints the Lismore City Council to be Executive Council of the Richmond Tweed Regional Library.*
- 4. Appoints the Richmond Tweed Regional Library Committee Members and one alternate Committee Member once notice has been given that the Committee has been formed.*

## Deed – Richmond Tweed Regional Library

1 July 2023 to 30 June 2027

Ballina Shire Council

*ABN 53 929 887 369*

Byron Shire Council

*ABN 14 472 131 473*

Lismore City Council

*ABN 60 080 932 837*

Tweed Shire Council

*ABN 90 178 732 496*

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# Deed

**Date** November 2022

## Parties

### First party

**Name** Ballina Shire Council  
**ACN** 929 887 369  
**Address** 40 Cherry Street, Ballina NSW 2478  
**Contact**  
**Telephone**

### Second party

**Name** Byron Shire Council  
**ACN** 472 131 473  
**Address** 70 Station Street, Mullumbimby NSW 2482  
**Contact**  
**Telephone**

### Third party

**Name** Lismore City Council  
**ACN** 080 932 837  
**Address** 43 Oliver Avenue, Goonellabah NSW 2480  
**Contact**  
**Telephone**

### Fourth party

**Name** Tweed Shire Council  
**ACN** 178 732 496  
**Address** 10 Tumbulgum Road, Murwillumbah NSW 2484  
**Contact**  
**Telephone**

## Background

- A. The Founding Member Councils have each adopted the Act.
- B. At the date of this Deed, the RTRL operates in the LGAs of the Founding Member Councils pursuant to the Act.

- C. The Founding Member Councils wish to enter into a new agreement pursuant to s12(1) of the Act governing the future operation of the RTRL and their respective rights and obligations as Member Councils.
- D. Pursuant to the new agreement, the Founding Member Councils wish to appoint Lismore City Council as the Executive Council to provide and manage the Library Services provided by the RTRL.
- E. Lismore City Council is willing to accept the appointment as the Executive Council.
- F. The Founding Member Councils intend that the following principles and attributes will apply to the Library Services:
- strategic,
  - efficient,
  - customer focused,
  - responsive,
  - flexible,
  - transparent,
  - local and regional,
  - future focused,
  - integrated and co-operative, and
  - supported by all Member Councils.
- G. The Founding Member Councils have agreed to enter into this Deed to give effect to these arrangements.

## Operative part

### 1 Definitions

In this deed, unless the context or subject-matter otherwise indicates or requires:

**Act** means the *Library Act 1939* (NSW).

**Alternate RTRL Committee Member** means a person appointed by a Member Council to perform the functions of a RTRL Committee Member in their absence.

**Area Librarian** means the person appointed under clause 18.2.

**Branch Library** means premises located in a Member Council's LGA through which the Library Services are delivered.

**Branch Library Services** means the Library Services delivered within a Member Council's LGA.

**Code of Meeting Practice** means *The Model Code of Meeting Practice for Local Councils in NSW 2021* published by the Office of Local Government and made under section 360 of the *Local Government Act 1993*, as amended or substituted from time to time.

**Collection** means the physical and digital library content supporting the reading, information, recreational, educational and cultural needs of the communities of the Member Councils.

**Commencing Date** means 1 July 2023.

**Council** means a council constituted under the *Local Government Act 1993*.

**Deed** means this Deed as amended from time to time in accordance with this Deed.

**Establishment Collection** means the core Collection of a Branch Library for its catchment area.

**Executive Council** means the Council appointed as such by clause 8.1.

**Executive Officer** means the person referred to in clause 11.1.

**Expiry Date** means four years from execution date of the Deed, being 30 June 2027.

**Founding Member Council** means Ballina Shire Council, Byron Shire Council, Lismore City Council or Tweed Shire Council.

**Law** means an Act of Parliament, regulation, statutory rule, ordinance, by-law or the like.

**LGA** means local government area.

**Library Council** means the Library Council of New South Wales constituted under s3 of the Act.

**Library Services** means the library and information services provided and managed within the RTRL Region by the Executive Council on behalf of the RTRL in accordance with this Deed.

**Member Council** means a Council that is a Party to this Agreement.

**Member Council Contribution** means a dollar amount specified in the RTRL Annual Budget that is payable by a Member Council to the Executive Council for a financial year in respect of the Library Services.

**Mobile Library Service** means the component of the Library Services provided by means of a specifically designed and equipped vehicle to persons who cannot readily reach a Branch Library.

**Model Code of Conduct** means *The Model Code of Conduct for Local Councils in NSW 2020* made under section 440 of the *Local Government Act 1993* and published by the Office of Local Government, as amended or substituted from time to time

**RTRL** means the Richmond Tweed Regional Library.

**RTRL Annual Budget** means a statement of the revenue policy for the RTRL for a financial year containing the statements and particulars required by this Deed.

**RTRL Annual Report** means the report provided by the Executive Council to the RTRL Committee referred to in clause 8.10.

**RTRL Assets** means property (real or otherwise) used or intended for use by the Executive Council in connection with the Library Services acquired by the Executive Council before or after the date of this Deed using Member Council Contributions.

**RTRL Assets Register** means a written register separately recording the RTRL Assets.

**RTRL Committee** means the committee referred to in clause 5 established by the Executive Council, in that capacity, under Part 20 of the Executive Council's adopted Code of Meeting Practice.

**RTRL Committee Member** means a person appointed by a Member Council to be a member of the RTRL Committee.

**RTRL Manager** means the person referred to in clause 12.

**RTRL Plan** means the RTRL Strategic Plan.

**RTRL Region** means the combined LGAs of the Member Councils.

**RTRL Strategic Plan** means a written plan that identifies the main priorities and aspirations for the future of the RTRL and contains strategic objectives for the RTRL together with strategies for achieving those objectives, and containing other matters provided for in this Deed.

**Senior Manager** means any staff member, or their duly appointed delegate or nominee, employed by a Member Council at the level of senior manager or higher.

**SLA** means a written service level agreement between the Executive Council and a Member Council setting out the nature and extent of Library Services required to be provided by the Executive Council in the Member Council's LGA in a financial year in exchange for the Member Council's financial contribution to the RTRL for that year.

**SLG** means the RTRL senior leadership group appointed in accordance with clause 10.

**Term** means the term of this Agreement provided for in clause 4.

## 2 Interpretation

2.1 In the interpretation of this Agreement, the following provisions apply unless the context otherwise requires:

- (a) **(References to legislation)** A reference to a Law will be deemed to extend to include a reference to all Laws amending, consolidating or replacing that Law from time to time;
- (b) **(Reconstitution of a party)** A reference to a person which has ceased to exist or has been reconstituted, amalgamated or merged, or other functions of which have become exercisable by any other person or body in its place, shall be taken to refer to the person or body established or constituted in its place by which its said functions have become exercisable;
- (c) **(Reference to a function)** A reference to a function is a reference to a power, authority and duty.
- (d) **(Time Limits)** Where any time limit pursuant to this Deed falls on a non-business day, then that time limit shall be deemed to have expired on the next business day;
- (e) **(Grammatical forms)** Where a word or phrase is given a defined meaning in this Deed, any other part of speech or other grammatical form in respect of such word or phrase shall, unless the context otherwise requires, have a corresponding meaning;

- (f) **(Rules of Construction)** No rule of construction operates to the detriment of a party only because that party was responsible for the preparation of this Deed or any part of it;
- (g) **(Headings)** The headings and contents page in this Deed are for convenience only and do not affect the interpretation of this Deed;
- (h) **(References to group)** A reference to a group of persons is a reference to all of them collectively and to any two or more of them collectively and to each of them individually; and
- (i) **(References to persons)** A reference to a person includes a reference to any natural or legal person.

### 3 Termination of Previous Agreement

- 3.1 Any previous agreement or arrangement entered into between the Founding Member Councils relating to library and information services provided through the RTRL within the RTRL Region is terminated with effect on the Commencing Date.
- 3.2 Despite clause 3.1, anything done or agreed by the Founding Member Councils under any such agreement or arrangement remains validly done or agreed and continues to have effect unless it is contrary to this Deed or anything done or agreed by the Parties under this Deed.

### 4 Term & Extension

- 4.1 This Deed commences on the Commencing Date and ends on the Expiry Date.
- 4.2 No later than eighteen (18) months before the Expiry Date, the Executive Council will notify all Member Councils that they may make a written request to the RTRL Committee and all other Member Councils to extend the Term for a further period of one (1) year in accordance with clause 4.3.
- 4.3 No later than twelve (12) months before the Expiry Date, any Member Council may make a written request to the RTRL Committee and all other Member Councils to extend the Term for a further period of one (1) year.
- 4.4 As soon as practicable after receiving the request, the RTRL Committee will convene a meeting to consider the request.
- 4.5 If the RTRL Committee unanimously resolves to agree to the request, the Term is extended for a further period of one (1) year and the Expiry Date is the last day of the extended Term.

### 5 The RTRL Committee

- 5.1 The Executive Council is to establish the RTRL Committee as a committee of the Executive Council as soon as practicable after the Commencing Date and delegate to the RTRL Committee the functions necessary to enable the RTRL Committee to efficiently and effectively perform its functions under this Deed.
- 5.2 The RTRL Committee is to:
  - (a) oversee the efficient and effective functioning of the RTRL,
  - (b) deliberate on matters concerning the affairs of the RTRL,

- (c) review and endorse policies and plans relating to the provision of the Library Services,
- (d) monitor and review the provision of the Library Services,
- (e) oversee the finances of the RTRL,
- (f) review and endorse the RTRL Annual Budget for each financial year,
- (g) liaise with the Executive Council relating to the provision of the Library Services,
- (h) consider and determine any application from a Council to become a Member Council of the RTRL, and
- (i) exercise functions delegated to it by the Executive Council.

## 6 RTRL Committee Membership

- 6.1 The RTRL Committee is to be comprised of two (2) RTRL Committee Members appointed by each Member Council.
- 6.2 A Member Council, as soon as practicable after the establishment of the RTRL Committee by the Executive Council or after becoming a Member Council, is to appoint two (2) RTRL Committee Members and one (1) Alternate RTRL Committee Members.
- 6.3 As soon practicable after an ordinary election of a Member Council, the Member Council is to make an appointment of its RTRL Committee Members and Alternate RTRL Committee Members.
- 6.4 The appointment of each RTRL Committee Members and Alternate RTRL Committee Members by a Member Council remains in force until the earlier to occur of:
  - (a) the next ordinary election of the Member Council,
  - (b) their replacement by the Member Council,
  - (c) the resignation of the member,
  - (d) a vacancy in the civic office of the member,
  - (e) the disqualification from civic office of the member,
  - (f) the death or mental incapacity of the member,
  - (g) the termination of this Deed.
- 6.5 Any vacancy in the office of a RTRL Committee Member or Alternate RTRL Committee Member is to be filled by the Member Council concerned as soon as practicable after the vacancy occurs.
- 6.6 Each Member Council is to notify the RTRL Committee in writing of any change to the appointment of its RTRL Committee Members or Alternate RTRL Committee Members.
- 6.7 The Model Code of Conduct applies to all RTRL Committee Members and Alternate RTRL Committee Members in the performance of their functions on the RTRL Committee.

## 7 Proceedings of the RTRL Committee

- 7.1 The RTRL Committee is to hold not less than two (2) meetings each year.
- 7.2 Subject to this clause, the Code of Meeting Practice of the Executive Council is to govern the conduct of meetings of the RTRL Committee.

- 7.3 The following business is to be transacted by the RTRL Committee at its first meeting after the Commencing Date and after any ordinary election of all of the Member Councils:
- (a) the election of a chairperson and a deputy chairperson as the first item of business, and
  - (b) the determination of times and places for meetings of the RTRL Committee for the next year.
- 7.4 The quorum for a meeting of the RTRL Committee is a majority of all the RTRL Committee Members, or in their absence Alternate Committee Members, appointed by the Member Councils who are present at the meeting and entitled to vote.
- 7.5 Each RTRL Committee Member may attend any meeting of the RTRL Committee and is entitled to one vote on any matter that is put to the meeting.
- 7.6 Whenever an RTRL Committee Member is absent from a meeting of the RTRL Committee, an Alternate RTRL Committee Member determined by the Member Council concerned may attend and is entitled to one vote on any matter that is put to a vote at the meeting.

## 8 The Executive Council

- 8.1 Lismore City Council is appointed by the Member Councils to be the Executive Council of the RTRL and accepts such appointment.
- 8.2 For the purpose of enabling the Executive Council to perform its functions under this Deed, the Member Councils delegate to the Executive Council their functions relating to the provision and management of libraries, library services and information services within their LGAs.
- 8.3 The Executive Council is to deliver the Library Services in accordance with this Deed and subject to the Act.
- 8.4 The Executive Council is to provide full administrative services in connection with the operations of the RTRL including but not limited to:
- (a) properly managing and accounting for the use of Member Council Contributions and other monies received in relation to the RTRL,
  - (b) properly managing funds and reserves relating to the RTRL to maximise income,
  - (c) keeping and auditing proper accounts and other records relating to the RTRL in accordance with this Deed and all relevant Laws,
  - (d) signing all contracts and agreements relating to the RTRL Services,
  - (e) setting the employment conditions of all staff employed by it in connection with the provision of the RTRL Services,
  - (f) prepare an agenda and business papers for each meeting of the RTRL Committee and distributing copies to RTRL Committee Members before the meeting,
  - (g) keeping minutes of each meeting of the RTRL Committee and distributing copies to the RTRL Committee Members as soon as practicable after the meeting,
  - (h) implementing decisions of the RTRL Committee without undue delay, and



- (i) utilising and maintaining assets owned by Member Councils, including the Executive Council used in connection with the RTRL.
- 8.5 The Executive Council is to provide information, advice and assistance to the RTRL Committee necessary to enable the RTRL Committee to efficiently and effectively perform its functions under this Deed.
- 8.6 The Executive Council is to consult with the RTRL Committee about the delivery of the Library Services.
- 8.7 The Executive Council, in consultation with the SLG, is to prepare and keep under review the RTRL Plans and other plans, policies and programs relating to the activities of the RTRL.
- 8.8 The Executive Council is to consult with Member Councils and their local communities about the Library Services to ensure the optimal delivery of the Library Services in the LGAs of the Member Councils.
- 8.9 The Executive Council, in consultation with the SLG and Member Councils, is to prepare the RTRL Annual Budget for each financial year and is to submit it to the RTRL Committee for review and endorsement before it is adopted by the Executive Council.
- 8.10 The Executive Council is to provide the RTRL Annual Report to the RTRL Committee, Member Councils and the SLG once each year detailing the following in relation to the previous financial year:
  - (a) the activities of the RTRL including but not limited to statistics of purchases for the Collection,
  - (b) a copy of the audited statement of accounts for the RTRL,
  - (c) a copy of the RTRL Assets Register,
  - (d) the Collection size and its age and distribution within the RTRL Region,
  - (e) the number of borrowers and items borrowed,
  - (f) the number of library visits and item loans per capita,
  - (g) the number and type of value-added services provided in connection with the Library Services,
  - (h) an assessment of the quality of the Library Services delivered to each Member Council measured against performance benchmarks in the RTRL Strategic Plan and the SLA's applying to each Member Council,
  - (i) for each Branch Library, the level of staffing, the nature of staffing employment, and financial details relating to accrued staff leave,
  - (j) any other matter reasonably required by the RTRL Committee.
- 8.11 The Executive Council is to use all reasonable endeavours to identify funding opportunities to support and enhance the RTRL and the provision of the Library Services, and to obtain the full benefit of grants and subsidies made available to it by the Commonwealth, the State of New South Wales or otherwise.
- 8.12 The Executive Council is to work co-operatively with libraries and library systems in the wider library network for the benefit of the RTRL.

## 9 Responsibilities of Member Councils

- 9.1 Each Member Council is to pay a Member Council Contribution for each financial year to the Executive Council in accordance with this Deed.
- 9.2 A Member Council is responsible for the provision and maintenance of Branch Library premises, fixtures, fittings and furnishings within its LGA.
- 9.3 A Member Council is to consult on service implications with the Executive Council and the SLG concerning any proposal to establish a new Branch Library or relocate a Branch Library or undertake a major refurbishment of a Branch Library or other library within its LGA.
- 9.4 A Member Council is to apply such funds and other resources as is necessary towards the provision and maintenance of Branch Library premises, fittings, fixtures and furnishings.
- 9.5 A Member Council is to regulate the opening hours of Branch Libraries within its LGA having regard to the recommendations of the Executive Council, the SLG and the RTRL Manager, and the Library Council Guidelines issued by the Library Council under s10(5) of the Act from time to time.
- 9.6 The cost of providing and maintaining a Mobile Library Service that is provided:
- (a) in the LGA of only one Member Council is to be borne solely by that Member Council,
  - (b) in the LGAs of two or more Member Councils are to be borne by each of the Member Councils in proportion to the extent of the Mobile Library Service provided in LGAs.
- 9.7 The operating hours of a Mobile Library Service are to be regulated by the Member Council or the group of Member Councils within whose LGA or LGAs the Mobile Library Service is provided.
- 9.8 A Member Council is to pay the Executive Council for any costs incurred by the Executive Council and invoiced to the Member Council for the provision of any service in connection with the RTRL requested by the Member Council that is additional to the SLA .
- 9.9 A Member Council is to consult with the Area Librarian and the RTRL Manager about the operation and management of the Branch Library Service and Mobile Library Service within its LGA.

## 10 The SLG

- 10.1 The SLG shall include a minimum of one senior staff member nominated by each Member Council as well as the Executive Officer and RTRL Manager. The Executive Council may have the Executive Officer act as the senior staff member for the Executive Council on the SLG.
- 10.2 As soon as practicable after the Commencing Date, each Member Council is to appoint the agreed number of members of their senior staff to be members of the SLG.
- 10.3 The SLG is generally responsible for providing advice and assistance:
- (a) to the Executive Council about the exercise of its functions under this Deed,
  - (b) to the Executive Council concerning the delivery of Branch Library Services,

- (c) to the Executive Council and Member Councils about the integration of Library Services with Member Council services.
- 10.4 The SLG is to report to the RTRL Committee in relation to the following but not limited to:
- (a) financial matters concerning the RTRL generally and the delivery of the Library Services in particular,
  - (b) the preparation of the RTRL Plans,
  - (c) the preparation of the RTRL Annual Budget,
  - (d) the formula for calculating Member Council Contributions,
  - (e) annual performance measures for the delivery of the Library Services contained in the SLA's,
  - (f) the review of the RTRL Plans and other plans, policies, and programs relating to the activities of the RTRL,
  - (g) proposals for the establishment or relocation or major refurbishment of Branch Libraries,
  - (h) the opening hours of Branch Libraries,
  - (i) consultations with the Executive Council about the appointment of the RTRL Manager,
  - (j) and any other matters the SLG may determine appropriate.
- 10.5 The SLG is to meet not less than four (4) times each year at times and places determined by the SLG.
- 10.6 The Executive Officer or the Executive Officer's nominee is to be the chairperson of meetings of the SLG.
- 10.7 The SLG may determine the procedure for the conduct of its meetings.
- 10.8 The SLG is to report to, and is accountable to, the RTRL Committee in relation to all matters with which it deals.

## 11 The Executive Officer

- 11.1 The Executive Officer of the RTRL is the General Manager of the Executive Council or a person appointed by the General Manager of the Executive Council to be the Executive Officer.
- 11.2 The Executive Officer is responsible to the Executive Council for the administration and financial operation of the RTRL.
- 11.3 The Executive Officer is the key liaison person for Member Councils and the RTRL Committee in relation to matters concerning the RTRL.

## 12 RTRL Manager

- 12.1 The Executive Council is to appoint the RTRL Manager when the position is vacant in consultation with the SLG.
- 12.2 The RTRL Manager:

- (a) is to be a qualified and well-experienced manager who may be recognised by the Australian Library and Information Association,
- (b) is to be an employee of, or a contractor to, the Executive Council,
- (c) reports to the Executive Officer or a person nominated by the General Manager of the Executive Council,
- (d) is to liaise with the SLG in performing his or her functions, and
- (e) is to manage, on behalf of the Executive Council, the resources of the RTRL consistent with the RTRL Annual Budget and SLA's.

12.3 The functions of the RTRL Manager are:

- (a) to administer the Library Services on behalf of the Executive Council,
- (b) to implement, or assist in the implementation of, decisions of the Executive Council relating to the RTRL,
- (c) to develop, maintain and implement the RTRL Plan with the assistance of the SLG,
- (d) to provide advice to the Executive Council and the SLG on matters relevant to the development and implementation of the RTRL Plan and plans, policies and programs of the RTRL,
- (e) to manage, on behalf of the Executive Council, the resources of the RTRL consistent with the RTRL Annual Budget and SLAs,
- (f) to liaise with the Area Librarians and Member Councils on the operation and staffing of Branch Libraries,
- (g) to represent the RTRL at all times in a professional and competent manner,
- (h) to provide reports to the Executive Council and the SLG as required by them on the administration of the RTRL and the implementation of the RTRL Plans, and
- (i) to perform any other functions determined by the Executive Council in consultation with the RTRL Committee or SLG from time to time.

## 13 Adoption of RTRL Plan

13.1 Within one year of the Commencing Date, the RTRL Committee, in consultation with the SLG, is to adopt a revised RTRL Strategic Plan.

13.2 The implementation of the RTRL Strategic Plan is to be considered each year by the SLG during the RTRL Annual Budget process.

## 14 RTRL Annual Budget

14.1 By not later than 1 March in each year, the Executive Council is to provide a copy of the proposed RTRL Annual Budget for the next financial year to the RTRL Committee, Member Councils and the SLG.

14.2 The proposed RTRL Annual Budget is to include the following statements and particulars:

- (a) a statement containing a detailed estimate of income and expenditure relating to the operations of the RTRL,
- (b) particulars of the amount of each Member Council Contribution, and

- (c) particulars of the budget allocation to the Executive Council to enable it to perform its functions under this Deed.
- 14.3 Any increase in the Member Council Contribution in the RTRL Annual Budget is to be based on the annual base rate peg (excluding the individual rate peg population factor relevant for each Member Council). It is acknowledged that due to population cost driver impacts, individual Member Council Contributions may be above or below the rate peg.
- 14.4 A proposal for a change in service levels or service levels in the RTRL Annual Report which results in total Member Council Contributions increasing above the rate peg limit may also be provided however the proposal must be clearly defined, costed and stated how it will impact a Member Council Contribution.
- 14.5 The proposed RTRL Annual Budget must be endorsed by the RTRL Committee and SLG.
- 14.6 The Executive Council is to use all reasonable endeavours to ensure that the RTRL Annual Budget is adopted by not later than 30 June in each year.

## 15 Member Council Contributions

- 15.1 The Executive Council is to consult with the SLG about the formula to be used for calculating Member Council Contributions each year.
- 15.2 The formula to be used by the Executive Council for calculating Member Council Contributions for a financial year is to be reported to the RTRL Committee as part of the RTRL Annual Budget reporting.
- 15.3 The formula to be used by the Executive Council for calculating Member Council Contributions is to be sufficiently flexible to ensure that the following are taken into account:
  - (a) any changes to the use of Branch Libraries over time in Member Council LGAs,
  - (b) the number of residents in Member Council LGAs,
  - (c) the estimated number of persons in areas outside of Member Council LGAs who use Branch Library Services in Member Council LGAs, and
  - (d) any agreements or arrangements entered into between Member Councils and libraries or other bodies outside of the Member Council LGAs for the provision of library and information services in the Member Council LGAs.
- 15.4 Subject to this Deed, each Member Council Contribution is to be paid in quarterly instalments on the first day of July, October, January and April in the financial year to which the payment relates.
- 15.5 A Member Council Contribution is not payable for a financial year unless and until the Member Council and the Executive Council have entered into a SLA relating to the financial year.

## 16 Service Level Agreement

- (a) As soon as practicable after the Commencing Date, the Executive Council, in consultation with the SLG, is to prepare a proposed SLA for each Member Council's LGA.
- (b) A proposed SLA may relate to the delivery of Library Services in a Member Council's LGA for one or more financial years.

- (c) The Executive Council is to submit the proposed SLA to the Member Council concerned for review by the Member Council.
- (d) The Executive Council and the Member Council are to work co-operatively and in good faith and use all reasonable endeavours to reach agreement on the terms of the SLA.
- (e) A SLA for a Member Council's LGA takes effect when the Executive Council and the Member Council enter into the SLA.

## 17 RTRL Assets Register

- 17.1 The Executive Council is to establish and maintain the RTRL Assets Register.
- 17.2 The RTRL Assets Register is to record the following information:
  - (a) each RTRL Asset existing on the Commencing Date, the value of such each asset on the Commencing Date and its current value, and
  - (b) each RTRL Asset acquired after the Commencing Date, the date of acquisition, its acquisition cost and its current value.
- 17.3 A copy of the RTRL Assets Register is to be included in the RTRL Annual Report.
- 17.4 The Executive Council is not to sell or otherwise dispose of, or exchange or surrender, or lease or encumber any RTRL Land and Building Assets without the Approval of the RTRL Committee. For the purposes of this clause RTRL Land and Building Assets means:
  - (a) Lot 1 DP 1061931, 2 Centenary Drive, Goonellabah – Land and Building, and
  - (b) Lot 2 DP 1061931, 1 Lancaster Drive Goonellabah – Vacant Land.
- 17.5 A Member Council is not to withdraw a Member Council Asset from use by the Executive Council in connection with the delivery of the Library Services unless it has given the Executive Council not less than twelve (12) months prior written notice of its intention to do so.

## 18 Staff

- 18.1 RTRL Staff are employed by the Executive Council.
- 18.2 The Executive Council will appoint an Area Librarian to manage the library service for each Member Council that report to the Regional Library Manager.
- 18.3 The Member Council Contribution is to pay for all costs of staffing.
- 18.4 Where the Executive Council is considering closing or significantly changing a Branch Library opening hours due to a staff or customer work, health and safety concern, the Executive Council must consult with the Member Council representative to determine an agreed risk based approach and available options to respond to the work, health and safety concern and customer service impacts.

## 19 Dispute Resolution

- 19.1 A Member Council may give written notice of a dispute relating to any matter the subject of this Deed to the RTRL Committee and each Member Council.
- 19.2 The written notice is to set out details of the dispute.

- 19.3 The RTRL Committee is to use all reasonable endeavours to resolve the dispute within fourteen (14) days of receipt of the written notice of the dispute.
- 19.4 If the dispute is not resolved within that period, or the dispute is with the RTRL Committee, the RTRL Committee is to refer the dispute to the Australian Disputes Centre for independent mediation in accordance with commercial mediation guidelines published and used by the Australian Disputes Centre from time to time.
- 19.5 Despite anything else in this clause, pursuant to s12(5) of the Act, it is a term of this Deed that any dispute arising under this Deed must, on the application to the Council of a Member Council, be settled by arbitration by an arbitrator appointed by the Council.

## 20 Admission of New Member Council

- 20.1 The RTRL Committee, in consultation with the Executive Council and the SLG, is to determine any written application made to it or the Executive Officer to admit a Council as a new Member Council.
- 20.2 A unanimous resolution of the RTRL Committee is required to admit a Council as a new Member Council.
- 20.3 The admission of a new Member Council does not take effect unless and until the new Member Council and the existing Member Councils have entered into a deed by which the new Member Council agrees to be bound by this Deed on such terms as are required by the existing Member Councils.

## 21 Retirement of Member Council

- 21.1 A Member Council may give the RTRL Committee or the Executive Officer written notice of its intention to retire as a Member Council.
- 21.2 The Executive Officer is to give a copy of any such notice to the RTRL Committee without delay.
- 21.3 The written notice is to specify the date on which the Member Council will retire, being a date that is;
- (a) 30 June in a specified year unless otherwise agreed by unanimous resolution of the RTRL Committee, and
  - (b) not less than eighteen (18) months after the date of giving the notice, and
  - (c) not less than twelve (12) months before or after an ordinary election the Member Councils.
- 21.4 The retirement of a Member Council does not affect the continued operation of this Deed in relation to the remaining Member Councils.
- 21.5 Any costs incurred by the RTRL or any Member Council in connection with the retirement of a Member Council is to be borne by the retiring Member Council.

## 22 Termination

- 22.1 This Deed may be terminated before the Expiry Date if written notice to that effect is given to the Executive Council signed by a majority of the Member Councils.
- 22.2 Upon termination of this Deed or the Expiry Date, whichever occurs first, the value of the RTRL Assets is to be realised by the Executive Council and the net proceeds are to be distributed as follows:

- (a) Each Founding Member Council will be entitled to an equal share of the total equity of the RTRL as at 30 June 2017; and
- (b) Each Member Council will be entitled to a share of any changes in total equity from 1 July 2017 to the date of termination or Expiry Date (as the case may be) in the same proportion as its Member Council Contribution to the RTRL bears to the total of all the financial contributions by each Member Council from 1 July 2017 to the date of termination or Expiry Date (as the case may be).

## 23 Payment of Interest

- 23.1 Interest on any amount due and payable by a Member Council to the Executive Council under this Deed and which is not paid to the Executive Council within fourteen (14) days of the due date is to be paid at the rate provided for in s 566(3) of the *Local Government Act 1993* until the date it is received by the Executive Council.

## 24 Indemnity

- 24.1 The Member Councils indemnify the Executive Council in equal proportions for any liability incurred by the Executive Council in connection with the performance of its functions as the Executive Council under this Deed but not to the extent that the liability results from the negligence of the Executive Council or any unlawful act or omission by the Executive Council.

## 25 Regional Library Name & Brand

- 25.1 The Executive Council is to ensure as far as is reasonably practical that the name 'Richmond Tweed Regional Library' is registered under *the Business Names Registration Act 2011 (Cth)* on behalf of the Member Councils.
- 25.2 The Executive Council is to ensure as far as is reasonably practical that any sign (within the meaning of the *Trade Marks Act 1995 (Cth)*) pertaining to and used by the RTRL is registered under that Act on behalf of the Member Councils.
- 25.3 The name or brand of the RTRL may only be changed by a unanimous decision of the RTRL Committee.

## 26 Notices

- 26.1 Any notice, consent, information, application or request that is to or may be given or made to a Party under this Deed is only given or made if it is in writing and sent in one of the following ways:
  - (a) delivered or posted to that Party at its address specified in this Deed, or
  - (b) emailed to that Party at its email address specified by that Party for the purposes of this Deed.
- 26.2 If a Party gives the other Party 3 business days' notice of a change of its address, fax number or email, any notice, consent, information, application or request is only given or made by that other Party if it is delivered, posted, or emailed to the latest address or fax number.
- 26.3 Any notice, consent, information, application or request is to be treated as given or made if it is:
  - (a) delivered, when it is left at the relevant address,
  - (b) sent by post, 2 business days after it is posted, or



- (c) sent by email and the sender does not receive a delivery failure message from the sender's internet Contractor within a period of 24 hours of the email being sent.

26.4 If any notice, consent, information, application or request is delivered, or an error free transmission report in relation to it is received, on a day that is not a business day, or if on a business day, after 5pm on that day in the place of the Party to whom it is sent, it is to be treated as having been given or made at the beginning of the next business day.

## 27 Amendment

27.1 This Deed is not to be amended unless the proposed amendment:

- (a) is considered at a meeting of the RTRL, and
- (b) is notified in writing to the Executive Council and the Member Councils by the Party proposing the amendment not less than one month before it is considered at the RTRL Committee meeting.

27.2 No amendment to this Deed, nor any agreement entered into between two or more of the Parties pursuant to this Deed, nor any agreement, consent or approval given by a Party under this Deed, is of any force or effect unless it is in writing and signed by the Party or Parties concerned.

## 28 Consents

28.1 If this Deed permits a party to give or withhold its consent or approval in relation to any matter, that consent or approval may be given or withheld conditionally or unconditionally, in its absolute discretion, unless this Deed expressly provides otherwise.

## 29 Waiver

29.1 The fact that a Party fails to do, or delays in doing, something the Party is entitled to do under this Deed, does not amount to a waiver of any obligation of, or breach of obligation by, another Party.

29.2 A waiver by a Party is only effective if it:

- (a) is in writing,
- (b) is addressed to the Party whose obligation or breach of obligation is the subject of the waiver,
- (c) specifies the obligation or breach of obligation the subject of the waiver and the conditions, if any, of the waiver, and
- (d) is signed and dated by the Party giving the waiver.

29.3 Without limitation, a waiver may be expressed to be conditional on the happening of an event, including the doing of a thing by the Party to whom the waiver is given.

29.4 A waiver by a Party is only effective in relation to the particular obligation or breach in respect of which it is given, and is not to be taken as an implied waiver of any other obligation or breach or as an implied waiver of that obligation or breach in relation to any other occasion.

29.5 For the purposes of this Deed, an obligation or breach of obligation the subject of a waiver is taken not to have been imposed on, or required to be complied with by, the Party to whom the waiver is given.

## 30 Entire Agreement

30.1 This Deed contains everything to which the Parties have agreed in relation to the matters it deals with.

30.2 No Party can rely on an earlier document, or anything said or done by another Party, or by a director, officer, agent or employee of that Party, before this Deed was executed, except as permitted by law.

## 31 Further Acts

31.1 Each Party must promptly execute all documents and do all things that another Party from time to time reasonably requests to effect, perfect or complete this Deed and all transactions incidental to it.

## 32 Governing Law & Jurisdiction

32.1 This Deed is governed by the law of New South Wales.

32.2 The Parties submit to the non-exclusive jurisdiction of its courts and courts of appeal from them.

32.3 The Parties are not to object to the exercise of jurisdiction by those courts on any basis.

32.4 Without limiting any other provision of this Deed, the Parties may enforce this Deed in any court of competent jurisdiction.

## 33 Joint and Individual Liability & Benefits

33.1 Except as otherwise expressly provided for in this Deed:

- (a) any agreement, covenant, representation or warranty under this Deed by 2 or more Parties binds them jointly and each of them individually, and
- (b) any benefit in favour of 2 or more Parties is for the benefit of them jointly and each of them individually.

## 34 No Fetter

34.1 Nothing in this Deed shall be construed as requiring a Party to do anything that would cause it to be in breach of any of its obligations under any Law, and without limitation, nothing shall be construed as limiting or fettering in any way the exercise of any statutory discretion or duty.

## 35 Illegality

35.1 If any provision of this Deed can be read in a way that makes it unlawful, unenforceable or invalid, but can also be read in a way that makes it lawful, enforceable and valid, it must be read in the latter way.

## 36 Severability

36.1 If any provision of this Deed is unlawful, unenforceable or invalid, then that provision is taken to be severed from this Deed but without affecting the continued operation of the remainder of the Deed.

## 37 Inconsistency

- 37.1 If there is an inconsistency between the provisions of this Deed, the following approach applies for the purpose only of resolving the inconsistency:
- (a) the provision which gives best effect to the intention of the Parties relating to the subject-matter of the inconsistency prevails to the extent of the inconsistency,
  - (b) the operative provisions of this Deed prevail over the attachments to this Deed to the extent of the inconsistency.
- 37.2 If there is an inconsistency between this Deed and a SLA, this Deed prevails to the extent of the inconsistency.

## 38 Costs

- 38.1 Each Member Council is to bear its own costs incurred in relation to the preparation, negotiation and execution of this Deed.

Executed as a Deed

**Signed** on behalf of **Ballina Shire Council** pursuant to a resolution passed at a duly convened meeting held on )  
)  
)

in the presence of:

.....  
Paul Hickey, General Manager

.....  
Witness

**Signed** on behalf of **Byron Shire Council** pursuant to a resolution passed at a duly convened meeting held on )  
)  
)

in the presence of:

.....  
Mark Arnold, General Manager

.....  
Witness

**Signed** on behalf of **Lismore City Council** pursuant to a resolution passed at a duly convened meeting held on )  
)  
)

in the presence of:

.....  
John Walker, General Manager

.....  
Witness

**Signed** on behalf of **Tweed Shire** )  
**Council** pursuant to a resolution passed )  
at a duly convened meeting held on )

in the presence of:

.....  
Troy Green, General Manager

.....  
Witness

**TITLE: Application for Variation of Restriction on Use - 1 Sunfish Lane, Kingscliff (Lot 12 in DP1252999)**

**Submitted By:** Legal Services

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**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Growing – We want to work together to plan for the future so the Tweed grows and evolves in a sustainable way**

**Make sure Council services supported to deliver effective transparent programs and operations**

**4.3.9 Property and Legal Services** – To support and advise staff on organisational legal issues and property management of Council controlled assets.

**ROLE:**

**LEADER** - Council grows strong, transparent and visionary leadership promoting unity to make our Tweed community even better tomorrow than it is today.

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**EXECUTIVE SUMMARY**

Council has received an application to vary a Restriction on Use for 1 Sunfish Lane, Kingscliff (Lot 1 in DP1252999).

DP1252999 was created from a subdivision of DP1222073 and therefore the terms of the 88B instrument of DP1222073 are applicable.

The Restriction on Use tenthly referred to on DP1222073 and the accompanying 88B instrument states:

*"No dwelling house shall be constructed on the lots burdened unless it is as per the dwelling house approved under Tweed Shire Council Integrated Housing Consent DA13/0401"*.

It is sought to vary the Restriction to state:

*"No dwelling house shall be constructed on the lots burdened unless it is as per the dwelling house approved under Tweed Shire Council Integrated Housing Consent DA13/0401 or as otherwise approved by Tweed Shire Council"*.

Tweed Shire has the authority to release, vary or modify this Restriction, and it is recommended that Council approves the variation of the restriction tenthly referred to on DP1222073, affecting Lot 12 DP1252999.

**RECOMMENDATION:**

**That Council:**

- 1. Approves the variation of Restriction on Use tenthly referred to in DP1222073, affecting Lot 12 DP1252999, and the registration of a new section 88B instrument to modify the Restriction in relation to Lot 12 DP1252999 as referred to in this report.**
- 2. All necessary documentation in relation to this matter to be executed under the Common Seal of Council.**

3. **ATTACHMENT 7 CONFIDENTIAL** in accordance with Section 10A(2) of the *Local Government Act 1993*, because it contains:

- (e) information that would, if disclosed, prejudice the maintenance of law

**ATTACHMENTS**

1. DP1222073
2. Section 88B DP1222073
3. DP1252999
4. Section 88B DP1252999
5. DA13 0401 - Cylinders Drive Kingscliff - Integrated Housing comprising of Twelve (12) Dwellings
6. Proposed Alterations
7. Confidential - Title Search Lot 12 DP1252999

**COUNCIL IMPLICATIONS:**

**a. Legislation/Policy/Existing Strategic Plans**

*Conveyancing Act 1919*

*Tweed Development Control Plan 2008*

**b. Sustainability:**

**i. Financial (Budget/Long Term Financial Plan/Whole of Life Cost):**

No budget implications arise from this report.

The applicant has paid Council's fee for the Variation of Restriction and will bear all costs in relation to the preparation, and registration, of documents.

**ii. Environmental (including climate change):**

Not Applicable.

**iii. Social:**

Not Applicable.

**c. Legal Considerations:**

Not Applicable.

**d. Risk Considerations:**

Not Applicable.

**e. Engagement/Communication:**

**Collaborate** - Working with the community to design and draft.

**REPORT:**

Council has received an application to vary a Restriction on Use for 1 Sunfish Lane, Kingscliff (Lot 1 in DP1252999).

DP1252999 was created from a subdivision of DP1222073, and therefore the terms of the 88B instrument of DP1222073 are applicable and are **attached** to this report. A title search of Lot 12 DP1252999 confirms the lot is imposed by the restriction on DP1222073 and is **attached** to this report as a confidential attachment.

The existing dwelling and allotment was approved by way of development consent DA13/0401, which approved integrated housing, comprising 12 Dwellings. Each dwelling within the integrated housing approval was assigned a specific design, with the subject site comprising dwelling type 'A3', being a two storey dwelling. A complete set of approved plans for DA13/0401 is **attached**.

DA22/0409 seeks to gain approval for alterations and additions to the existing single dwelling at 1 Sunfish Lane, Kingscliff (Lot 12 DP1252999). The alterations and additions comprise of an upper storey extension to create an additional bathroom and bedroom, and to extend the existing bedroom 2, and mezzanine study. The application presents a design that complies with the relevant provisions of the Tweed Development Control Plan 2008 – Sections A1 and B26.

As the proposal seeks to alter the dwelling originally approved under DA13/0401, the proposal seeks to vary the restriction tenthly referred to in the plan DP1222073.

The Restriction on Use tenthly referred to on DP1222073 and the accompanying 88B instrument states:

*"No dwelling house shall be constructed on the lots burdened unless it is as per the dwelling house approved under Tweed Shire Council Integrated Housing Consent DA13/0401"*.

It is sought to vary the Restriction to state:

*"No dwelling house shall be constructed on the lots burdened unless it is as per the dwelling house approved under Tweed Shire Council Integrated Housing Consent DA13/0401, or as otherwise approved by Tweed Shire Council"*.

The proposed alterations and additions would not compromise the design intent of the original dwelling approval – DA13/0401, in that the works are minor, and the development remains a two storey dwelling.

Council officers have liaised with internal Council departments, and it was recommended by Building and Environmental Health (BEH) that this Restriction be varied in order to issue a Construction Certificate.

As it was a recommendation within the BEH department to comply with DA22/0409, and Tweed Shire Council is the party empowered to release, vary or modify the restriction, it is recommended that Council approves the variation of the Restriction tenthly referred to on DP1222073, affecting Lot 12 DP1252999.

The applicant will bear all costs in relation to the preparation, and registration, of documents.

## **OPTIONS:**

### Option 1

That Council:

1. Approves the variation of Restriction on User tenthly referred to in DP1222073, affecting Lot 12 DP1252999 and the registration of a new section 88B instrument to modify the restriction in relation to Lot 12 DP1252999 as referred to in this report.
2. All necessary documentation in relation to this matter to be executed under the Common Seal of Council.

ATTACHMENT 7 CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:

- (a) personnel matters concerning particular individuals (other than councillors)

### Option 2

That Council does not approve the variation of Restriction on User tenthly referred to in DP1222073, affecting Lot 12 DP1252999.



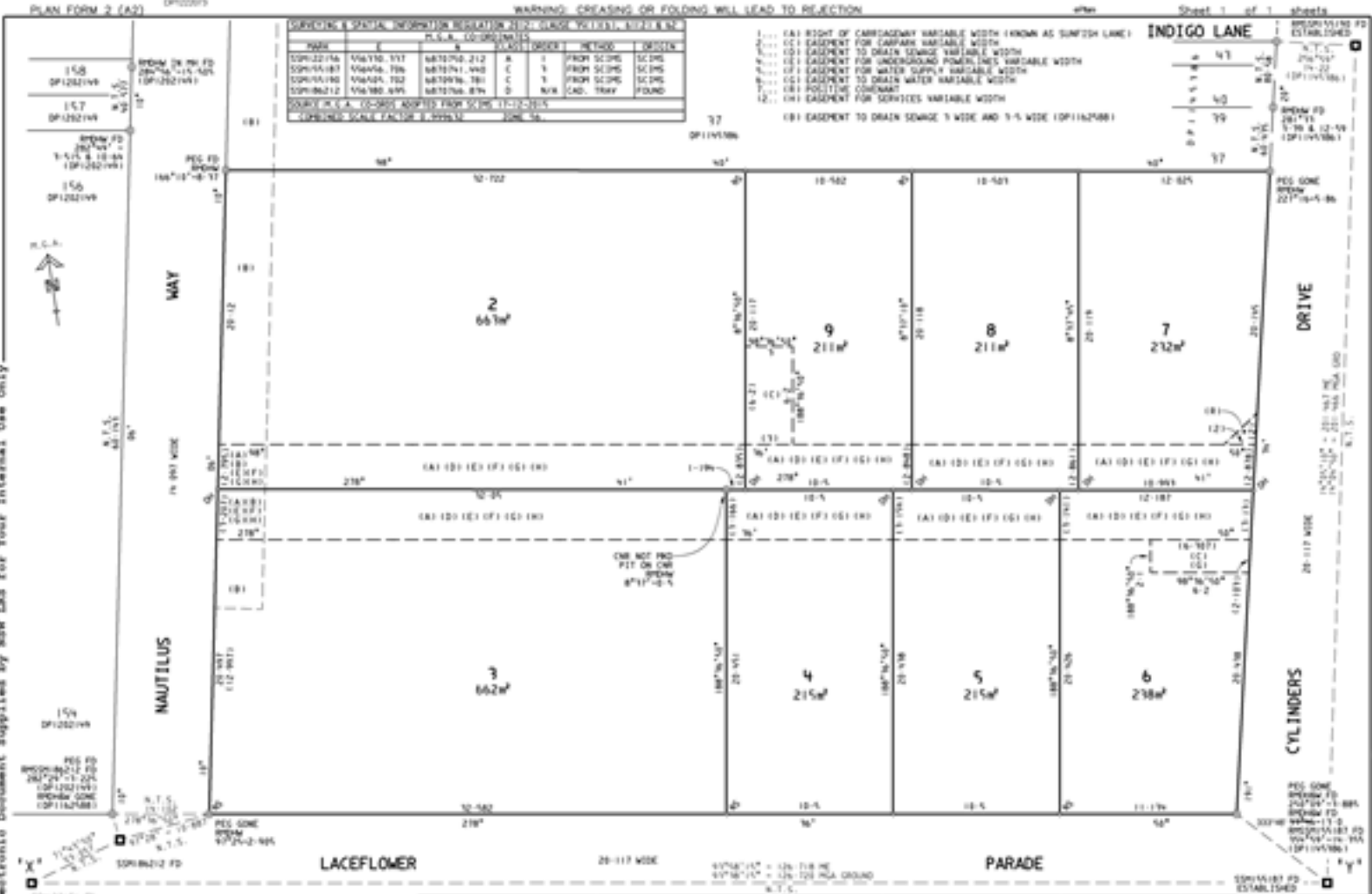
ATTACHMENT 7 CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:

- (a) personnel matters concerning particular individuals (other than councillors)

**PREVIOUS COUNCIL RESOLUTIONS:**

Not Applicable.

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**SURVEY & SPATIAL INFORMATION REGULATION 2012 - CLAUSE 10(1)(3), 10(1)(4) & 10(1)(5)**

POINT	E	N	CLASS	UNDER	METHOD	NOTES
SPR122174	1/6/190.177	687076.212	A	1	FROM SCDS	SCDS
SPR14187	1/6/454.786	687076.940	C	1	FROM SCDS	SCDS
SPR14190	1/6/454.782	687076.781	C	1	FROM SCDS	SCDS
SPR16212	1/6/180.495	687076.874	D	N/A	CAD. TRAY	FOUND

SOURCE: N.Z. S. CO-ORDS ADAPTED FROM SCDS 11/11/2015  
 COORDINATE SCALE FACTOR 0.999912 1000 M

- 1. ... (A) RIGHT OF CARPENTRY VARIABLE WIDTH (KNOWN AS SUNFISH LAKE)
- 2. ... (C) EASEMENT FOR CARPARK VARIABLE WIDTH
- 3. ... (C) EASEMENT TO DRAIN SEWAGE VARIABLE WIDTH
- 4. ... (C) EASEMENT FOR UNDERGROUND POWER LINE VARIABLE WIDTH
- 5. ... (C) EASEMENT FOR WATER SUPPLY VARIABLE WIDTH
- 6. ... (C) EASEMENT TO DRAIN WATER VARIABLE WIDTH
- 7. ... (A) POLLING CONDUIT
- 8. ... (C) EASEMENT FOR SERVICES VARIABLE WIDTH

Surveyor: PHILIP ANDREW WIPER Date of Survey: 23/10/2015 Surveyor's Ref: T14006/20880C 2016M7100(134)90C	PLAN OF SUBDIVISION OF LOTS 35 & 36 IN DP1145366	LSA: TWEED Locality: KINGSOULT Subdivision No: SC16/0003 Lengths are in metres. Reduction Ratio 1:100	Registered 15.07.2016
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DP1222073  
 Page 132 of 465

Instrument setting out terms of Easements or Profits à Prendre intended to be created or released and of Restrictions on the Use of Land or Positive Covenants intended to be created pursuant to Section 88B Conveyancing Act 1919.

(Sheet 1 of 5 sheets)

Plan: DP1222073  
 Subdivision of Lots 35 & 36 in DP1145386 covered by Subdivision Certificate No SC16 / 0003 dated 16 of JUNE 2016

Full name and address of owner of the land:

Terence William Staines & Cudgen Superannuation Services Pty Limited  
 A.C.N. 094 085 499  
 Suite 7 / 59-67 Strathaven Ave  
 Northbridge NSW 1560

Full name and address of mortgagee of the land:

Not applicable

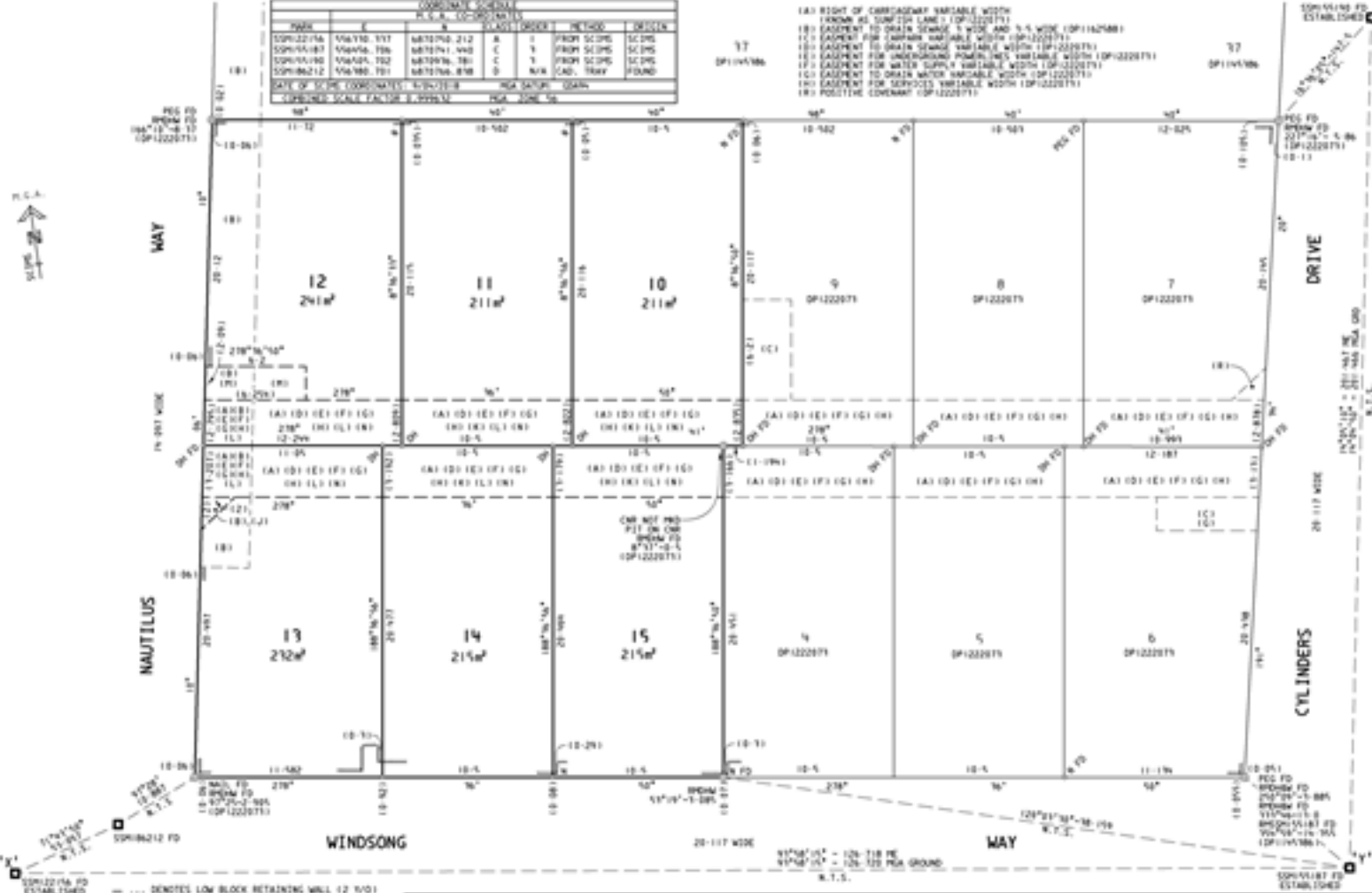
Part 1 (Creation)

Number of item shown in the intention panel on the plan	Identity of easement, profit à prendre, restriction or positive covenant to be created and referred to in the plan	Burdened lot(s) or parcel(s):	Benefited Lot(s), bodies or Prescribed Authority:
1	Right of Carriageway (Known as Sunfish Lane)	2 - 9 Inclusive	Each Other Lot
2	Easement for Carpark Variable Width	6 and 9	Each Other Lot
3	Easement to Drain Sewage Variable Width	2 - 9 Inclusive	Tweed Shire Council
4	Easement for Underground Powerlines Variable Width	2 - 9 Inclusive	Essential Energy
5	Easement for Water Supply Variable Width	2 - 9 Inclusive	Tweed Shire Council
6	Easement to Drain Water Variable Width	2 & 3 4 5 6 7 8 9	3 & 2 Reciprocally 2, 3 & 9 2 - 4, 8 & 9 Each other Lot Each other Lot 2 - 5, & 9 2 - 4 Inclusive
7	Positive Covenant	7	Tweed Shire Council
8	Positive Covenant	2 - 9 Inclusive	Tweed Shire Council
9	Positive Covenant	2 - 9 Inclusive	Tweed Shire Council
10	Restriction on the Use of Land	2 - 9 Inclusive	Tweed Shire Council
11	Positive Covenant	2 - 9 Inclusive	2 - 9 Inclusive
12	Easement For Services Variable Width	2 - 9 Inclusive	Each Other Lot

COMPASS SCHEDULE					
P.S.S. COORDINATES					
NAME	E	N	SLANT/ORDER	METHOD	NOTES
OP114586	56170.371	687070.212	B	1	FROM SCOPED
OP114587	56170.370	687071.940	C	1	FROM SCOPED
OP114590	56170.752	687070.381	C	1	FROM SCOPED
OP1146212	56170.701	687070.878	D	0	NOV. CAD. TRAY FOUND

DATE OF SCOPED COORDINATES: 6/20/2018  
 NAME: PHILIP ANDREW WIPER  
 COMBINED SCALE FACTOR: 0.999932

- 1A) RIGHT OF CARRIAGEWAY VARIABLE WIDTH
- 1B) KNOWN 8'0" SURVEY LANE (OP1142781)
- 1C) EASEMENT TO DRAIN SEWER 5' WIDE AND 5' S. WIDE (OP1142788)
- 1D) EASEMENT FOR CARRIAGE VARIABLE WIDTH (OP1222071)
- 1E) EASEMENT TO DRAIN SEWER VARIABLE WIDTH (OP1222075)
- 1F) EASEMENT FOR UNDERGROUND POWER LINES VARIABLE WIDTH (OP1222076)
- 1G) EASEMENT FOR WATER SUPPLY VARIABLE WIDTH (OP1222077)
- 1H) EASEMENT TO DRAIN WATER VARIABLE WIDTH (OP1222078)
- 1I) EASEMENT FOR SERVICES VARIABLE WIDTH (OP1222079)
- 1J) POSITIVE COVENANT (OP1222071)



- OP114586 ... DENOTES LOW BLOCK RETAINING WALL 12' HGT
- OP114587 ... DENOTES BAIL IN CONCRETE FOOTING
- OP114590 ... DENOTES DRILL HOLE IN CONCRETE FOOTING
- OP1222071 ... EASEMENT FOR CARRIAGE VARIABLE WIDTH
- OP1222075 ... EASEMENT TO DRAIN WATER VARIABLE WIDTH
- OP1222076 ... RIGHT OF CARRIAGEWAY VARIABLE WIDTH
- OP1222077 ... EASEMENT FOR SERVICES VARIABLE WIDTH

SURVEYOR Name: PHILIP ANDREW WIPER Date: 10/4/2018 Reference: T1806 / Z1812C	PLAN OF SUBDIVISION OF LOTS 2 & 3 IN OP1222075	USA: TEXAS Locality: KINGSCLIFF Reduction Ratio: 1:150 Lengths are in metres.	Registered 15.5.2018
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Instrument setting out terms of Easements or Profits à Prendre intended to be created or released and of Restrictions on the Use of Land or Positive Covenants intended to be created pursuant to Section 88B Conveyancing Act 1919. ePlan (Sheet 1 of 3 sheets)

Plan: DP1252999

Subdivision of Lots 2 & 3 in DP1222073 covered by Subdivision Certificate No SC18/0033 Dated 2 APRIL 2019

Full name and address of owner of the land:

Terence William Staines & Cudgen Superannuation Services Pty Limited A.C.N. 094 085 499 Suite 7 / 59-67 Strathaven Ave Northbridge NSW 1560

Full name and address of mortgagee of the land:

Part 1 (Creation)

Number of item shown in the intention panel on the plan	Identity of easement, profit à prendre, restriction or positive covenant to be created and referred to in the plan	Burdened lot(s) or parcel(s):	Benefited Lot(s), bodies or Prescribed Authority:
1	Easement for Carpark Variable Width	12	10, 11, 13, 14, 15 & 4 - 9 in DP1222073 Inclusive
2	Positive Covenant	13	Tweed Shire Council
3	Easement to Drain Water Variable Width	10 11 14 15	11, 12 12 13 13, 14
4	Right of Carriageway Variable Width	10 11 12 13 14 15	11, 12 10, 12 10, 11 14, 15 13, 15 13, 14
5	Easement for Services Variable Width	10 11 12 13 14 15	11, 12 10, 12 10, 11 14, 15 13, 15 13, 14

*TSR*  
*[Signature]*





SALT

SEASIDE CITY

SITE

CASUARINA

PROPOSED SHOPPING CENTRE

THIS IS THE PLAN REFERRED  
TO IN THE DEVELOPMENT  
CONSENT No. DA13/DA01.....

30 JUN 2014

SIGNED: *Paul O'Sullivan*

revision 24/04/2013 A DA SUBMISSION	revision	revision	revision	disclaimer THIS DOCUMENT IS A REPRESENTATION OF THE ARCHITECTURAL DESIGN INTENT OF THIS PROJECT, AND MUST ONLY BE USED FOR THE PURPOSE STATED IN THE REVISIONS COLUMN	project SEASIDE CITY SMALL LOT HOUSING	client TERENCE STAINES	drawing LOCATION PLAN	drawing no. DA01	<small>© This design and drawing is copyright and shall not be used or reproduced wholly or in part without the written permission of Aspect Architecture</small>	job no. 13383		
scale MP	drawn MC/JT	checked MC/JT	scale MP	Registered Architect Matthew Cooper NCMA Registration Number 7191	Registered Architect Matthew Cooper NCMA Registration Number 3356	scale MP	drawn MC/JT	checked MC/JT	scale MP	drawn MC/JT	checked MC/JT	<small>           phone p (02) 6674 6418 f (02) 6674 6419            qld p (07) 3862 6220 f (07) 3852 5221            p.o. box 395 red hill brisbane qld 4059            www.aspectarch.com         </small>



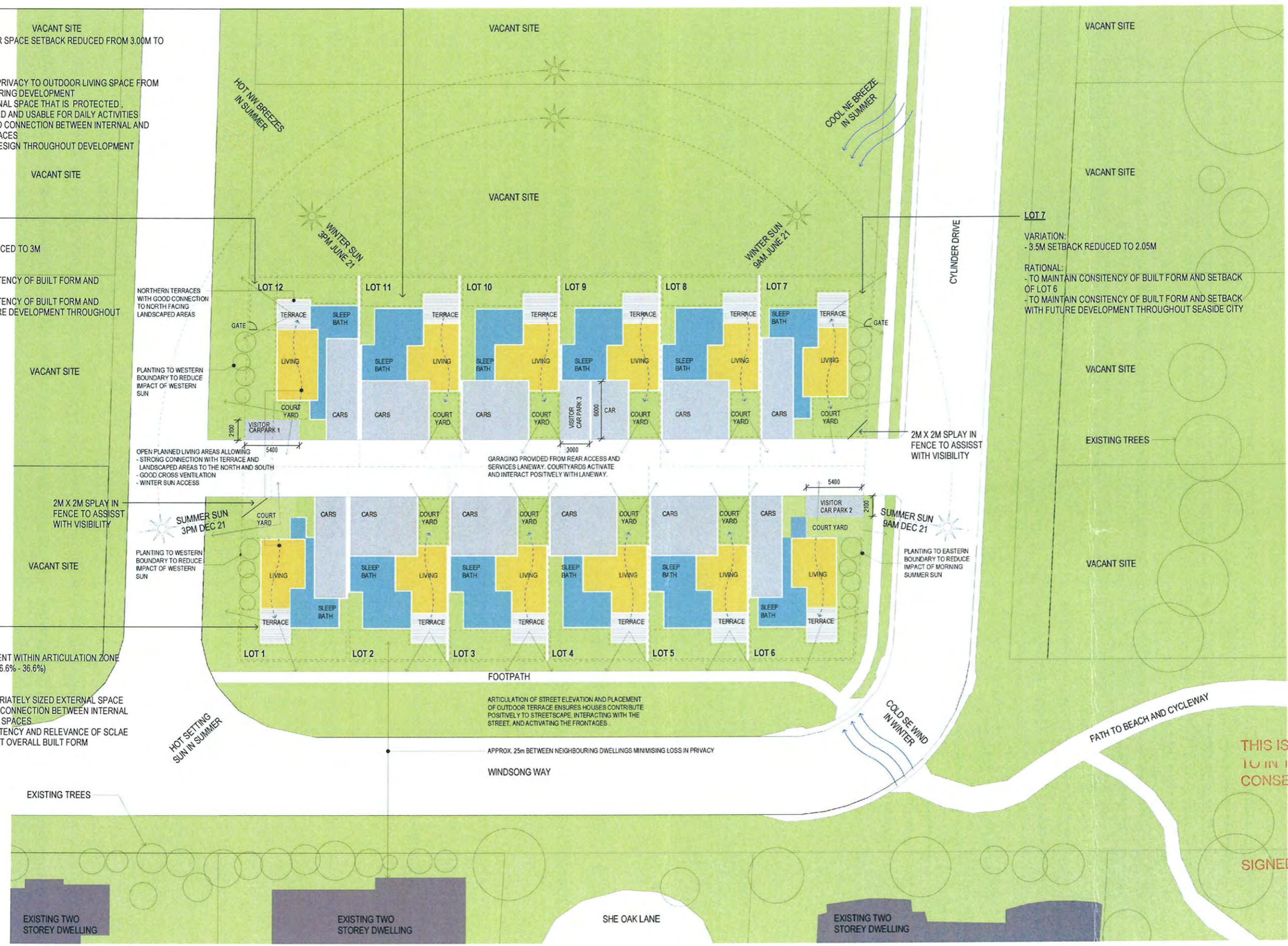
**LOT 7-12**  
 VARIATION:  
 - COVERED OUTDOOR SPACE SETBACK REDUCED FROM 3.00M TO 1.96M  
 RATIONAL:  
 - ROOF TO PROVIDE PRIVACY TO OUTDOOR LIVING SPACE FROM POSSIBLE NEIGHBOURING DEVELOPMENT  
 - TO PROVIDE EXTERNAL SPACE THAT IS PROTECTED, APPROPRIATELY SIZED AND USABLE FOR DAILY ACTIVITIES  
 - TO PROVIDE A GOOD CONNECTION BETWEEN INTERNAL AND EXTERNAL LIVING SPACES  
 - CONSISTENCY OF DESIGN THROUGHOUT DEVELOPMENT

**LOT 12**  
 VARIATION:  
 - 3.5M SETBACK REDUCED TO 3M  
 RATIONAL:  
 - TO MAINTAIN CONSISTENCY OF BUILT FORM AND SETBACK OF LOT 6  
 - TO MAINTAIN CONSISTENCY OF BUILT FORM AND SETBACK WITH FUTURE DEVELOPMENT THROUGHOUT SEASIDE CITY

**LOT 7**  
 VARIATION:  
 - 3.5M SETBACK REDUCED TO 2.05M  
 RATIONAL:  
 - TO MAINTAIN CONSISTENCY OF BUILT FORM AND SETBACK OF LOT 6  
 - TO MAINTAIN CONSISTENCY OF BUILT FORM AND SETBACK WITH FUTURE DEVELOPMENT THROUGHOUT SEASIDE CITY

**LOTS 1-6**  
 VARIATION:  
 - 25% WIDTH OF ELEMENT WITHIN ARTICULATION ZONE INCREASED (RANGE 26.6% - 36.6%)  
 RATIONAL:  
 - TO PROVIDE APPROPRIATELY SIZED EXTERNAL SPACE  
 - TO PROVIDE A GOOD CONNECTION BETWEEN INTERNAL AND EXTERNAL LIVING SPACES  
 - TO MAINTAIN CONSISTENCY AND RELEVANCE OF SCLAE WHEN VIEWED AGAINST OVERALL BUILT FORM

- INTERNAL LIVING
- TERRACE
- BEDROOMS AND BATHROOMS
- GARDEN / COURTYARD



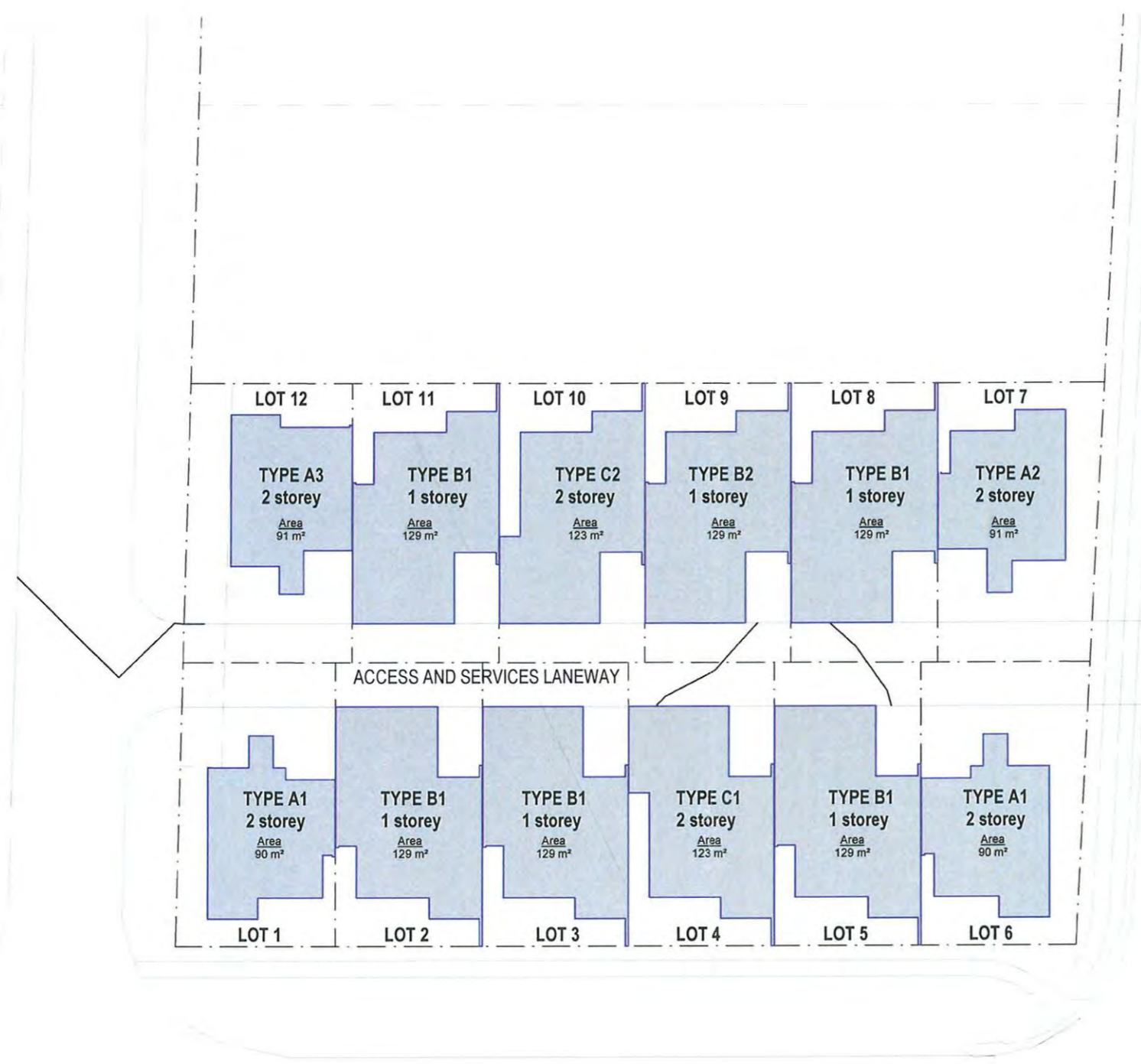
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30 JUN 2014

SIGNED: *David O'Grady*

revision 2014.01.13 A DA SUBMISSION 2014.01.24 B DA REVISED 2014.02.14 C DA REVISED	revision 2014.01.13 A DA SUBMISSION 2014.01.24 B DA REVISED 2014.02.14 C DA REVISED	revision 2014.01.13 A DA SUBMISSION 2014.01.24 B DA REVISED 2014.02.14 C DA REVISED	revision 2014.01.13 A DA SUBMISSION 2014.01.24 B DA REVISED 2014.02.14 C DA REVISED	disclaimer THIS DOCUMENT IS A REPRESENTATION OF THE ARCHITECTURAL DESIGN INTENT OF THIS PROJECT, AND MUST ONLY BE USED FOR THE PURPOSE STATED IN THE REVISIONS COLUMN	project SEASIDE CITY SMALL LOT HOUSING	client TERENCE STAINES	drawing SITE DESIGN RESPONSE	drawing no. DA04	issue C	This design and drawing is copyright and shall not be used or reproduced wholly or in part without the written permission of Appad Architecture	job no. 13383	scale 1 : 50	drawn MP	checked MCI/T	NORTH	p. 02) 6674 6418 p. o. box 1873 f. 02) 6674 6419 kingstiff nsw 2467 a/d p. 07) 3862 6220 p. o. box 395 red hill f. 07) 3852 5221 briebane qld 4059 m.a.g. architects.com.au www.appad.com.au
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TOTAL SITE AREA	2648 m2	
MAX. SITE COVERAGE	1721m2	65%
SITE COVERAGE PROPOSED	1454m2	54%

	MAX. SITE COVER (65%)	SITE COVER PROPOSED
LOT 1	150.66m2	107.30m2
LOT 2	215.00m2	128.90m2
LOT 3	215.00m2	128.90m2
LOT 4	214.60m2	123.22m2
LOT 5	215.00m2	128.90m2
LOT 6	239.00m2	107.30m2
LOT 7	231.58m2	107.42m
LOT 8	211.00m2	128.90m2
LOT 9	211.00m2	128.90m2
LOT 10	214.50m2	123.17m2
LOT 11	211.00m2	128.90m2
LOT 12	241.00m2	109.37m2

1 SITE COVERAGE DIAGRAM  
1 : 200

THIS IS THE PLAN REFERRED  
TO IN THE DEVELOPMENT  
CONSENT No. ... DA13/0.40.1  
30 JUN 2014  
SIGNED: *Paul O'Connell*

revision 2011.2014 A DA REVISD 21.05.2014 B DA REVISD	revision revision revision	disclaimer THIS DOCUMENT IS A REPRESENTATION OF THE ARCHITECTURAL DESIGN INTENT OF THIS PROJECT, AND MUST ONLY BE USED FOR THE PURPOSE STATED IN THE REVISIONS COLUMN	project SEASIDE CITY SMALL LOT HOUSING	client TERENCE STAINES	drawing SITE COVERAGE	drawing no. DA05 issue: B	<small>This design and drawing is copyright and shall not be used or reproduced wholly or in part without the written permission of Aspect Architecture.</small> Registered Architect Matthew Cooper NCA Registration Number 7151 Qld Registration Number 3356	job no. 13383 scale 1 : 200 drawn Author checked Checker	NORTH p (02) 6674 5418 p.o. box 1573 f (02) 6674 5419 kingstf11.nsw 2457 qld p (07) 3852 5220 p.o. box 395 red hill f (07) 3852 5221 bribane qld 4059 www.aspectarch.com www.aspect.com.au
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30 JUN 2014

SIGNED: *David O'Sullivan*

1 PROPOSED SUBDIVISION PLAN  
1 : 200

revision 2014/01/13 A DA SUBMISSION	revision	revision	revision	disclaimer THIS DOCUMENT IS A REPRESENTATION OF THE ARCHITECTURAL DESIGN INTENT OF THIS PROJECT, AND MUST ONLY BE USED FOR THE PURPOSE STATED IN THE REVISIONS COLUMN	project SEASIDE CITY SMALL LOT HOUSING	client TERENCE STAINES	drawing PROPOSED SUBDIVISION PLAN	drawing no. DA11	© This design and drawing is copyright and shall not be used or reproduced wholly or in part without the written permission of Aspect Architecture Registered Architect Mathew Cooper NSW Registration Number: 3151 Qld Registration Number: 3094	job no. 13383	scale 1 : 200	drawn MP	checked MC/JT	NORTH	<p> <small>           nsw p (02) 6674 6416 p.o. box 1873            qld r (02) 6674 6419 kingstiff nsw 2487            b (07) 3882 8220            r (07) 3852 5221            brisbane qld 4059            www.aspect.com.au         </small> </p>
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- TYPE A (A1, A2, A3)
  - TWO STOREY
  - CORNER BLOCKS
  - TANDEM GARAGE
  - 2 BED, 2 BATH + STUDY (OR 3RD BED)
- TYPE B (B1, B2)
  - SINGLE STOREY
  - MIDDLE BLOCKS
  - DOUBLE GARAGE (B2 SINLGE)
  - 2 BED, 2 BATH
- TYPE C (C1, C2)
  - TWO STOREY
  - MIDDLE BLOCKS
  - DOUBLE GARAGE
  - 2 BED, 2 BATH + STUDY (3RD BED)

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30 JUN 2014

SIGNED: *David O'Connell*

**1 PROPOSED HOUSE TYPES**  
1 : 200

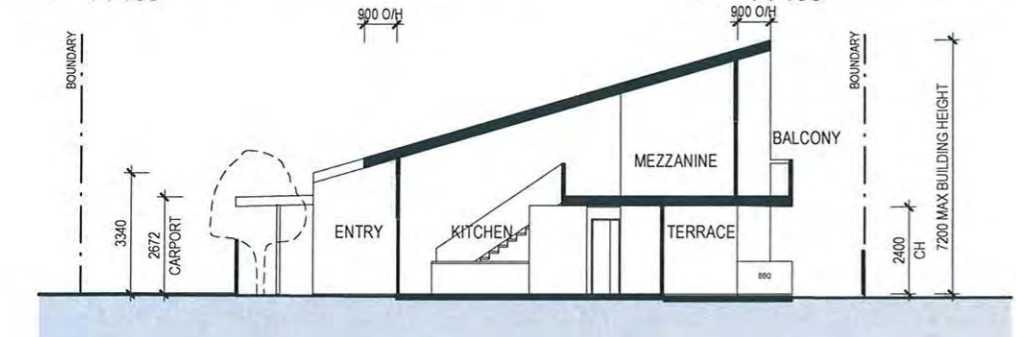
revision 24.06.2013 A DA SUBMISSION 01.05.2014 B DA REVISED	revision   	revision   	revision   	disclaimer THIS DOCUMENT IS A REPRESENTATION OF THE ARCHITECTURAL DESIGN INTENT OF THIS PROJECT, AND MUST ONLY BE USED FOR THE PURPOSE STATED IN THE REVISIONS COLUMN	project SEASIDE CITY SMALL LOT HOUSING	client TERENCE STAINES	drawing PROPOSED HOUSE TYPES	drawing no. <b>DA13</b>	<small>© This design and drawing is copyright and shall not be used or reproduced wholly or in part without the written permission of Aspect Architecture</small> Registered Architect Matthew Cooper NSW Registration Number 7181 Q.C. Registration Number 2056	job no. <b>13383</b>	scale As indicated	drawn MP	checked MCI/JT	NORTH	plan p (02) 6674 5418 p.o. box 1873 f (02) 6674 5419 kingcliff nsw 2487
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1 A1 GROUND FLOOR PLAN  
1 : 100

2 A1 UPPER FLOOR PLAN  
1 : 100



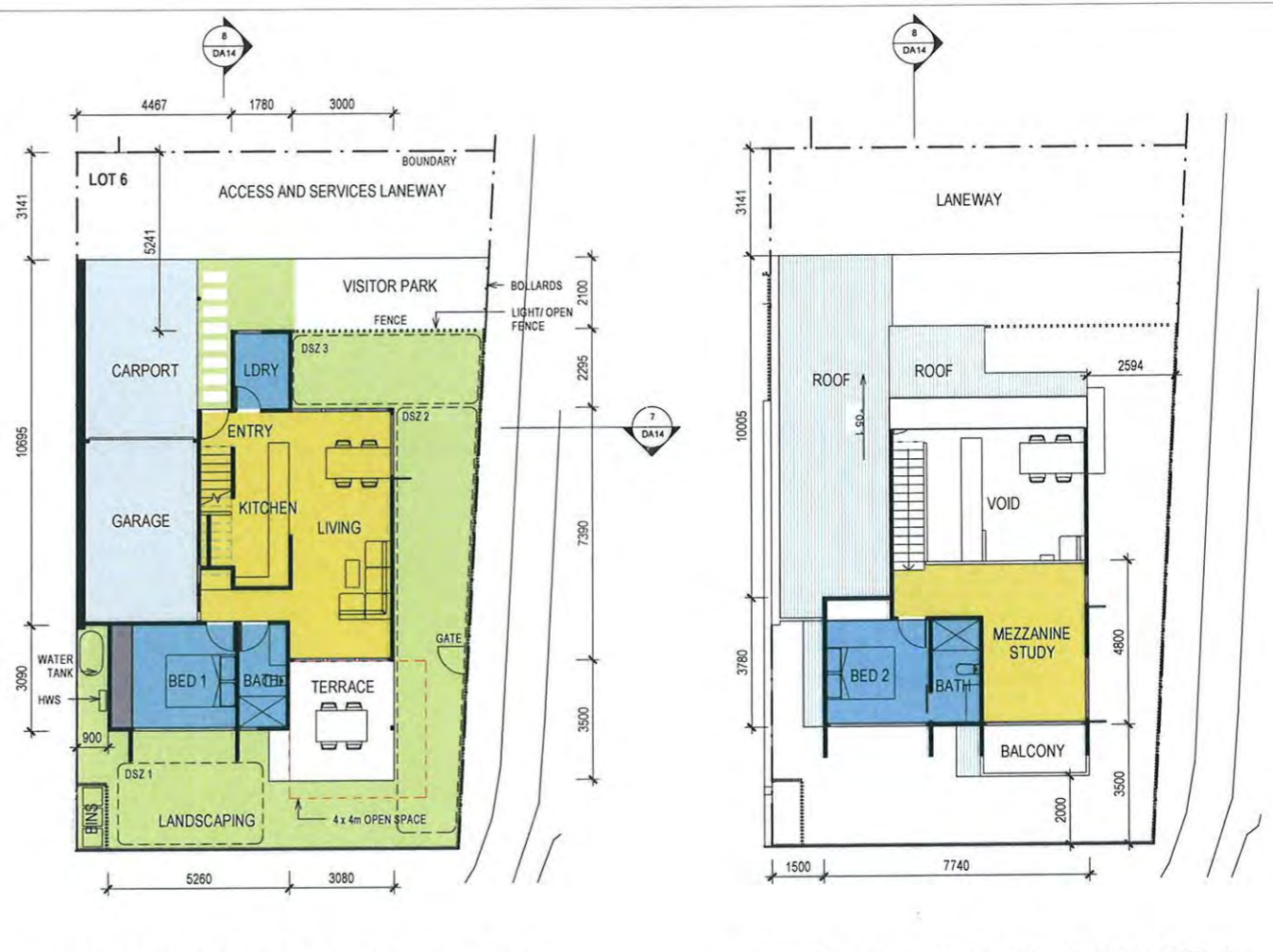
3 A1 LONG SECTION  
1 : 100

A1 AREA SCHEDULE

SITE AREA	LOT 1 - 231.79 m <sup>2</sup>
FLOOR AREA	LOWER (INCL. TCE) - 90sqm UPPER (INCL. BALC.) - 40sqm TOTAL - 130sqm
MAX. SITE COVERAGE	150.66 m <sup>2</sup> 65%
SITE COVERAGE PROPOSED	107.30 m <sup>2</sup> 46%
MIN. LANDSCAPE AREA	35.00 m <sup>2</sup> 15%
LANDSCAPE AREA PROVIDED	87.00 m <sup>2</sup> 37%
DEEP SOIL ZONES PROVIDED	
DSZ 1	13.00 m <sup>2</sup>
DSZ 2	28.00 m <sup>2</sup>
DSZ 3	13.00 m <sup>2</sup>
EXTERNAL LIVING	11.00 m <sup>2</sup>

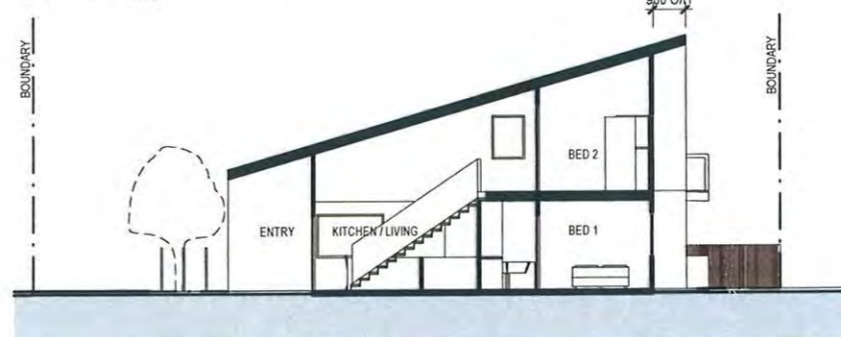
4 A1 CROSS SECTION  
1 : 100

TYPE A1 - LOT 1



5 A1 GROUND FLOOR PLAN LOT 6  
1 : 100

6 A1 UPPER FLOOR PLAN LOT 6  
1 : 100



8 A1 LONG SECTION LOT 6  
1 : 100

ROOM LEGEND

- INTERNAL LIVING
- TERRACE
- BEDROOMS AND BATHROOMS
- GARDEN / COURTYARD

A1 AREA SCHEDULE LOT 6

SITE AREA	LOT 6 - 239.00 m <sup>2</sup>
FLOOR AREA	LOWER (INCL. TCE) - 90sqm UPPER (INCL. BALC.) - 40sqm TOTAL - 130sqm
MAX. SITE COVERAGE	150.66 m <sup>2</sup> 65%
SITE COVERAGE PROPOSED	107.30 m <sup>2</sup> 46%
MIN. LANDSCAPE AREA	35.00 m <sup>2</sup> 15%
LANDSCAPE AREA PROVIDED	82.00 m <sup>2</sup> 34%
DEEP SOIL ZONES PROVIDED	
DSZ 1	12.00 m <sup>2</sup>
DSZ 2	28.00 m <sup>2</sup>
DSZ 3	13.00 m <sup>2</sup>
EXTERNAL LIVING	11.00 m <sup>2</sup>

TYPE A1 - LOT 6

7 A1 CROSS SECTION LOT 6  
1 : 100

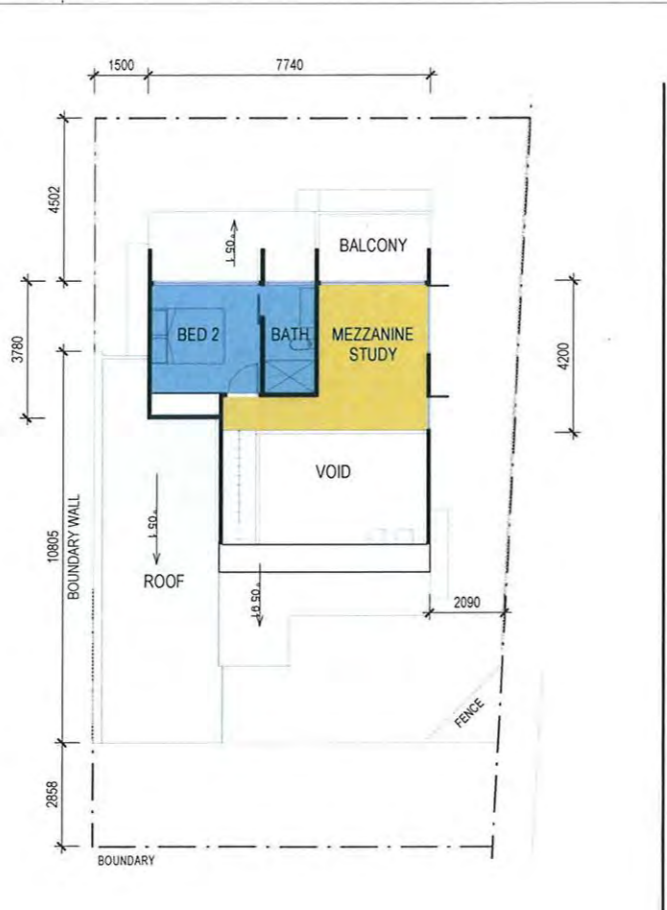
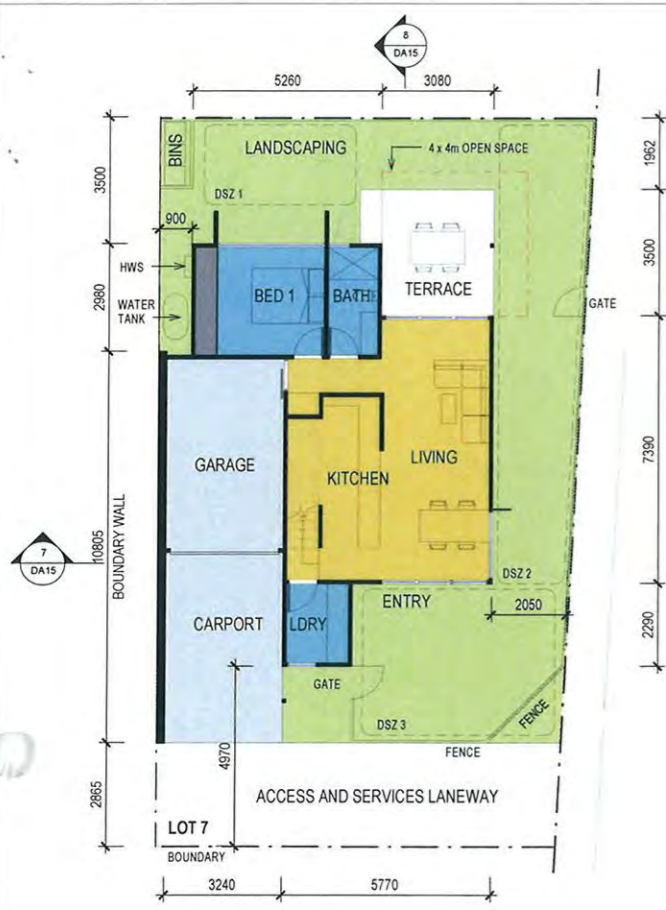
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30 JUN 2014

SIGNED: *Paul O'Gill*

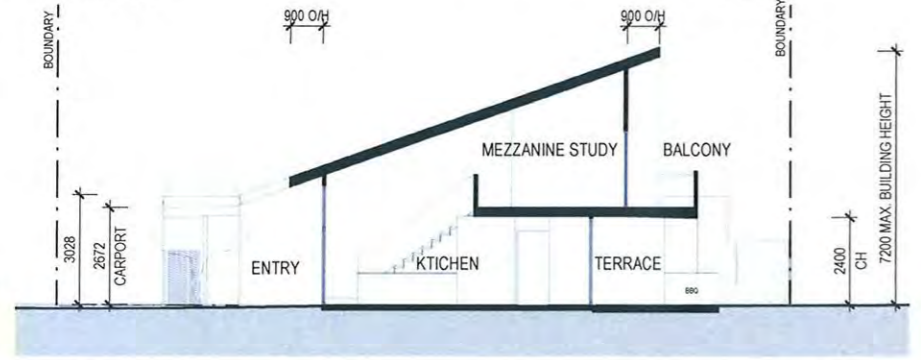
revision 26/02/2013 A DA SUBMISSION 26/02/2014 B DA REVISION 11/03/2014 C FLOOR AREAS ADDED 23/03/2014 D DA REVISION 11/03/2014 E DA REVISION	revision date status notes	revision date status notes	disclaimer THIS DOCUMENT IS A REPRESENTATION OF THE ARCHITECTURAL DESIGN INTENT OF THIS PROJECT, AND MUST ONLY BE USED FOR THE PURPOSE STATED IN THE REVISIONS COLUMN	project SEASIDE CITY SMALL LOT HOUSING	client TERENCE STAINES	drawing BUILDING PLANS AND SECTIONS	drawing no. <b>DA14</b> issue <b>E</b>	This design and drawing is copyright and shall not be used or reproduced wholly or in part without the written permission of Aspect Architecture. Registered Architect: Matthew Cooper ASIC Registration Number: 3121 QLD Registration Number: 2356	job no. <b>13383</b> scale As indicated drawn MP checked MC/JT	NORTH		p. o. box 1873 kingscliff nsw 2487 p. o. box 305 red hill briebane qld 4059 www.aspectarch.com.au
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5 A2 GROUND FLOOR PLAN  
1 : 100

6 A2 UPPER FLOOR PLAN  
1 : 100



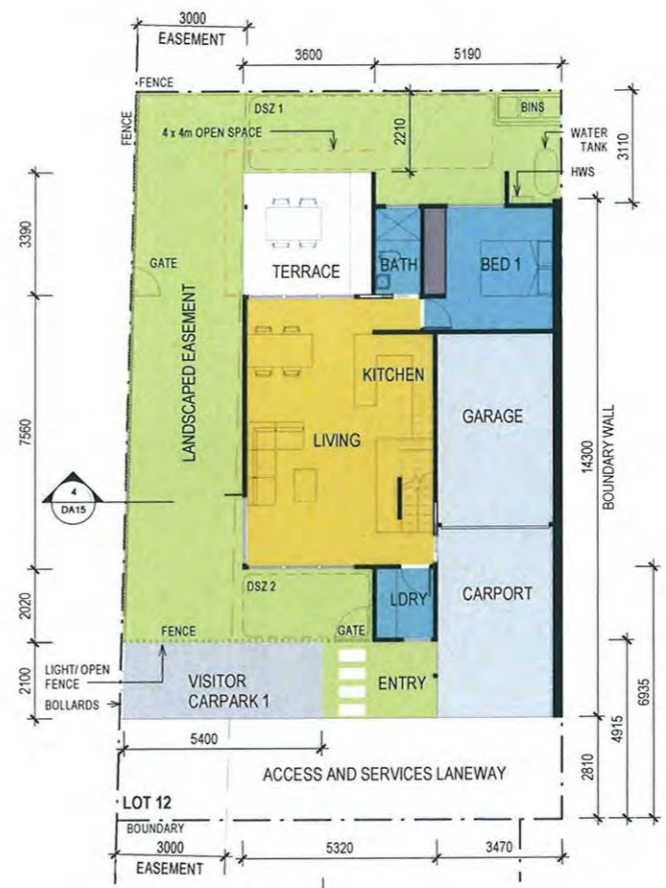
8 A2 LONG SECTION  
1 : 100

A2 AREA SCHEDULE	
SITE AREA	LOT 7 - 231.58 m2
FLOOR AREA	LOWER (INCL. TCE) - 91sqm UPPER (INCL. BALC.) - 38sqm TOTAL - 129sqm
MAX. SITE COVERAGE	150.53 m2 65%
SITE COVERAGE PROPOSED	107.42 m2 46%
MIN. LANDSCAPE AREA	35.00 m2 15%
LANDSCAPE AREA PROVIDED	90.00 m2 38%
DEEP SOIL ZONES PROVIDED	DSZ 1 12.00 m2 DSZ 2 31.00 m2 DSZ 3 19.00 m2
EXTERNAL LIVING	10.50 m2

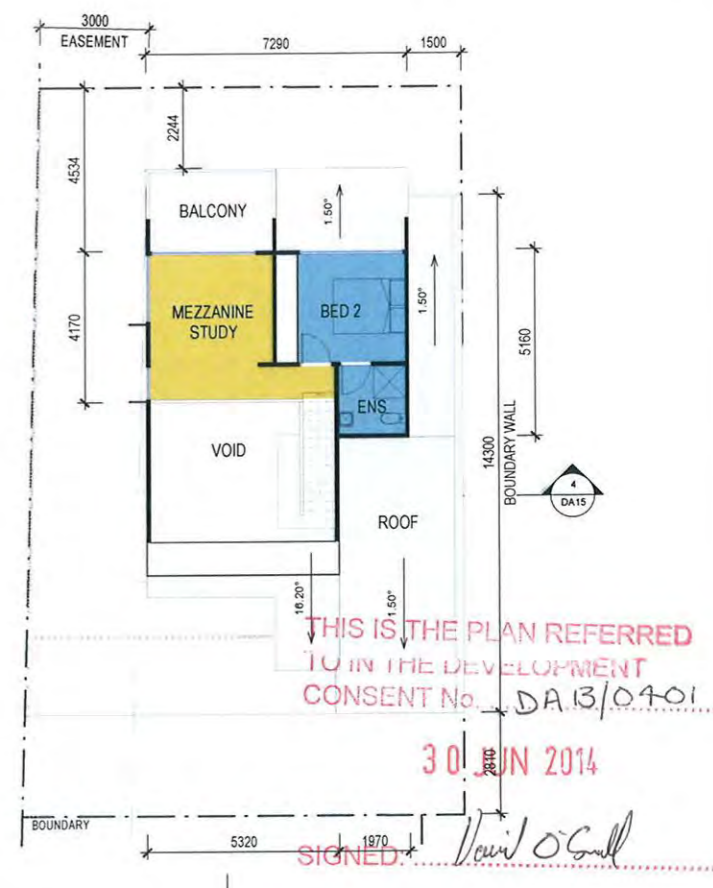
TYPE A2 - LOT 7



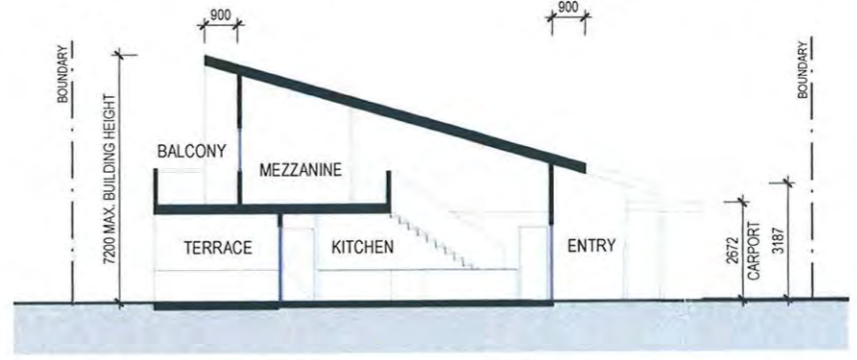
7 A2 CROSS SECTION  
1 : 100



1 A3 GROUND FLOOR PLAN  
1 : 100

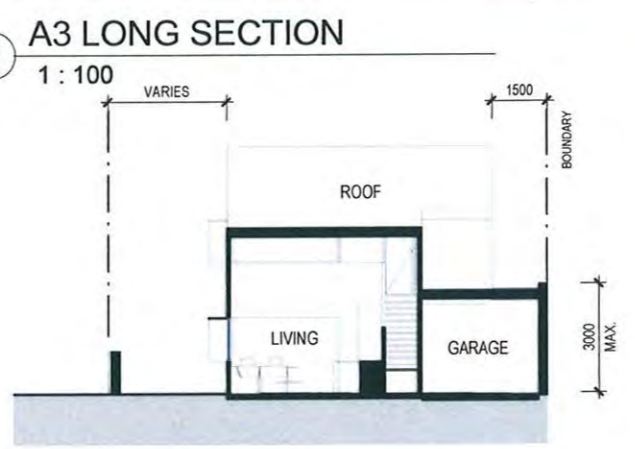


2 A3 UPPER FLOOR PLAN  
1 : 100



3 A3 LONG SECTION  
1 : 100

A3 AREA SCHEDULE	
SITE AREA	LOT 12 - 241 m2
FLOOR AREA	LOWER (INCL. TCE) - 91sqm UPPER (INCL. BALC.) - 41sqm TOTAL - 132sqm
MAX. SITE COVERAGE	156.65m2 65%
SITE COVERAGE PROPOSED	109.37m2 45%
MIN. LANDSCAPE AREA	35.00m2 15%
LANDSCAPE AREA PROVIDED	97.00m2 40%
DEEP SOIL ZONES PROVIDED	DSZ 1 21.00m2 DSZ 2 14.00 m2
EXTERNAL LIVING	10.50 m2



4 A3 CROSS SECTION  
1 : 100

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30 JUN 2014  
SIGNED: David O'Sullivan

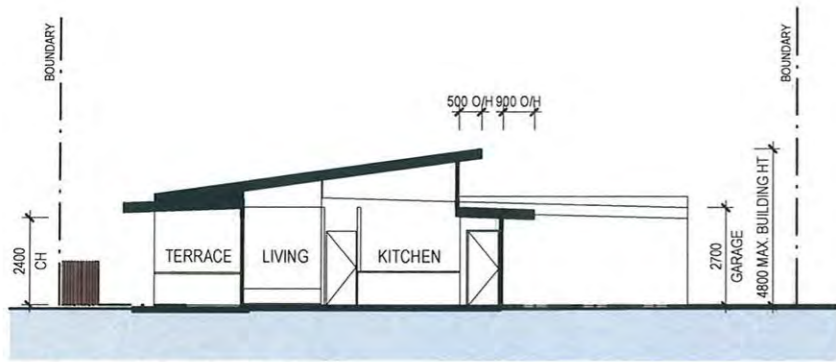
ROOM LEGEND	
[Yellow Box]	INTERNAL LIVING
[White Box]	TERRACE
[Blue Box]	BEDROOMS AND BATHROOMS
[Green Box]	GARDEN / COURTYARD

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revision	24.06.2013	A	DA SUBMISSION																																																																												
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1 B1 GROUND FLOOR PLAN  
1 : 100



2 B1 LONG SECTION  
1 : 100

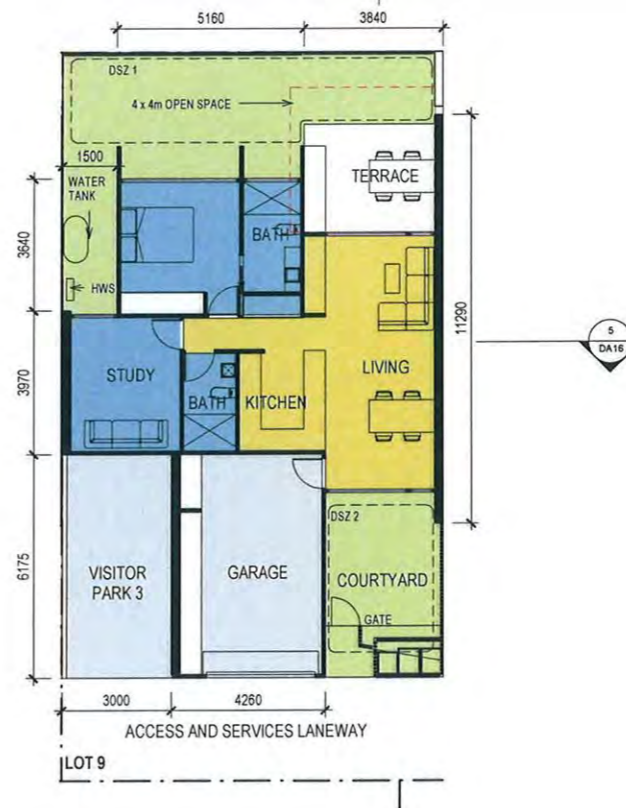


3 B1 CROSS SECTION  
1 : 100

B1 AREA SCHEDULE

SITE AREA	LOT 2 - 215 m2	LOT 3 - 215 m2	LOT 5 - 215 m2	LOT 8 - 211 m2	LOT 11 - 211 m2
FLOOR AREA	LOWER (INCL. TCE) - 129sqm				
MAX. SITE COVERAGE	139.43m2	65%			
SITE COVERAGE PROPOSED	128.90m2	61%	(based on 211m2 site)		
MIN. LANDSCAPE AREA	32.20 m2	15%			
LANDSCAPE AREA PROVIDED	51.70m2	24%			
DEEP SOIL ZONES PROVIDED					
DSZ 1	13.00 m2				
DSZ 2	21.00 m2				
EXTERNAL LIVING	10.50 m2				

TYPE B1 - LOT 2, 3, 5, 8, 11



4 B2 GROUND FLOOR PLAN  
1 : 100



6 B2 LONG SECTION  
1 : 100



5 B2 CROSS SECTION  
1 : 100

B2 AREA SCHEDULE

AV SITE AREA	LOT 9 - 211 m2
FLOOR AREA	LOWER (INCL. TCE) - 111sqm
MAX. SITE COVERAGE	139.43m2 65%
SITE COVERAGE PROPOSED	110.90m2 52%
MIN. LANDSCAPE AREA	32.20 m2 15%
LANDSCAPE AREA PROVIDED	51.70m2 24%
DEEP SOIL ZONES PROVIDED	
DSZ 1	13.00 m2
DSZ 2	21.00 m2
EXTERNAL LIVING	10.50 m2

TYPE B2 - LOT 9

ROOM LEGEND

- INTERNAL LIVING
- TERRACE
- BEDROOMS AND BATHROOMS
- GARDEN / COURTYARD

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30 JUN 2014

SIGNED: David O'Sullivan

revision 24.04.2013 A DA SUBMISSION 25.01.2014 B DA REVISION 11.02.2014 C FLOOR AREA ADDED 01.05.2014 D DA REVISED	revision DATE REVISION	revision DATE REVISION	revision DATE REVISION	disclaimer THIS DOCUMENT IS A REPRESENTATION OF THE ARCHITECTURAL DESIGN INTENT OF THIS PROJECT, AND MUST ONLY BE USED FOR THE PURPOSE STATED IN THE REVISIONS COLUMN	project SEASIDE CITY SMALL LOT HOUSING	client TERENCE STAINES	drawing BUILDING PLANS AND SECTIONS	drawing no. <b>DA16</b> issue <b>D</b>	This design and drawing is copyright and shall not be used or reproduced wholly or in part without the written permission of Aspect Architecture. Registered Architect Matthew Cooper NSW Registration Number 1101 QLD Registration Number 2056	job no. <b>13383</b> scale As Indicated drawn MP checked MC/JT	NORTH	02) 6674 5418 p.o. box 1673 02) 6674 5419 kingcliff nsw 2487 07) 3882 8220 p.o. box 305 red hill 07) 3882 8221 brisbane qld 4059
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1 C1 GROUND FLOOR PLAN  
1 : 100

2 C1 UPPER FLOOR PLAN  
1 : 100



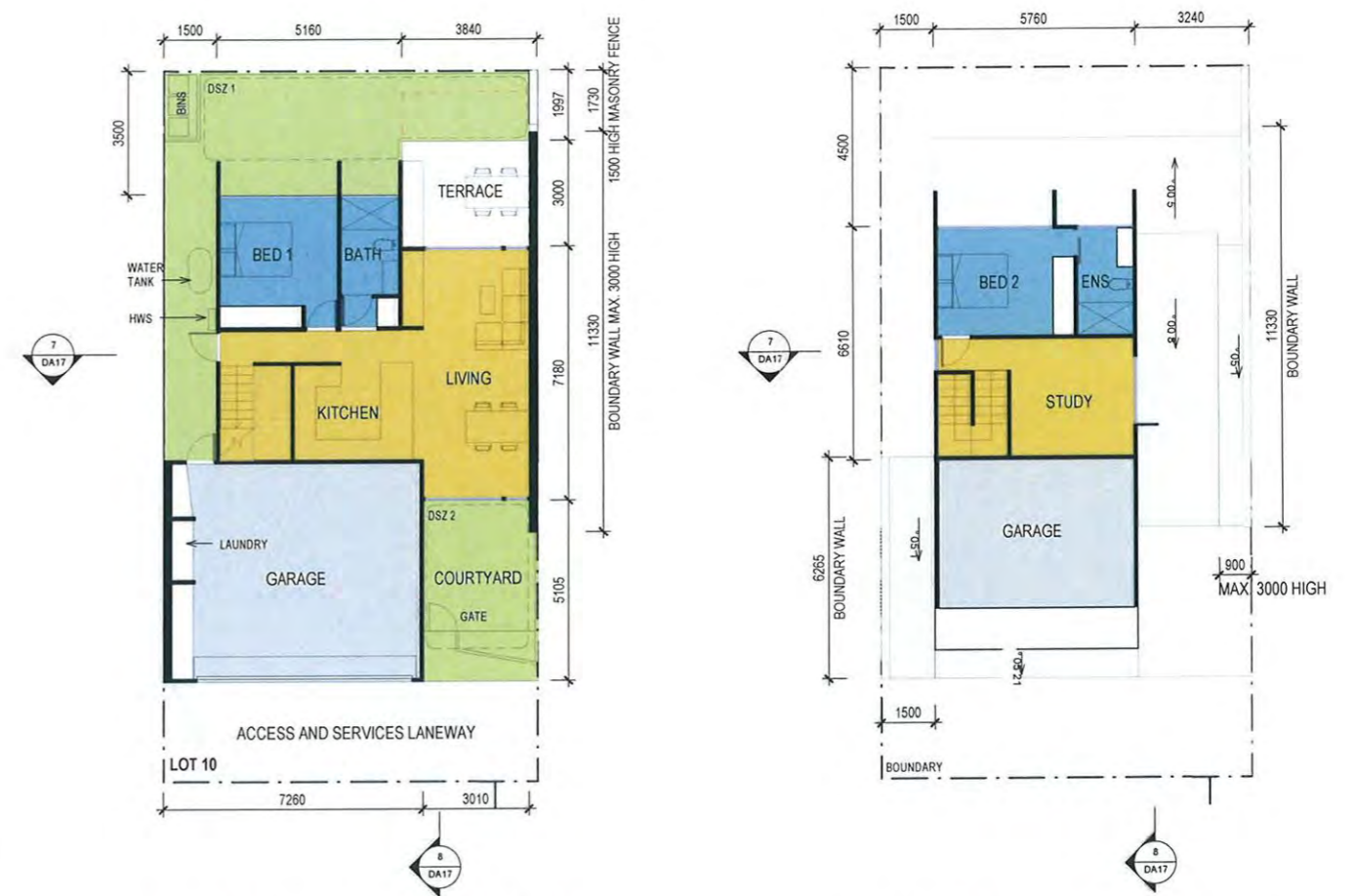
6 C1 LONG SECTION  
1 : 100

C1 AREA SCHEDULE

SITE AREA	LOT 4 - 214.60 m2	
FLOOR AREA	LOWER (INCL. TCE) - 123sqm UPPER (INCL. BALC.) - 44sqm TOTAL - 167sqm	
MAX. SITE COVERAGE	139.54m2	65%
<u>SITE COVERAGE PROPOSED</u>	<u>123.22m2</u>	<u>57%</u>
MIN. LANDSCAPE AREA	32.20 m2	15%
<u>LANDSCAPE AREA PROVIDED</u>	<u>57.00m2</u>	<u>27%</u>
DEEP SOIL ZONES PROVIDED	DSZ 1 13.00 m2 DSZ 2 21.00 m2	
EXTERNAL LIVING	11.00 m2	

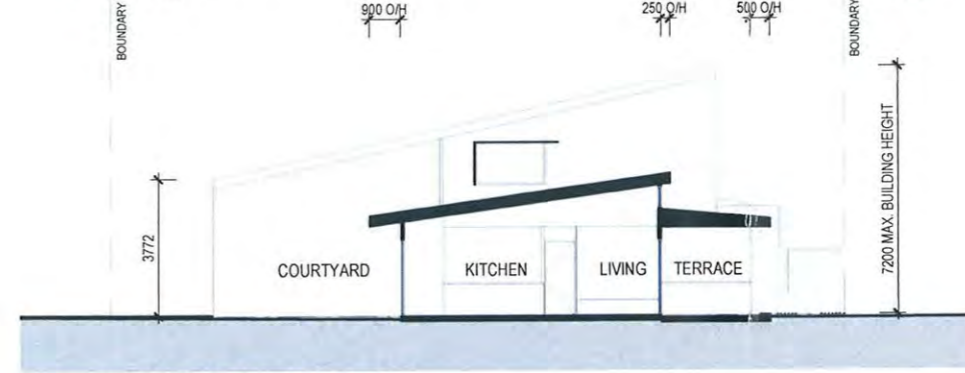
TYPE C1 - LOT 4

5 C1 CROSS SECTION  
1 : 100



3 C2 GROUND FLOOR PLAN  
1 : 100

4 C2 UPPER FLOOR PLAN  
1 : 100



8 C2 LONG SECTION  
1 : 100

C2 AREA SCHEDULE

SITE AREA	LOT 10 - 214.50 m2	
FLOOR AREA	LOWER (INCL. TCE) - 123sqm UPPER (INCL. BALC.) - 38sqm TOTAL - 161sqm	
MAX. SITE COVERAGE	139.43m2	65%
<u>SITE COVERAGE PROPOSED</u>	<u>123.22m2</u>	<u>57%</u>
MIN. LANDSCAPE AREA	32.20 m2	15%
<u>LANDSCAPE AREA PROVIDED</u>	<u>51.70m2</u>	<u>24%</u>
DEEP SOIL ZONES PROVIDED	DSZ 1 13.00 m2 DSZ 2 21.00 m2	
EXTERNAL LIVING	10.50 m2	

TYPE C2 - LOT 10

7 C2 CROSS SECTION  
1 : 100

ROOM LEGEND

- INTERNAL LIVING
- TERRACE
- BEDROOMS AND BATHROOMS
- GARDEN / COURTYARD

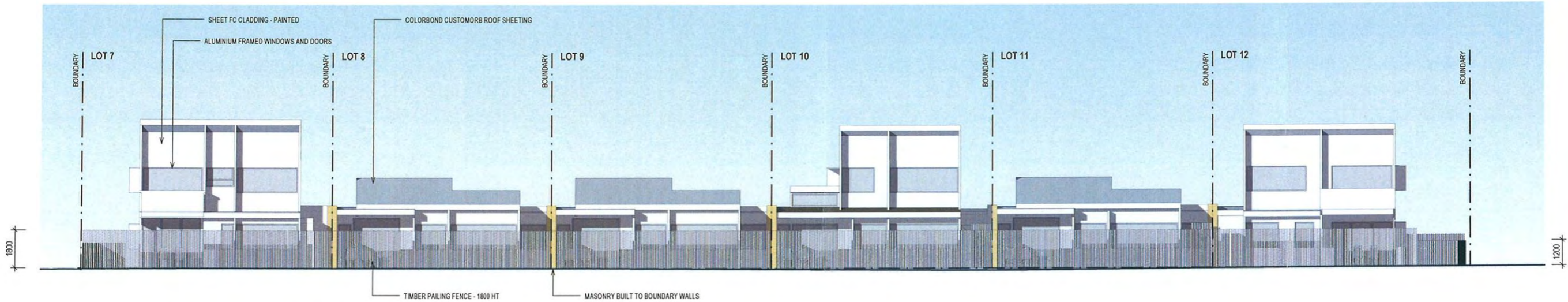
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30 JUN 2014

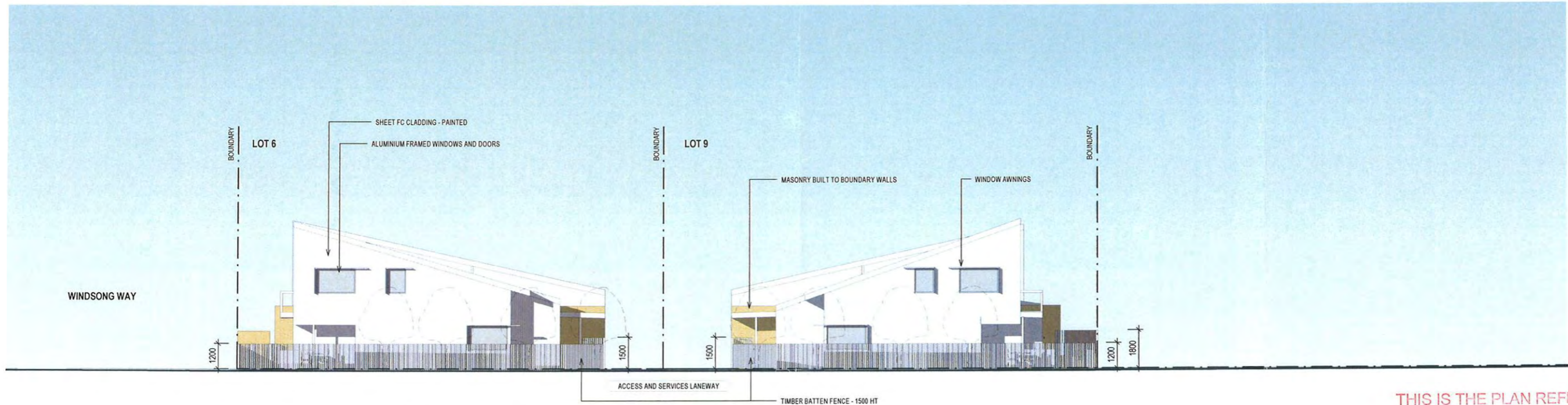
SIGNED: David O'Sullivan

revision 01/05/2014 A REVISED	revision	revision	revision	disclaimer THIS DOCUMENT IS A REPRESENTATION OF THE ARCHITECTURAL DESIGN INTENT OF THIS PROJECT, AND MUST ONLY BE USED FOR THE PURPOSE STATED IN THE REVISIONS COLUMN	project SEASIDE CITY SMALL LOT HOUSING	client TERENCE STAINES	drawing BUILDING PLANS AND SECTIONS	drawing no. DA17 issue A	This design and drawing is copyright and shall not be used or reproduced wholly or in part without the written permission of Aspect Architecture Registered Architect: Matthew Cooper AS/NZ Registration Number: 7121 Q.L.D. Registration Number: 3356	job no. 13383 scale As indicated drawn MP checked MCI/IT	NORTH	<p>Aspect Architecture p.o. box 1873 kensington nsw 2487 p.o. box 395 red hill brisbane qld 4059 www.aspectarch.com</p>
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1 NORTH ELEVATION - TOTAL PROJECT  
1 : 100



2 EAST (CYLINDERS DRIVE) ELEVATION - TOTAL PROJECT  
1 : 100

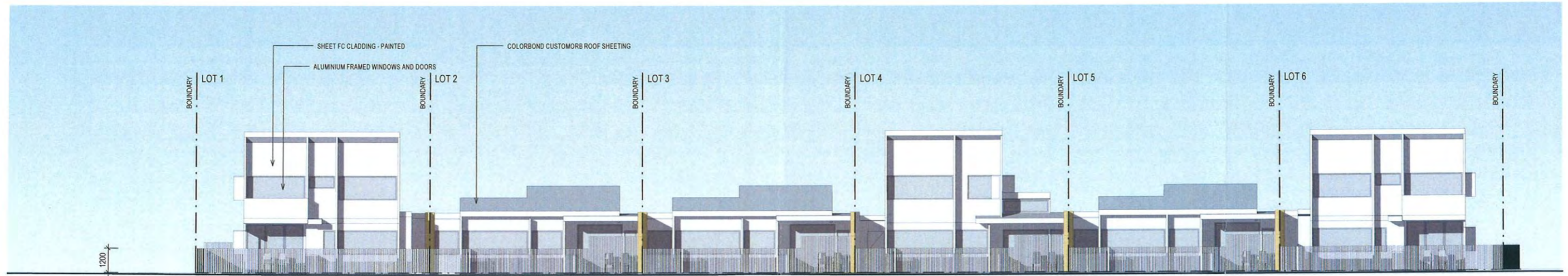
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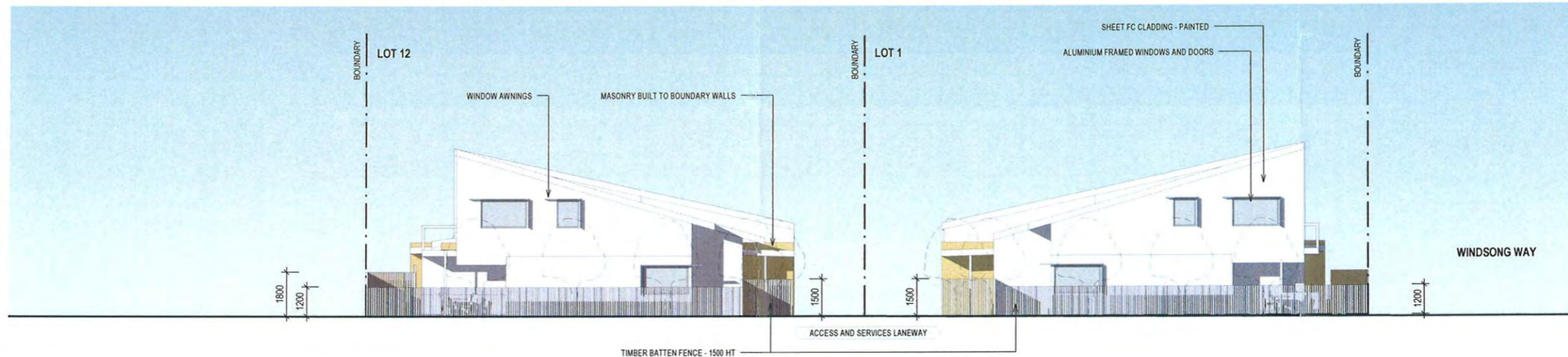
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revision 24 06 2013 A DA SUBMISSION 20 01 2014 B DA REVISED	revision    	revision    	revision    	disclaimer THIS DOCUMENT IS A REPRESENTATION OF THE ARCHITECTURAL DESIGN INTENT OF THIS PROJECT, AND MUST ONLY BE USED FOR THE PURPOSE STATED IN THE REVISIONS COLUMN	project SEASIDE CITY SMALL LOT HOUSING	client TERENCE STAINES	drawing ELEVATIONS	drawing no. DA20 issue: B	This design and drawing is copyright and shall not be used or reproduced wholly or in part without the written permission of Aspect Architecture. Registered Architect: Matthew Cooper NSW Registration Number: 7101 Q.L.D. Registration Number: 3556	job no. 13383 scale 1 : 100 drawn MP checked MC/JT	NORTH	p. o. box 1873 kingscliff nsw 2487 p. o. box 395 red hill brisbane qld 4059
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1 SOUTH (WINDSONG WAY) ELEVATION - TOTAL PROJECT  
1 : 100



2 WEST ELEVATION - TOTAL PROJECT  
1 : 100

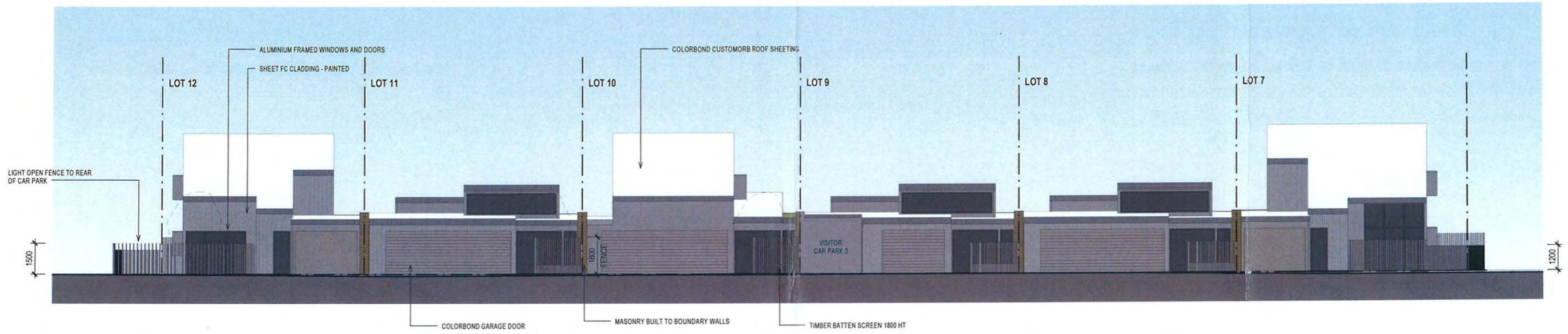
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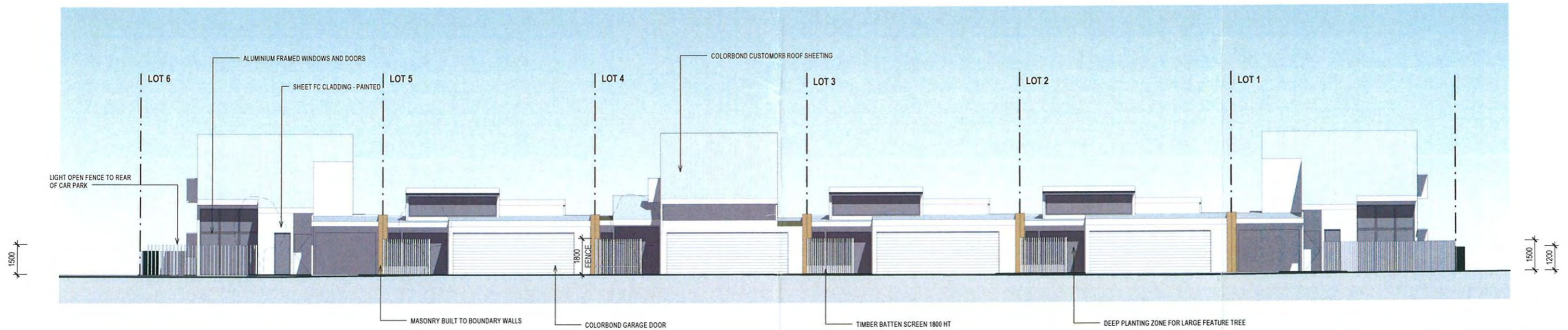
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revision 20 04 2013 A DA SUBMISSION 20 01 2014 B DA REVISED	revision    	revision    	revision    	disclaimer THIS DOCUMENT IS A REPRESENTATION OF THE ARCHITECTURAL DESIGN INTENT OF THIS PROJECT, AND MUST ONLY BE USED FOR THE PURPOSE STATED IN THE REVISIONS COLUMN	project SEASIDE CITY SMALL LOT HOUSING	client TERENCE STAINES	drawing ELEVATIONS	drawing no. DA21 issue: B	<small>© This design and drawing is copyright and shall not be used or reproduced wholly or in part without the written permission of Aspect Architecture.</small> Registered Architect: Matthew Cooper NCA Registration Number: 7101 QLD Registration Number: 2356	job no. 13383 scale 1 : 100 drawn MP checked MC/JT	NORTH	plan p (02) 6674 5418 f (02) 6674 5419 old p (07) 3882 8220 f (07) 3552 2121 p.o. box 395 red hill brisbane qld 4059 www.aspect.com.au
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1 ELEVATION - LANEWAY LOOKING SOUTH  
1 : 100



2 ELEVATION - LANEWAY LOOKING NORTH  
1 : 100

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30 JUN 2014

SIGNED: *Paul O'Saul*

revision 26/04/2013 A DA SUBMISSION 20/01/2014 B DA REVISED 03/04/2014 C DA REVISED 01/05/2014 D DA REVISED date issue notes	revision date issue notes	revision date issue notes	revision date issue notes	disclaimer THIS DOCUMENT IS A REPRESENTATION OF THE ARCHITECTURAL DESIGN INTENT OF THIS PROJECT, AND MUST ONLY BE USED FOR THE PURPOSE STATED IN THE REVISIONS COLUMN	project SEASIDE CITY SMALL LOT HOUSING	client TERENCE STAINES	drawing ELEVATIONS	drawing no. DA22 issue D	<small>This design and drawing is copyright and shall not be used or reproduced wholly or in part without the written permission of Aspect Architecture.</small> Registered Architect Matthew Cooper NCA Registration Number 7151 Qld Registration Number 3356	job no. 13383 scale 1 : 100 drawn MP checked MC/JT	NORTH	p.02 6674 5418 p.o. box 1873 f.02 6674 5419 kingscliff nsw 2487 qld p.07 3852 5200 p.o. box 395 red hill f.07 3852 5221 briebane qld 4059 www.aspectarch.com www.aspect.com
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# GENERAL NOTES

# PROPOSED ALTERATIONS

# DOCUMENTATION

# LEGEND

- 1 DESIGNED IN ACCORDANCE WITH THE BCA 2021 VOLUME 2 AND THE STANDARD BUILDING REGULATIONS 2021 AND TWEED SHIRE DCP
- 2 THE WIND DESIGN SPEED FOR CALCULATIONS REFER ENGINEERS DETAILS AND DESIGN.
- 3 WRITTEN DIMENSIONS TAKE PREFERENCE OVER SCALE. THE BUILDER SHALL SITE CHECK AND VERIFY ALL DIMENSIONS AND LEVELS PRIOR TO THE COMMENCEMENT OF ANY WORK.
- 4 ANY UNDERGROUND SERVICES SHOWN ON THESE PLANS ARE LOCATED OFF COUNCIL RECORDS AND FROM EXTERNAL CONSULTANTS. LUKE STEPHENS CARRIES NO RESPONSIBILITY FOR THE ACCURACY OF THE LOCATION OF SERVICES WHICH MUST BE LOCATED BY THE BUILDER PRIOR TO COMMENCEMENT OF ANY CONSTRUCTION.
- 5 SITE PREPARATION SHALL BE IN ACCORDANCE WITH AS3796 AND PART 3.1 OF THE BCA.
- 6 SUB FLOOR VENTILATION WHERE APPLICABLE IS TO COMPLY WITH PART 3.4 OF THE BCA AND CLAUSE 3.4.1 OF THE BCA.
- 7 TERMITE MANAGEMENT SHALL COMPLY WITH BCA 2008 VOLUME 2 PART 3.1.3 AND AS3660.1
- 8 DRIVEWAY GRADE TO BE MAXIMUM 1 IN 4.
- 9 THE DWELLING IS NOT TO EXCEED 9.0 METERS ABOVE GROUND LINE
- 10 CONCRETE CONSTRUCTION SHALL BE IN ACCORDANCE WITH AS2870 AND PART 3.2 OF THE BCA 2012 VOLUME 2.
- 11 MASONARY CONSTRUCTION SHALL BE IN ACCORDANCE WITH AS3700 AND PART 3.3 OF THE BCA 2012 VOLUME 2.
- 12 ALL TIMBER CONSTRUCTION AND DETAILS SHALL BE IN ACCORDANCE WITH AS1684.2 AND PART 3.4 OF THE BCA 2012 VOLUME 2.
- 13 STEELWORK SHALL BE IN ACCORDANCE WITH AS4100, AS1111 AND AS1112 AND PART 3.4.2 OF THE BCA 2012 VOLUME 2.
- 14 CONCRETE SLABS AND FOOTINGS ARE TO COMPLY WITH THE RECOMMENDATIONS OF THE GEOTECHNICAL REPORT AND THE ENGINEERS DESIGN DOCUMENTATION.
- 15 FINISHED FLOOR LEVEL SHALL FINISH A MINIMUM OF 250mm ABOVE THE FINISHED GROUND PLATFORM LEVEL.
- 16 POLYTHENE MOISTURE BARRIER SHALL BE LAPPED 200mm AND FULLY TAPED UNDER CONCRETE SLAB AND SHALL EXTEND 100mm ONTO THE PERIMETER FOOTING.
- 17 SLAB MESH SHALL BE SUPPORTED BY CHAIRS ON DISCS.
- 18 DAMP PROOF COURSE AND WEEP HOLES TO COMPLY WITH PART 3 CLAUSE 3.3.4 OF THE BCA.
- 19 SARKING TO ROOF AND WALLS TO COMPLY WITH PART 3.5 OF THE BCA.
- 20 DOUBLE SIDED ALFOIL VAPOUR BARRIER SHALL COVER THE WHOLE ROOF AND FALL TO GUTTER.
- 21 GLAZING TO COMPLY WITH PART 3.6 OF THE BCA.
- 22 FIRE SEPARATION TO COMPLY WITH PART 3.7.1 OF THE BCA.
- 23 SMOKE ALARMS TO BE INSTALLED IN ACCORDANCE WITH AS3786 AND PART 3 CLAUSE 3.7.2 OF THE BCA.
- 24 ALL WET AREAS TO COMPLY WITH PART 3 CLAUSE 3.8.1 OF THE BCA.
- 25 ROOM HEIGHTS TO COMPLY WITH PART 3 CLAUSE 3.8.2 OF THE BCA.
- 26 CONSTRUCTION OF SANITARY COMPARTMENTS TO COMPLY WITH PART 3 CLAUSE 3.8.3 OF THE BCA.
- 27 NATURAL LIGHT TO COMPLY WITH PART 3 CLAUSE 3.8.4 OF THE BCA.
- 28 NATURAL VENTILATION TO COMPLY WITH PART 3 CLAUSE 3.8.5 OF THE BCA.
- 29 SAFE MOVEMENT, ACCESS, STAIRS AND BALUSTRADING TO COMPLY WITH BCA 2008 VOLUME 2 PART 3.9 CLAUSES 3.9.1 STAIR CONSTRUCTION, 3.9.2 BALUSTRADES, 3.9.3 SWIMMING POOL ACCESS, 3.9.4 SWIMMING POOL WATER RECIRCULATION SYSTEMS AND AS1170. BALUSTRADING NEEDS TO BE 1 METER HIGH WITH A MAXIMUM GAP OF 125mm GAP BETWEEN VERTICAL OR HORIZONTAL BALUSTRADE MEMBERS. IF GREATER THAN 4 METERS ABOVE GROUND LEVEL, IT MUST NOT FACILITATE CLIMBING BETWEEN 150mm AND 750mm. FOR BALUSTRADES TO STAIRS THIS HEIGHT CAN BE REDUCED TO 865mm.
- 30 POOL AREA TO BE FENCED IN ACCORDANCE WITH AS1926. FENCING FOR PRIVATE SWIMMING POOLS AS2818 GUIDE TO NSWIMMING POOL SAFETY PART 3 CLAUSE 3.9.3 OF THE BCA.
- 31 POOL WATER TO BE TREATED IN ACCORDANCE WITH AS3633.
- 32 ALL PREFABRICATED ROOF TRUSSES TO BE ENGINEER DESIGNED AND CERTIFIED AND FIXED IN ACCORDANCE WITH MANUFACTURES SPECIFICATIONS.
- 33 PROVIDE ROOF ACCESS HATCHES AS SHOWN ON PLANS. MINIMUM 600mm SQUARE.
- 34 COLUMN SUPPORTEND BEARING TO LAMINATE BEAMS TO BE MINIMUM WIDTH OF MEMBER. (REFER ENGINEERS DESIGN AND DETAILS).
- 35 ALL BRACING WALLS SHALL BE 4.0KN/m PLYWOOD UNLESS NOTED OTHERWISE. CONSTRUCTION FULLY IN ACCORDANCE WITH AS1684.2.
- 36 REQUIRED LENGHTS OF ALL BRACING WALLS SHOWN IN METERS ON PLAN (REFER ENGINEERS DOCUMENTATION).
- 37 ALL TIMBER FLOOR, ROOF AND WALL FRAMING TO ENGINEERS DESIGN AND DETAILS AND TO PART 3.4 OF THE BCA.
- 38 REFER STRUCTURAL ENGINEERS DOCUMENTATION FOR BRACING, TIE DOWN, STEEL WORK, RETAINING WALLS, SLAB AND FOOTING DESIGN DETAILS.
- 39 PROVISIONS FOR PERSONS WITH A DISABILITY REFER AS1428.1 TO AS1428.4 ACCESS AND MOBILITY CODE.
- 40 ENERGY EFFICIENCY RATING SHALL BE IN ACCORDANCE WITH THE REQUIREMENTS OF THE LOCAL AUTHORITY REGULATIONS AND PART 3.12 OF THE BCA VOLUME 2 2008.
- 41 SINGLE DETACHED HOUSES MUST INSTALL A RAIN WATER TANK WITH A MINIMUM 3000 LITRE CAPACITY. ALL OTHER CLASS 1 DWELLINGS, SUCH AS TERRACE HOUSE, AND TOWNHOUSES MUST INSTALL A RAIN WATER TANK WITH A MINIMUM 3000 LITRE CAPACITY. RAIN WATER TANKS AND ASSOCIATED RAIN WATER DRAINAGE FIXTURES MUST BE LOCATED SO THEY COLLECT AT LEAST ONE HALF OF THE ROOF CATCHMENT AREA OR 100 sqm, WHICH EVER IS THE LESSER. RAIN WATER TANKS MUST SUPPLY WATER FOR EXTERNAL USE AND INTERNAL USE TO TOILET CISTERNS AND WASHING MACHINE COLD WATER TAPS SUPPLIED FROM RAIN WATER TANK MUST HAVE A CONTINUOUS SUPPLY OF WATER BY USING AN AUTOMATIC SWITCHING DEVICE OR TRICKLE TOP UP SYSTEM TO THE TANK.  
NOTE: THIS REQUIREMENT DOES NOT APPLY TO ALTERATIONS AND ADDITIONS TO AN EXISTING CLASS 1 BUILDING. SOURCE MASTER BUILDERS TECH01 12/2006 MANDATORY RAIN WATER TANKS.

<b>CLIENT</b>	CATHY O'CONNELL
<b>SITE ADDRESS</b>	1 SUNFISH LANE KINGSCLIFF

CONTENTS	
Sheet Name	Sheet Number

COVER SHEET	WD1.0
SITE PLAN	WD2.0
SITE ANALYSIS	WD2.1
3D	WD2.5
GROUND FLOOR EXISTING	WD3.0
GROUND FLOOR PROPOSED	WD3.1
UPPER FLOOR EXISTING	WD3.2
UPPER FLOOR PLAN	WD3.3
ROOF PLAN	WD3.5
ELEVATIONS	WD4.0
ELEVATIONS	WD4.1
SECTION A & B	WD5.0
SHADOW DIAGRAMS	WD8.0

AC	AIR CONDITIONING UNIT	MH	MAN HOLE CEILING ACCESS PANEL
AR	ARCHITRAVE	MIR	MIRROR
AW	AWNING SASH	MO	MICROWAVE OVERN
BATH	BATH TUB	MSD	MIRROR SLIDING ROBE DOOR
BDRW	BANK OF DRAWERS	OBS	OBSURE GLASS
BMR	BATH MIXER TAP	OS	OPEN SHELF
BS	BATH SPOUT	P	TIMBER POST
CFC	COMPRESSED FIBROUS CEMENT SHEETING	PB	PLASTERBOARD LINING
CM	COFFE MACHINE	PPBW	PAINTED PLASTERBOARD WALL
CSD	CAVITY SLIDING DOOR	RH	ROBE HOOK
CW	CASEMENT WINDOWS	RHO	RANGEHOOD OVER
DH	DOUBLE HUNG	RHS	RECTANGULAR HOLLOW SECTION STEEL POST
DP	DOWN PIPE	SCDR	SHOWER SCREEN DOOR
DPS	DOWN PIPE WITH SPREADER	SD	SLIDING DOOR
DRW	DRAWER	SHS	SQUARE HOLLOW SECTION STEEL POST
DRY	DRYER	SHWR	SHOWER
DS	DOOR STOP	SHWRH	SHOWER HEAD DRENCHER
DSM	DIVER SHOWER MIXER	SHWRR	SHOWER ROSE ON RAIL
DW	DISH WASHER	SHWRS	SHOWER SHELF
		SK	TIMBER SKIRTING
ENS	ENSUITE	SMR	SHOWER MIXER
FC	FIBRE CEMENT SHEETING	SPAB	SPA BATH
FG	FIXED GLASS	SOSC	SQUARE SET CORNICE
FGSC	FRAMELESS GLASS SHOWER SCREEN	SS	STAINLESS STEEL
FRG	FRIDGE	SW	SLIDING WINDOW
FRZ	FREEZER	TB	TOWEL BAR
FP	FASCIA PANEL	TRH	TOILET ROLL HOLDER
FW	FLOOR WASTE	TS	TILED SKIRTING
GSPB	GLASS SPLASH BACK	TSB	TILED SPLASHBACK
HP	HOT PLATE OR COOK TOP	TW	TILED WALL
HR01	HANDRAIL TYPE	UBMO	UNDERBENCH MICRO OVERN
HR	HANGING RAIL	UBO	UNDERBENCH OVERN
HT	DENOTES HEIGHT	UNO	UNLESS NOTED OTHERWISE
HTR	HEATED TOWEL RAIL	VB	VANITY BASIN
HWD	HARDWOOD	VU	VANITY UNIT
HWS	HOT WATER SYSTEM	WC	TOILET SUITE
KB	KICK BOARD	WM	WASHING MACHINE
LDRY	LAUNDRY	WO	WALL OVERN
LIN	LINEN CUPBOARD	WT	WALL MOUNTED TAP SET



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 M : 0432 597 538  
 A : 12 WOODROFFE STREET TERRANORA

REV.	DESCRIPTION	DATE
C	SIDE SETBACK TO 1500	09/03/23
B	INFO REQUEST	12/01/23
A	ISSUE FOR APPROVAL	06/12/21

Scale 1 : 100  
 Drawn by LCS  
 Date  
 Issue C

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 1 SUNFISH LANE  
 KINGSCLIFF

RPD  
 Land Number: 84506  
 Property Number: 111542  
 Lot Section Plan:  
 12//DP1252999

**COVER SHEET**

Sheet No.  
**WD1.0**

r.p.d.

Land Number: 84506

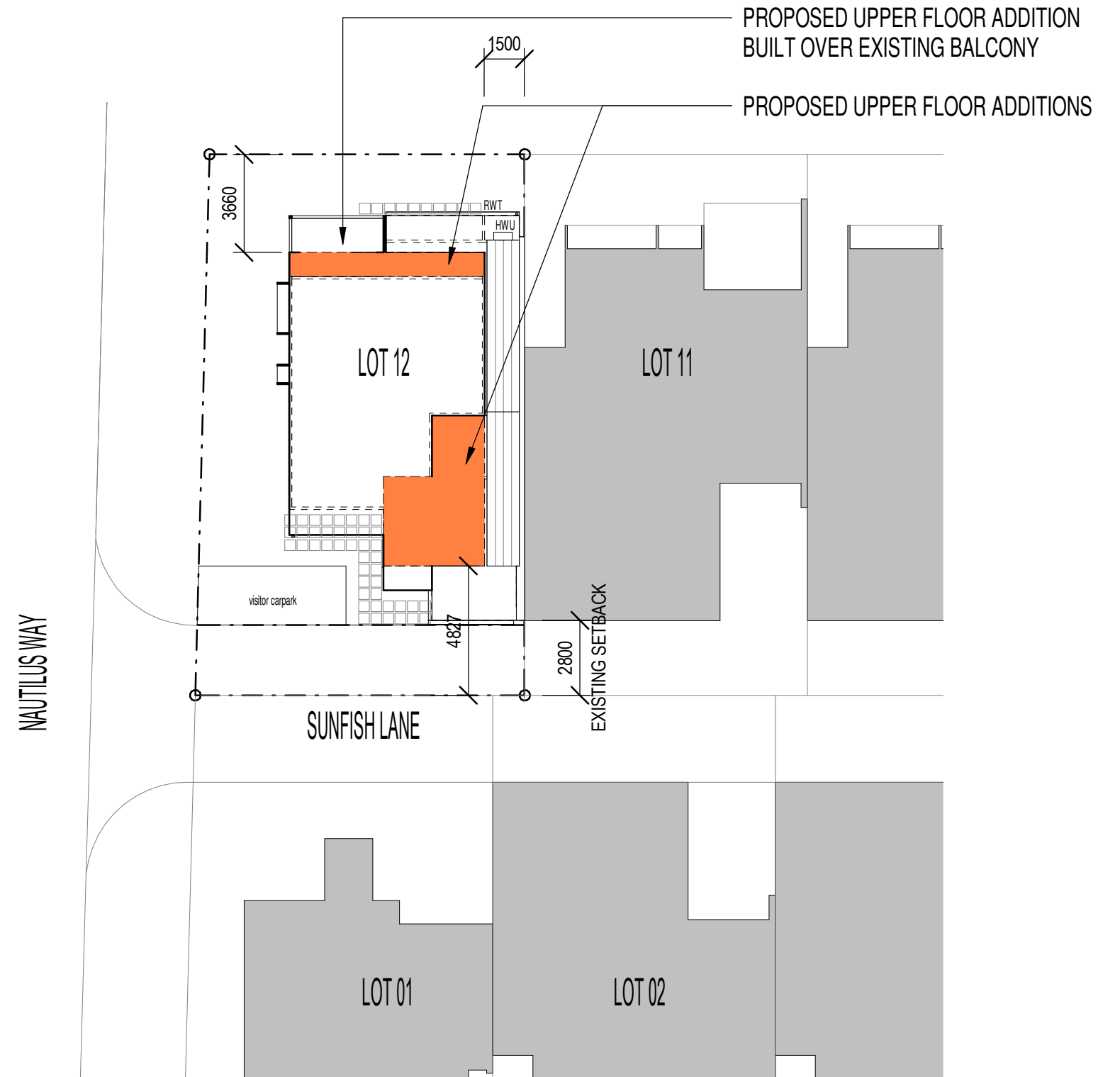
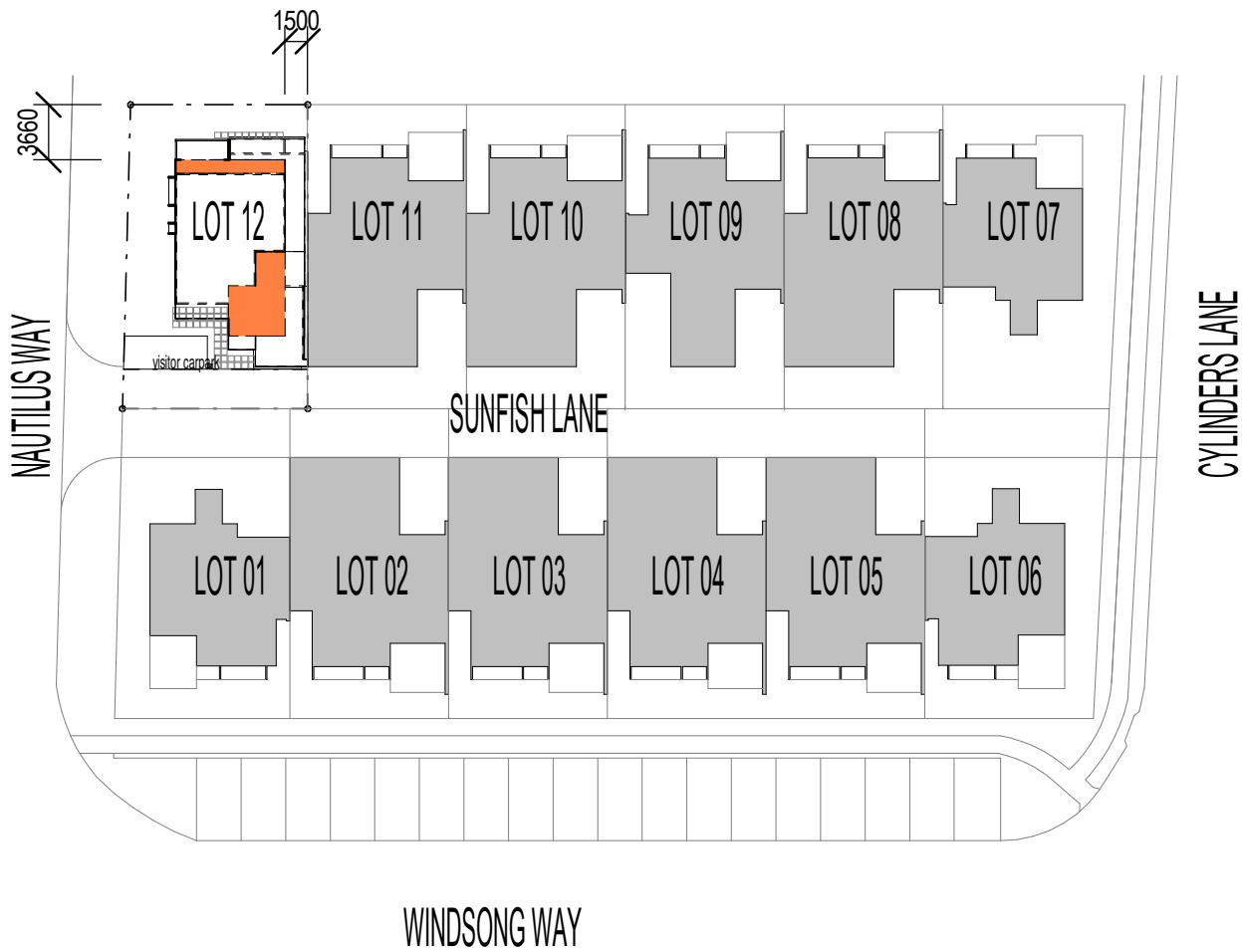
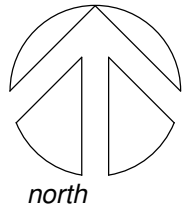
Property Number: 111542

Lot Section Plan: 12//DP1252999

Address: 1 Sunfish Lane (Private Road) KINGSCLIFF 2487

local authority : TWEED SHIRE COUNCIL

site area - 241.0 sq.m  
site cover - 106.7 sq.m (44.27%)



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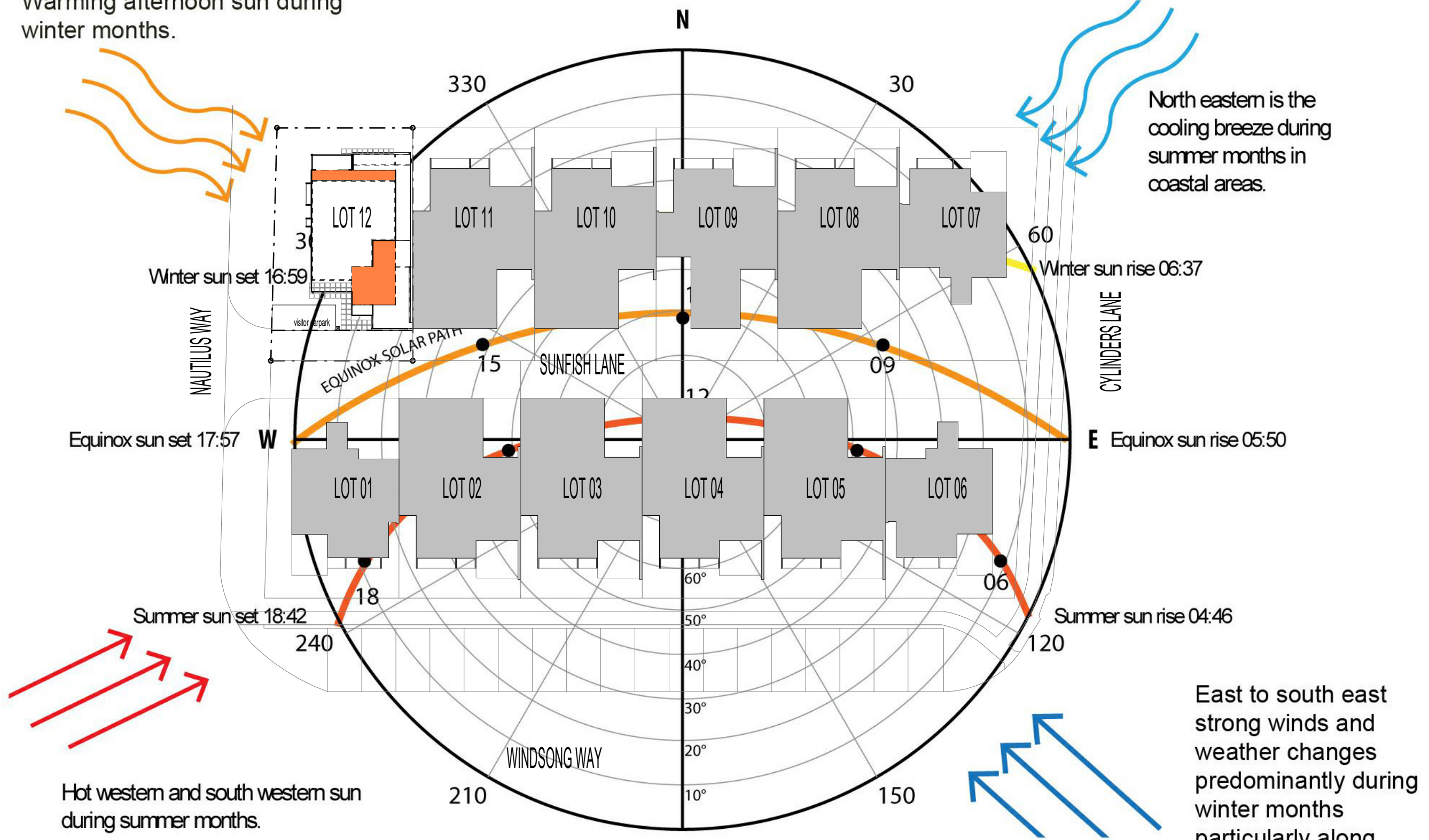
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SITE PLAN

Sheet No.  
WD2.0

Warming afternoon sun during winter months.

North eastern is the cooling breeze during summer months in coastal areas.



Hot western and south western sun during summer months.

East to south east strong winds and weather changes predominantly during winter months particularly along coastal areas.

**Tweed Solar Path Diagram - Solar path and prevalent climatic influences for the Tweed.**



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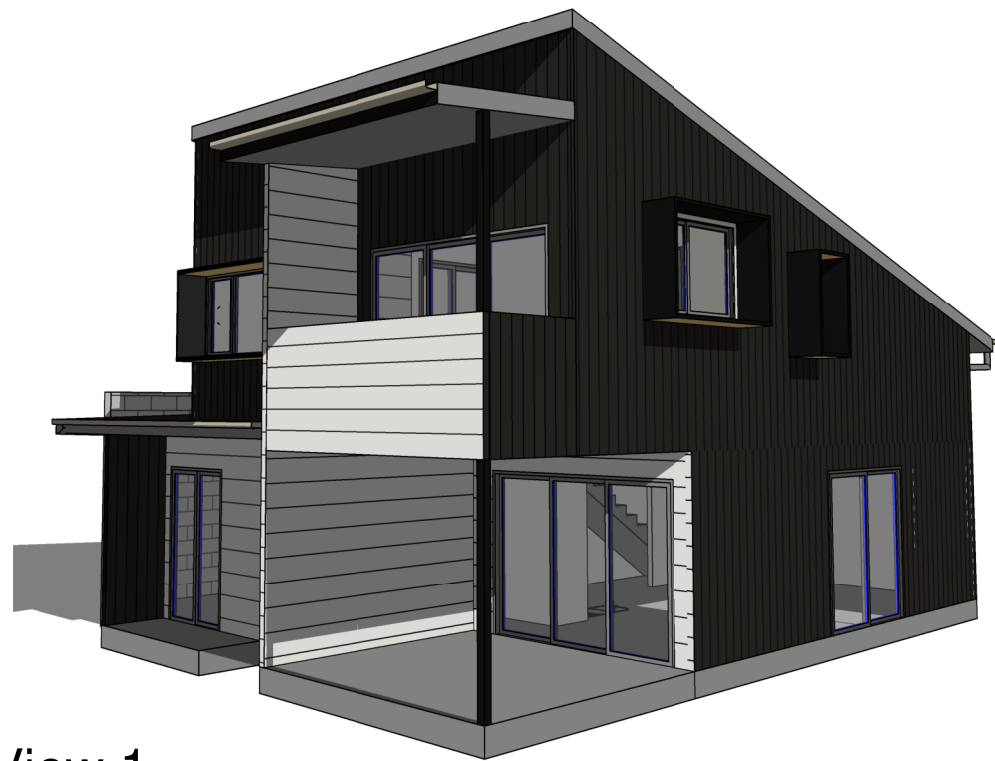
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 Job number 2021

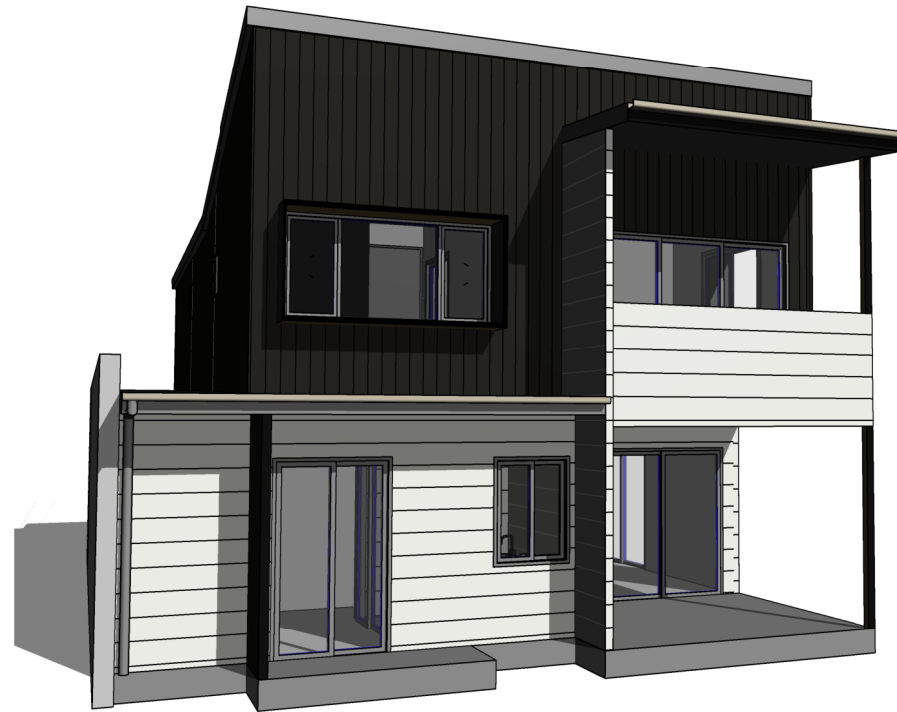
SITE ANALYSIS

Sheet No. WD2.1

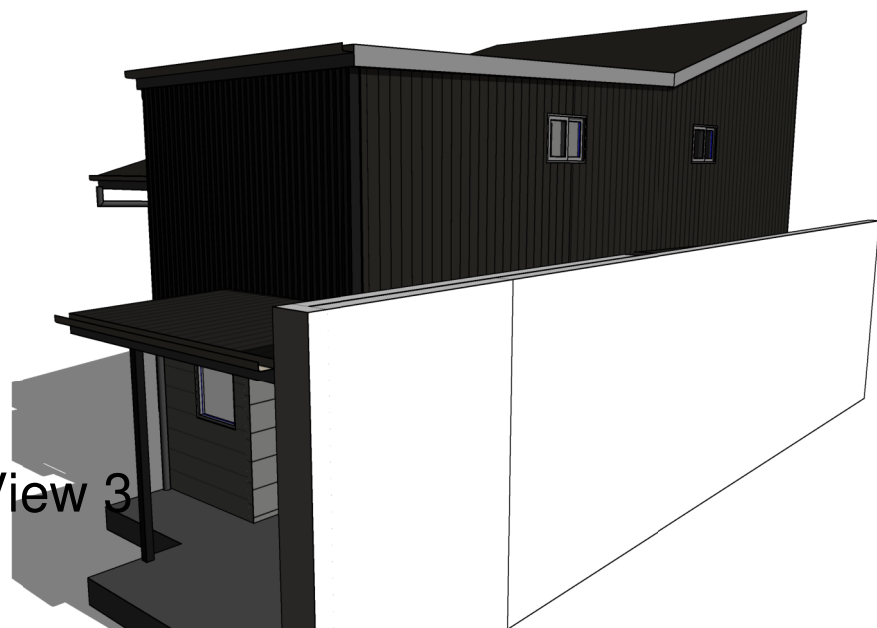




3D View 1



3D View 2



3D View 3



3D View 4



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A	INFO REQUEST	12/01/23

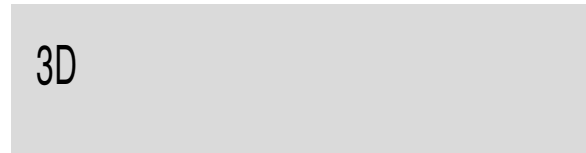
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RPD  
 Land Number: 84506  
 Property Number: 111542  
 Lot Section Plan:  
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Sheet No.  
**WD2.5**

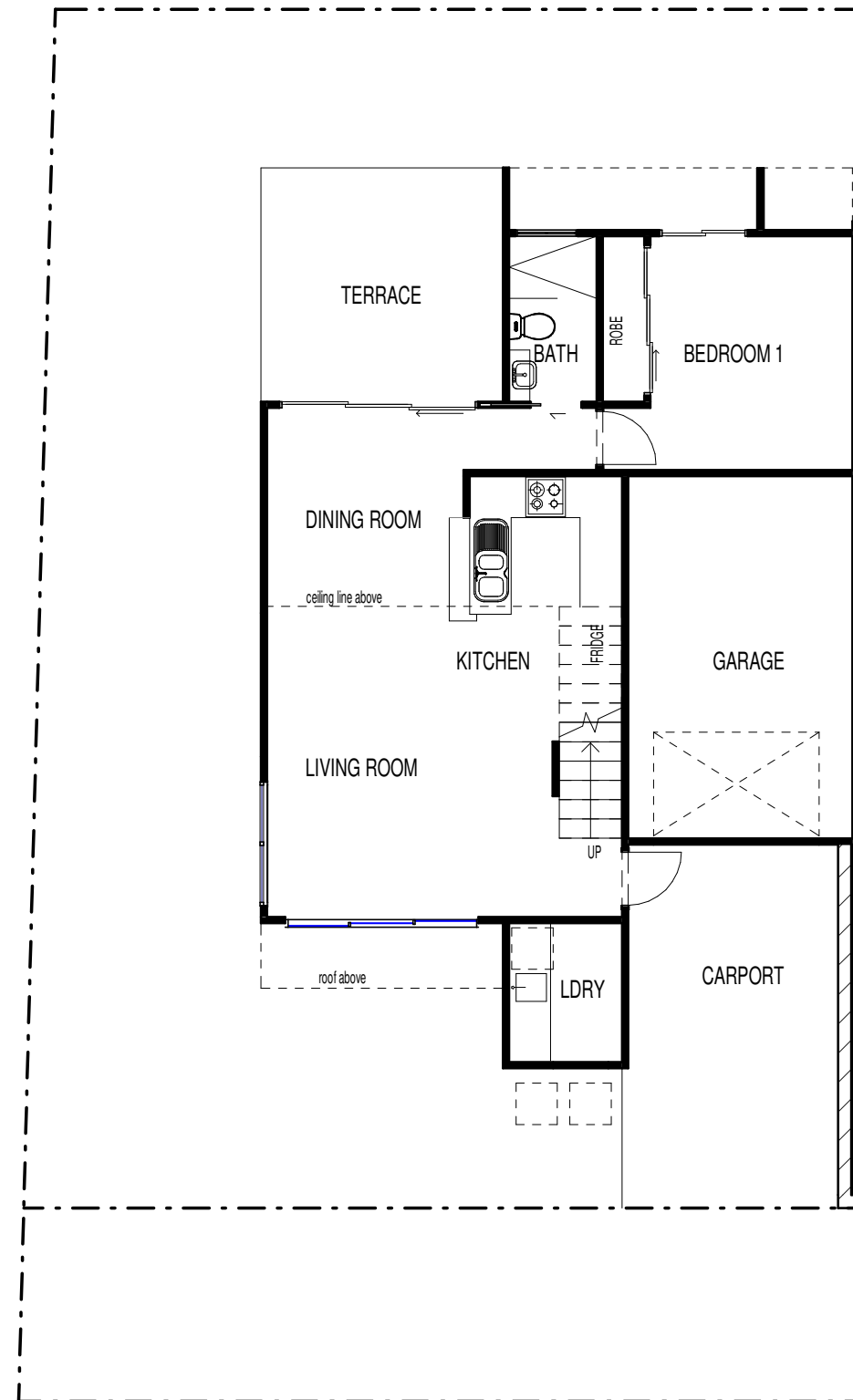
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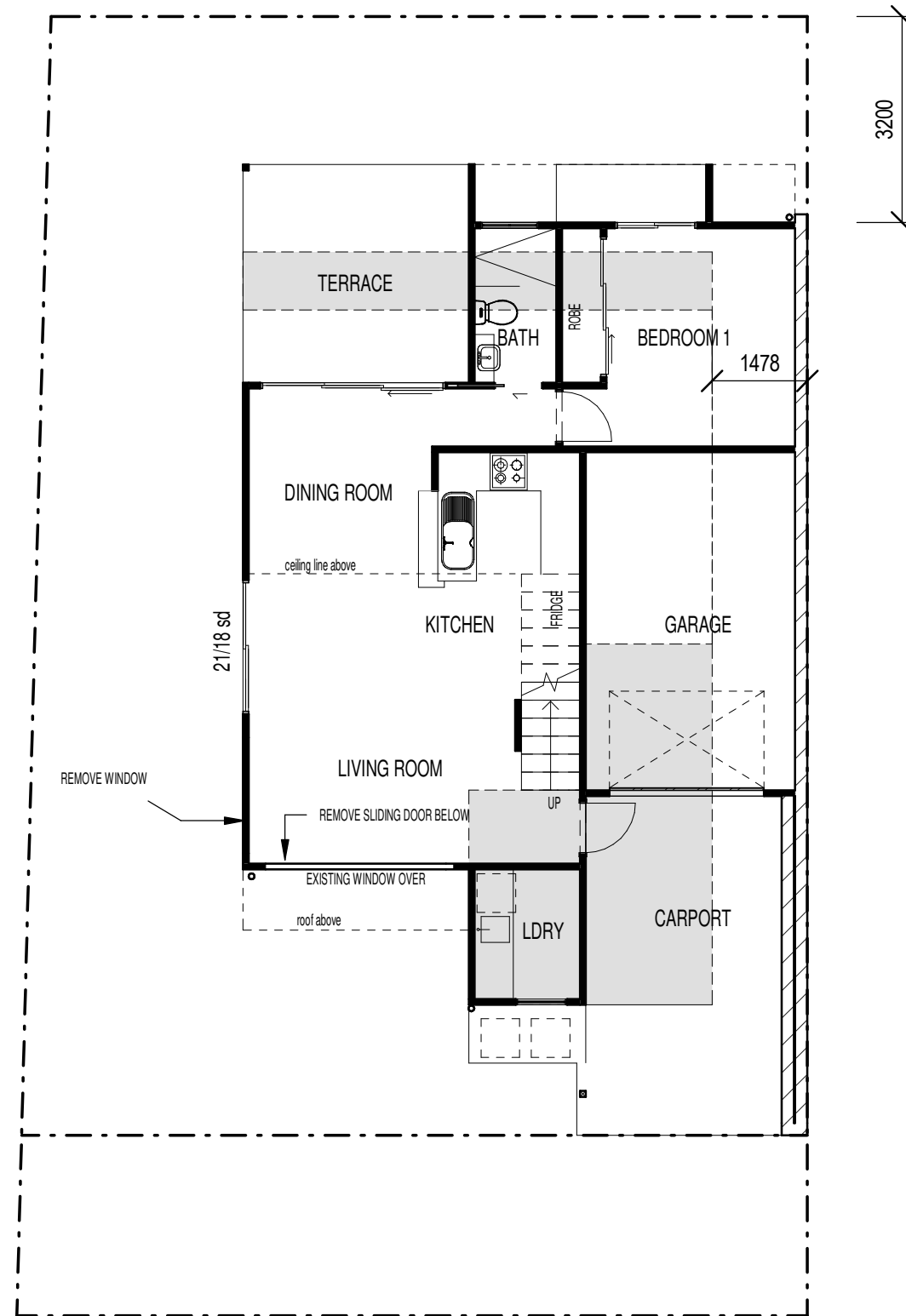
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**GROUND FLOOR EXISTING**



INDICATES EXTENT OF ADDITIONS OVER



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C	SIDE SETBACK TO 1500	09/03/23
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 1 SUNFISH LANE  
 KINGSCLIFF

RPD  
 Land Number: 84506  
 Property Number: 111542  
 Lot Section Plan:  
 12//DP1252999

**GROUND FLOOR PROPOSED**

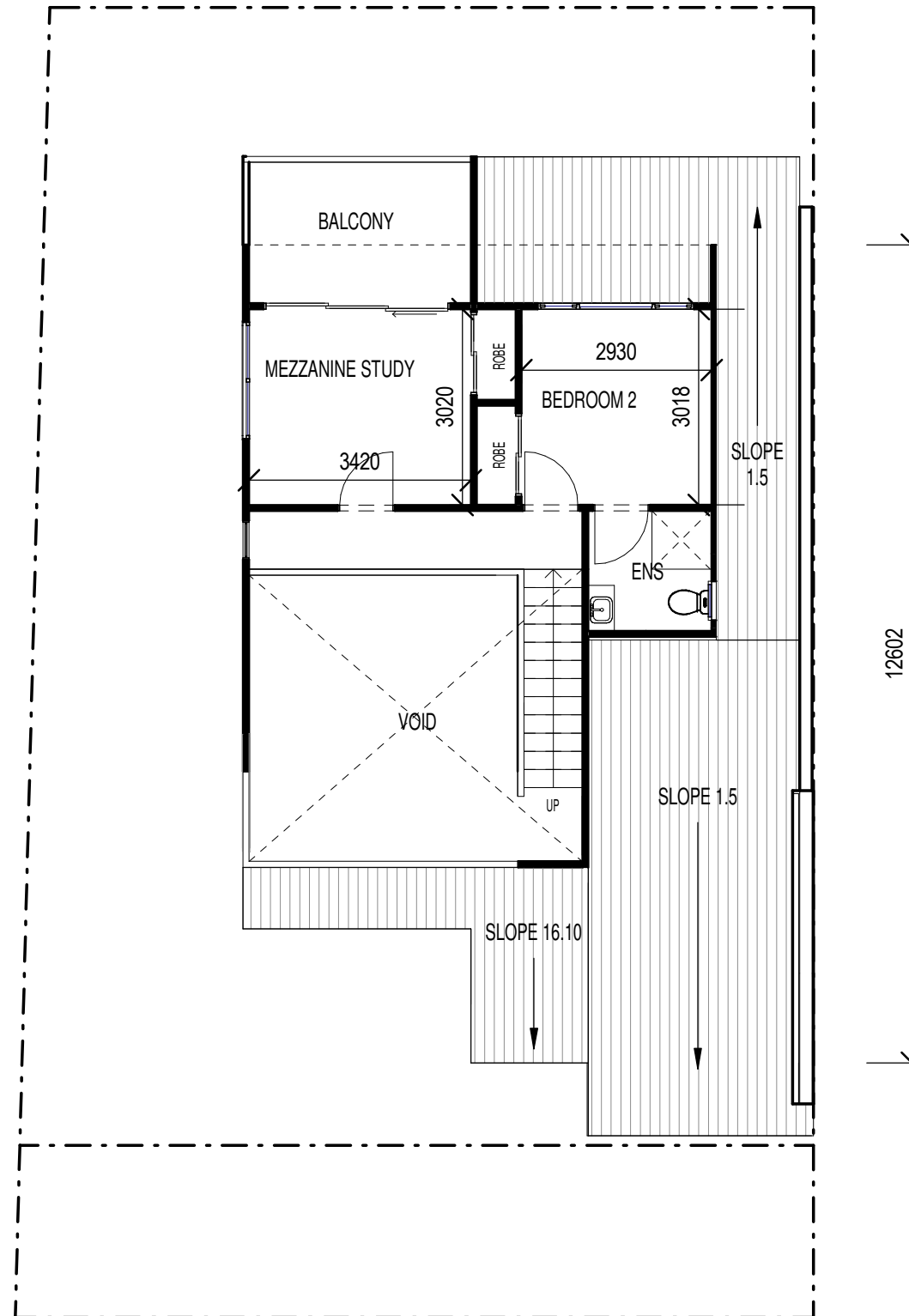
Sheet No.  
**WD3.1**

legend

- ☐ roof access panel
- ⊗ exhaust fan to roof space to B.C.A. requirements
- Ⓢ indicates smoke detector

notes :

1. lift-off doors to be fitted to wc
2. smoke alarms to comply with BCA class 1&10 part 3.7.2 and with AS. 3786.
3. bathroom windows to be glazed obscure



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 Issue sk1

Cathy O'Connell  
 TYPE A3  
 Job number 2021

UPPER FLOOR EXISTING

Sheet No.  
 WD3.2

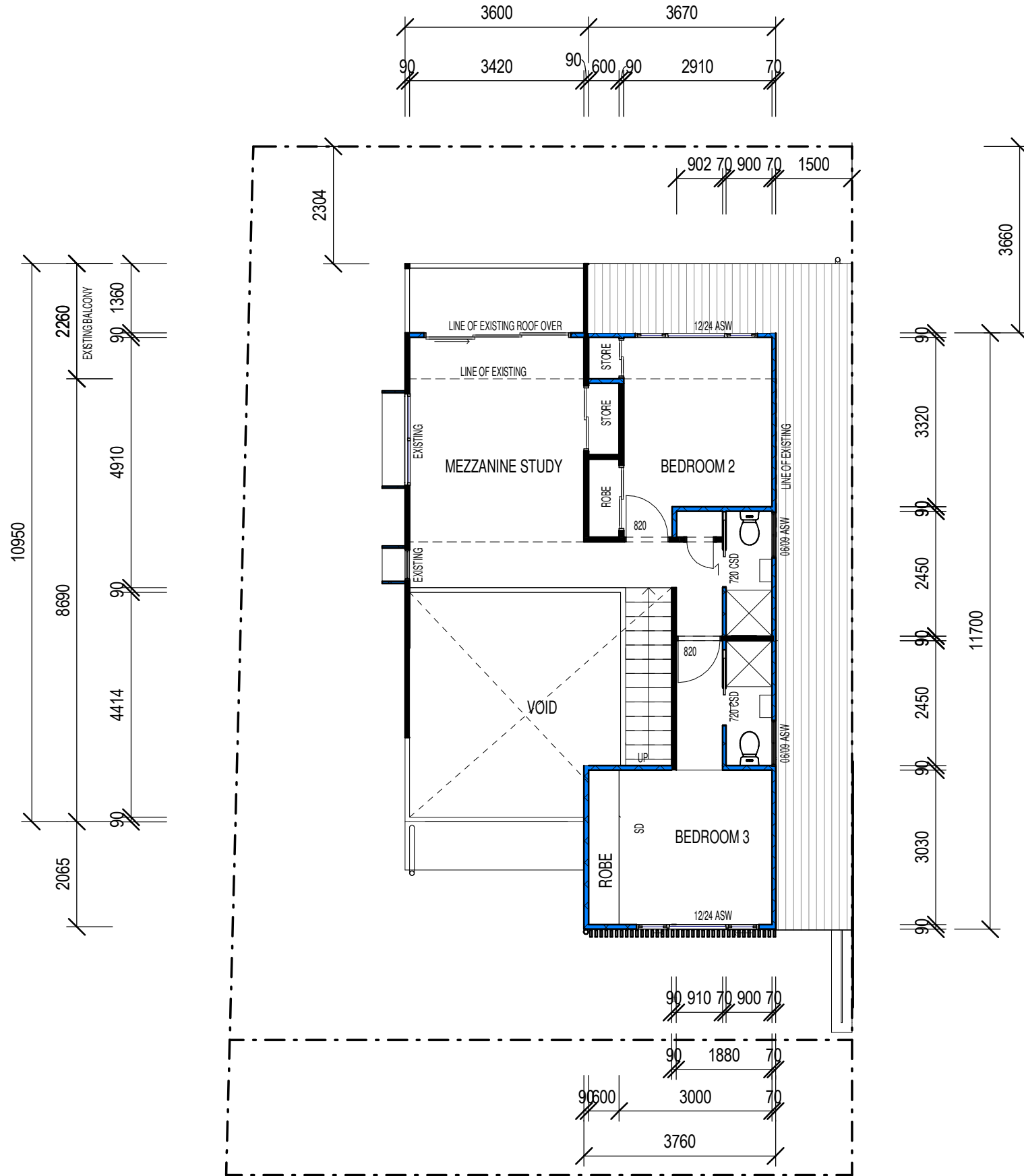
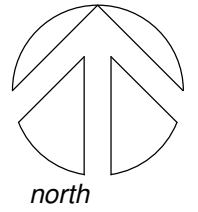


legend

- roof access panel
- ⊗ exhaust fan to roof space to B.C.A. requirements
- Ⓢ indicates smoke detector

notes :

1. lift-off doors to be fitted to wc
2. smoke alarms to comply with BCA class 1&10 part 3.7.2 and with AS. 3786.
3. bathroom windows to be glazed obscure



**PRINCIPAL DESIGNER LUKE STEPHENS**  
 QBSA LIC NO 1105547  
 E : info@iphorm.com.au  
 M : 0432 597 538  
 A : 12 WOODROFFE STREET TERRANORA

REV.	DESCRIPTION	DATE
C	SIDE SETBACK TO 1500	09/03/23
B	INFO REQUEST	12/01/23
A	ISSUE FOR APPROVAL	06/12/21

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 Issue C

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**Cathy O'Connell**  
 1 SUNFISH LANE  
 KINGSCLIFF

RPD  
 Land Number: 84506  
 Property Number: 111542  
 Lot Section Plan:  
 12//DP1252999

**UPPER FLOOR PLAN**

Sheet No.  
**WD3.3**

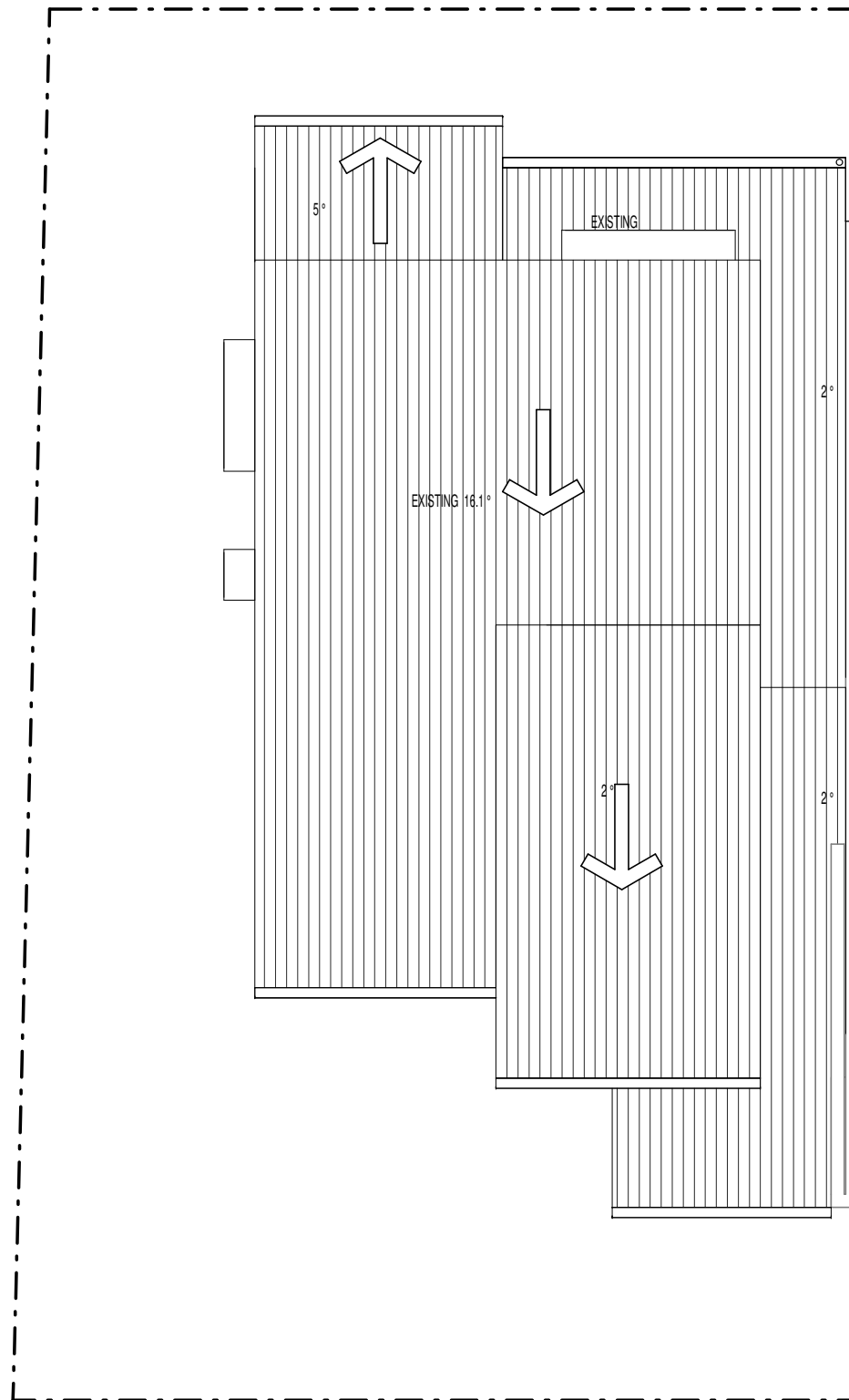
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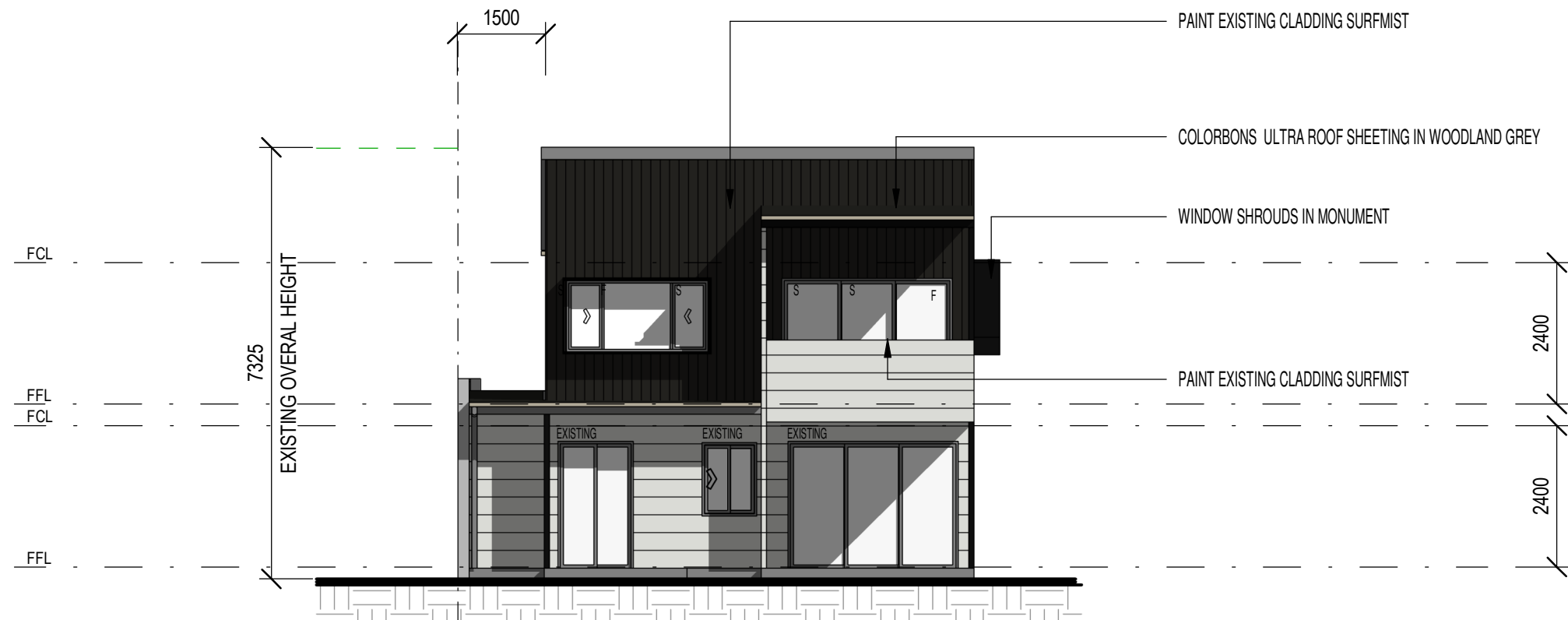
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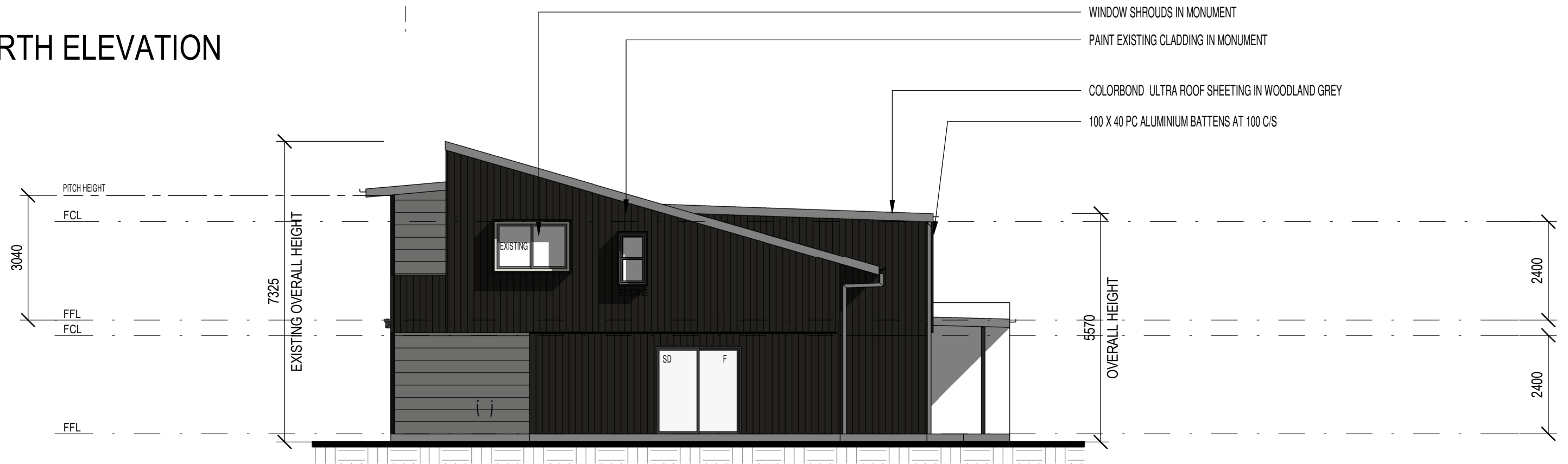
RPD  
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**ROOF PLAN**



NORTH ELEVATION



WEST ELEVATION



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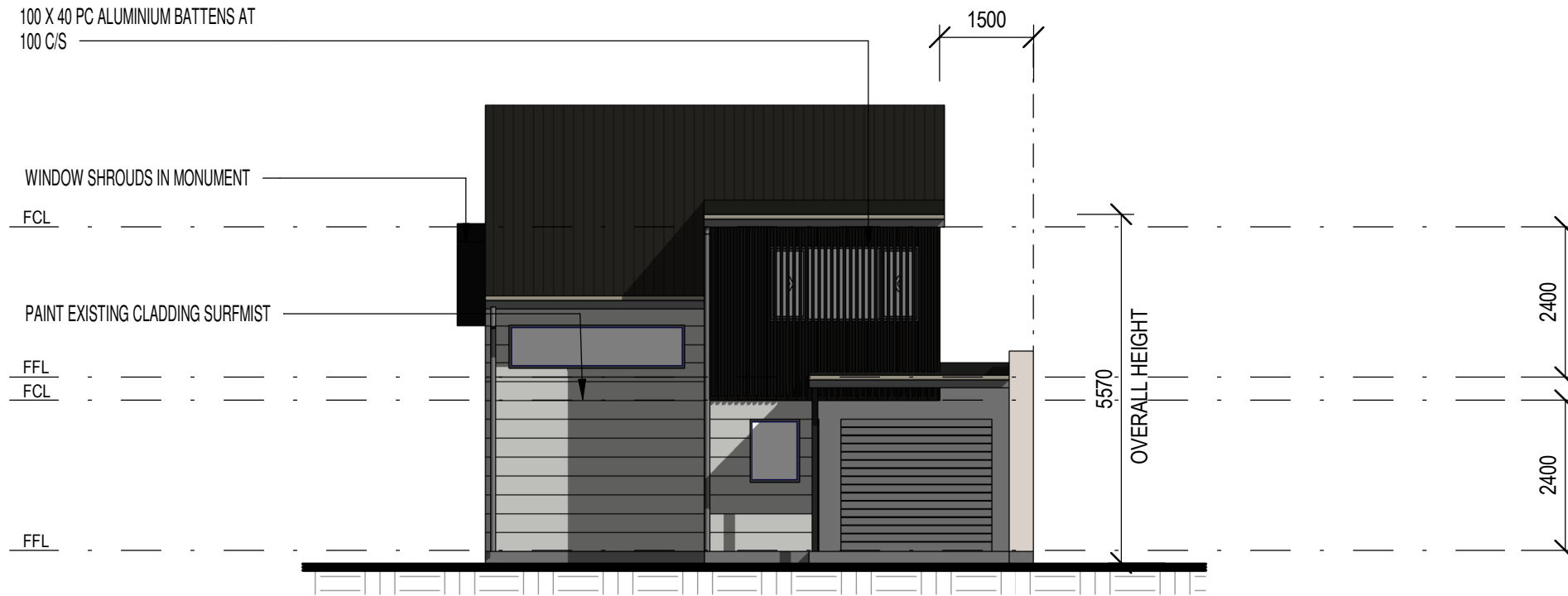
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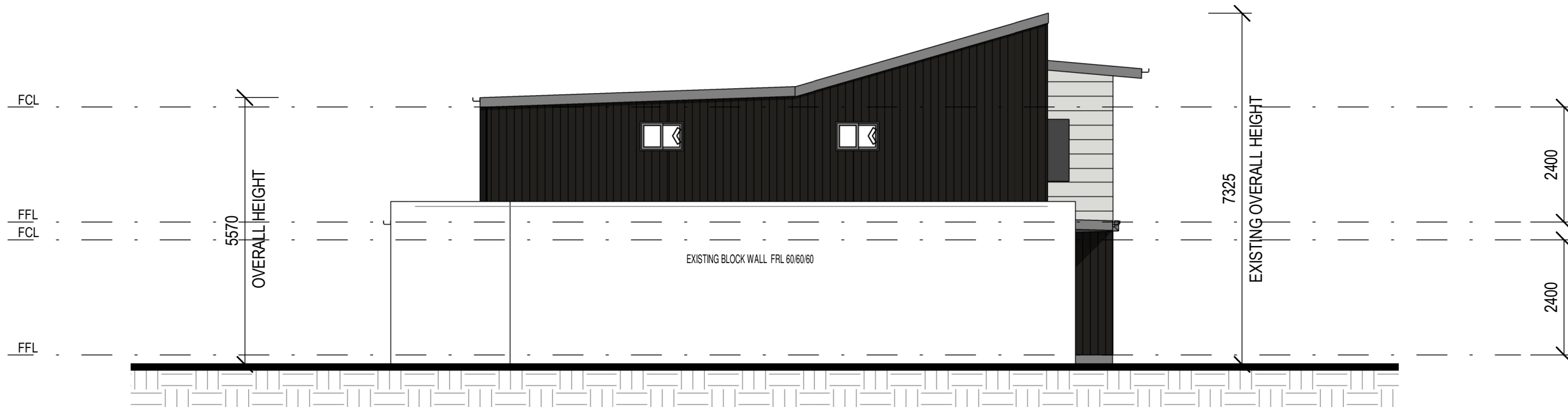
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ELEVATIONS

Sheet No.  
 WD4.0



SOUTH ELEVATION



EAST ELEVATION



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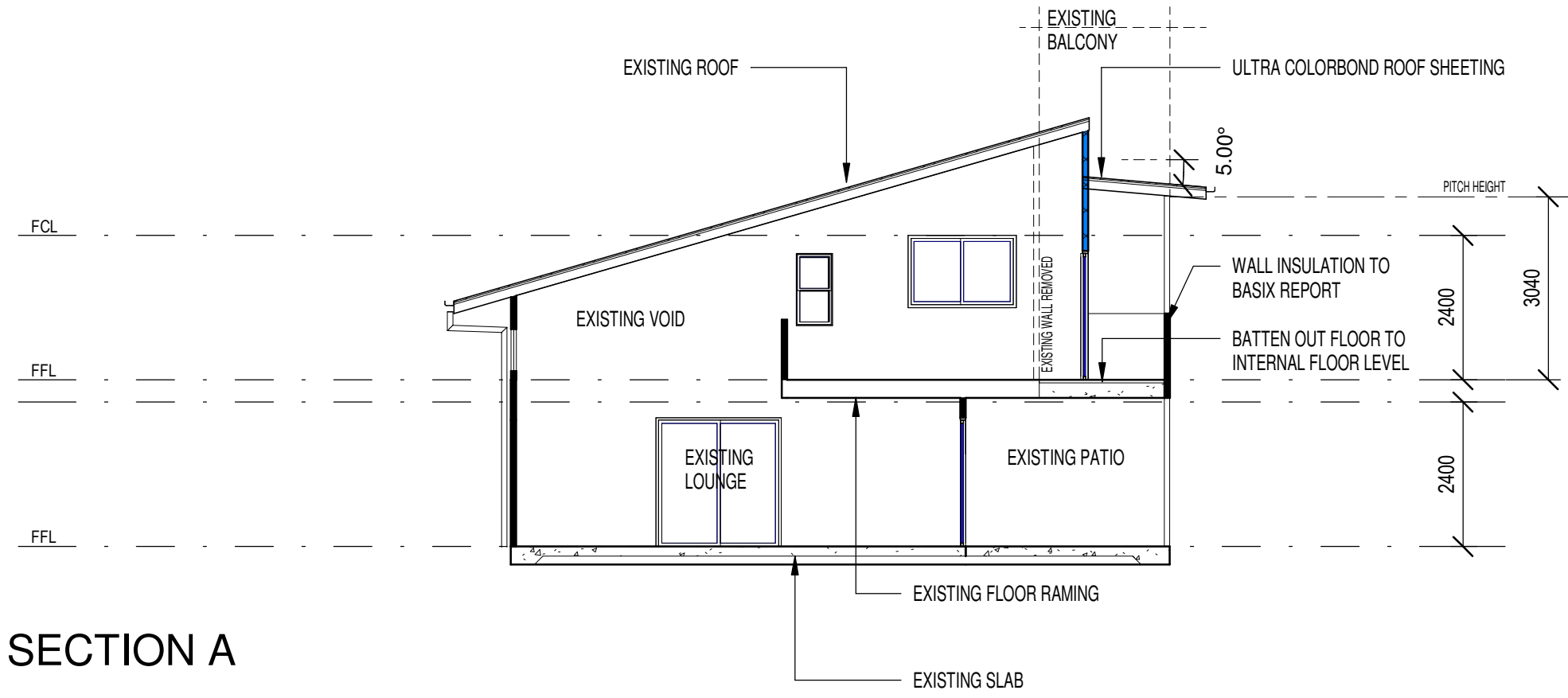
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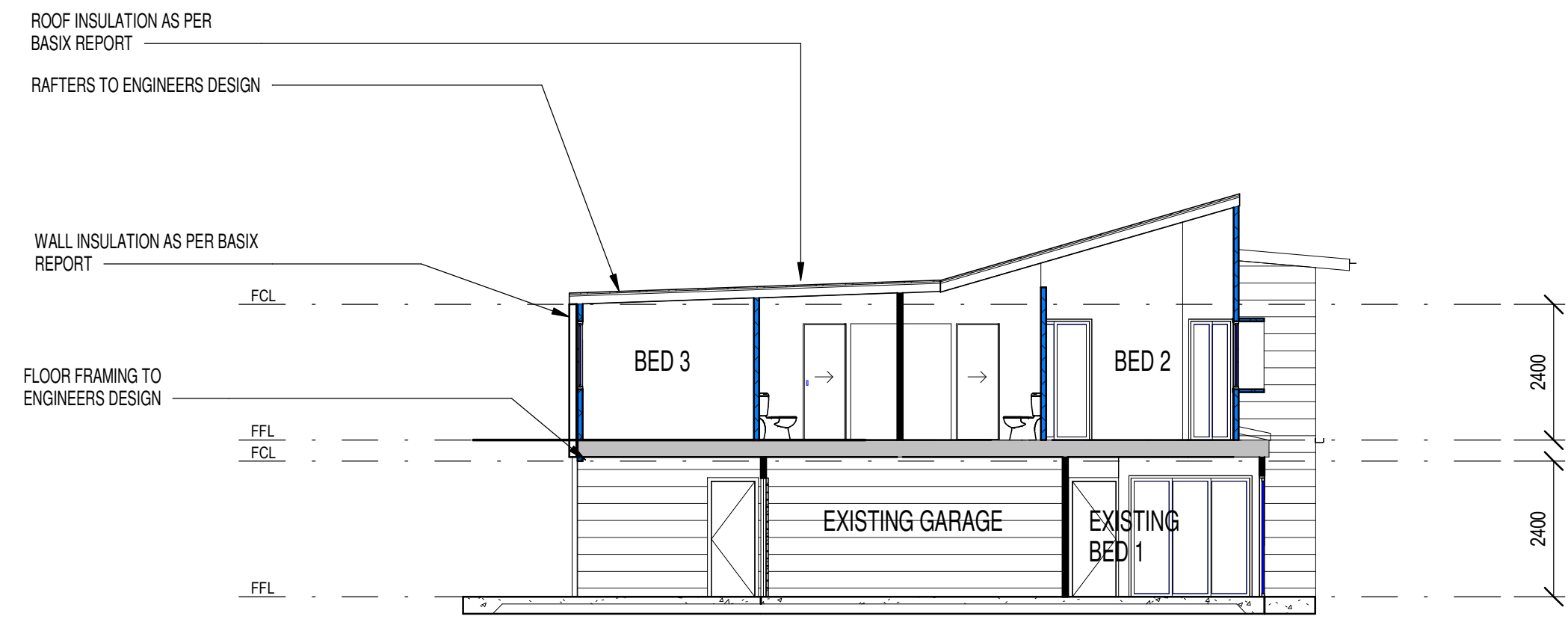
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 Land Number: 84506  
 Property Number: 111542  
 Lot Section Plan: 12//DP1252999

ELEVATIONS

Sheet No.  
 WD4.1



**SECTION A**



**SECTION B**



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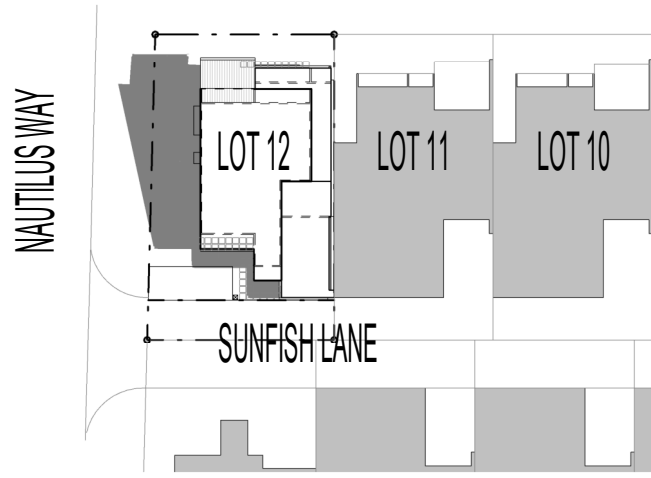
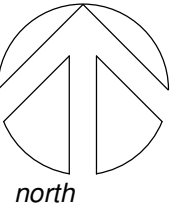
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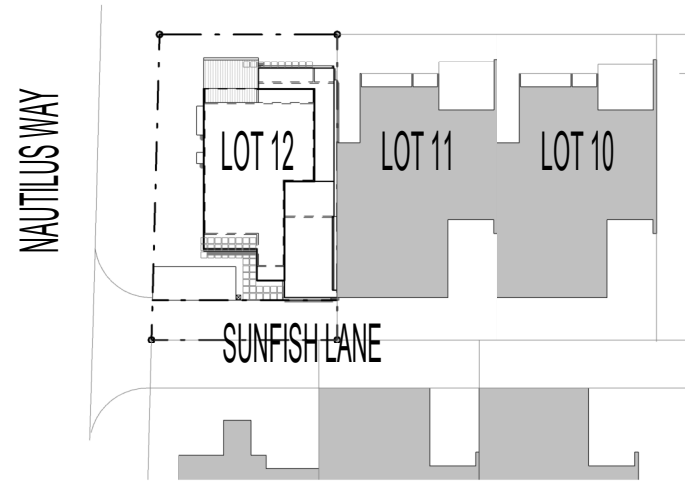
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 Land Number: 84506  
 Property Number: 111542  
 Lot Section Plan: 12//DP1252999

**SECTION A & B**

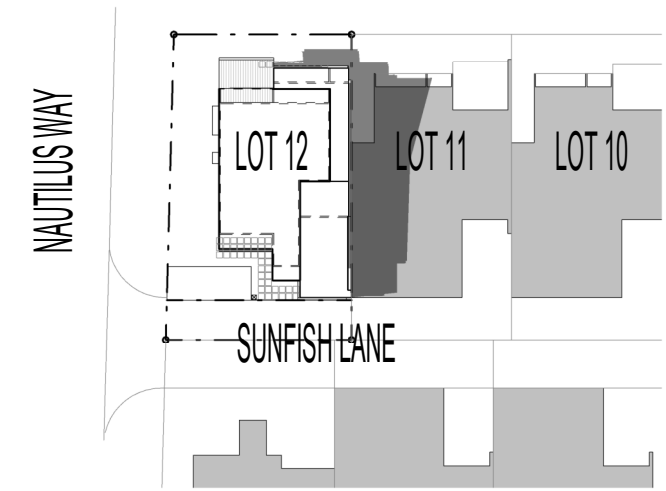
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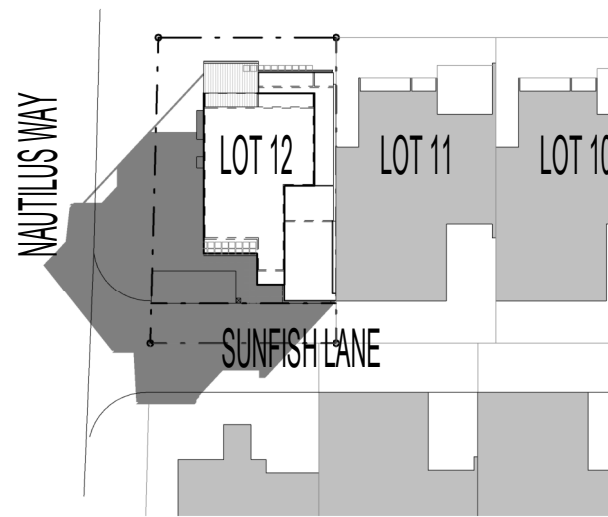
shadow diagram - dec 21st, 9.00am.



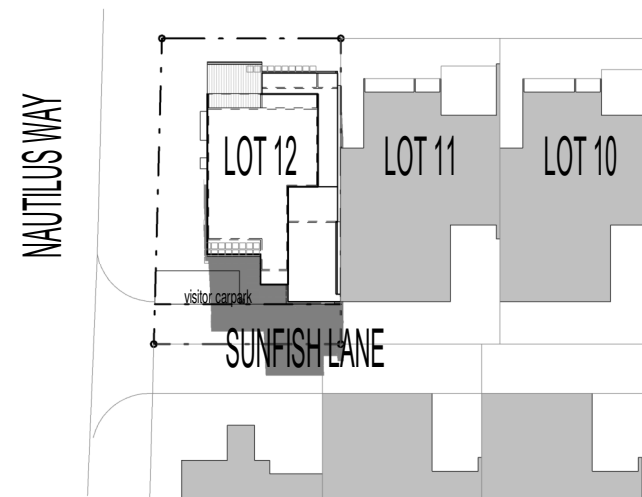
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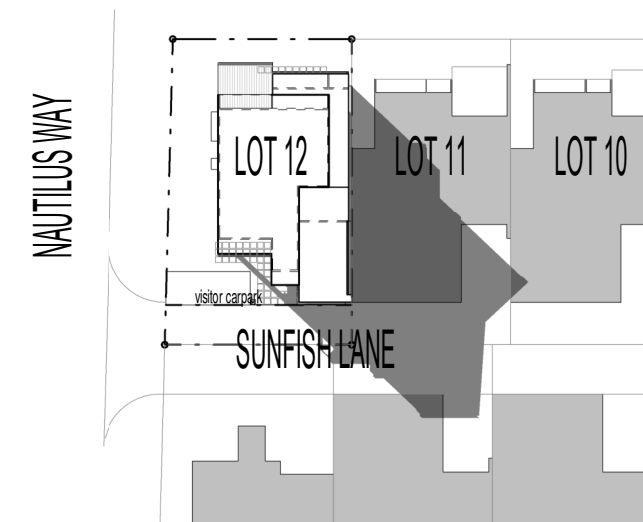
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shadow diagram - june 21st, 9.00am.



shadow diagram - june 21st, 12.00pm.



shadow diagram - june 21st, 3.00pm.



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SHADOW DIAGRAMS

Sheet No.  
 WD8.0



**TITLE: Request for Owner's Consent - Turnock Street Extension**

**Submitted By:** Roads and Stormwater

---

**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Living - We want to be safe at home and in the community**

**Deliver a safe and connected local road and active transport network that can accommodate increased traffic as our shire grows and connects people, places and businesses to each other**

2.2.1 Roads and Traffic - To provide and maintain a network of roads and bridges that is safe, efficient and accessible.

**ROLE:**

PROVIDER - Council delivers over 50 different services to the Tweed Community.

---

**EXECUTIVE SUMMARY**

This report was originally provided to the 16 March 2023 Council Meeting. Council resolved to defer consideration of the matter, and requested a workshop including the applicant, Gales-Kingscliff (Gales). The Workshop was held on 27 April 2023. As a result of the workshop, the applicant amended their request for Owner's Consent, as detailed in this report.

Turnock Street Extension is a proposed new distributor road through the undeveloped land in West Kingscliff between Elrond Drive and Tweed Coast Road. It is included in various strategic documents including the Tweed Road Development Strategy (TRDS), Tweed Road Contribution Plan (TRCP) and Kingscliff Locality Plan (KLP/DCP-B26). It traverses the urban land release area owned by Gales.

Council has previously considered numerous reports concerning the delivery of Turnock Street Extension.

In late 2020 Council considered two reports relating to a proposed haulage road along the future alignment of Turnock Street Extension and workshopped the issues with staff and the proponents. Council resolved to provide "*Owner's Consent for the lodgment of the Development Application for the new haulage road corresponding with the future Turnock Street road extension*", subject to that DA being lodged within 12 months. No DA was lodged, so that Owner's Consent has expired.

While Gales has not pursued the haulage road, they have engaged in detailed discussions with Council staff about the construction of Turnock Street Extension (they refer to it as their Southern Link Road, or "SLink") in order to progress their master-planning process for West Kingscliff and open up road access to their southern subdivision precincts. Gales has commenced a process for the design and approval of the "SLink" on behalf of Council. This includes a range of consultant studies, engineering investigations and design, and the preparation of an Environmental Impact Statement (EIS) to satisfy the State Government's SEARs.

In 2022 Council considered a report and resolved to enter into a payment deed with Gales to enable costs incurred by them for the design and approvals for SLink to be creditable under the TRCP.

This process has progressed amicably to date. In anticipation of completing the EIS preparation in 2023, a request has been received from Gales' planning consultant for Council's Owner's Consent to enable lodgment of a Development Application (DA) with the EIS for assessment. The DA process will include public exhibition and critical review of the prepared designs and investigation reports. Provision of Owner's Consent for lodgment of the application does not pre-empt any approval for Turnock Street Extension.

The request for Owner's Consent applies to new intersections works required by Turnock Street Extension

on Turnock Street and Elrond Drive to the east, and Tweed Coast Road and Crescent Street to the west.

Note, that there is a separate report on this Council meeting agenda (Item 18.3) for another request for Owner's Consent by Gales-Kingscliff, applying to Tweed Coast Road, Crescent Street and Altona Road.

#### **RECOMMENDATION:**

**That Council provides Owner's Consent to Gales-Kingscliff for the lodgment of a Development Application for the Turnock Street Extension as shown in Figure 3 of this report, including intersection works on Turnock Street, Elrond Drive, Tweed Coast Road and Crescent Street - Kingscliff.**

#### **ATTACHMENTS**

1. Gales Request to TSC for Owners Consent 23 January 2023
2. Email from Stephen Segal 14 February 2023
3. Email supporting information\_20200203 Gales tsc KLP Submission
4. Email supporting information\_20191018 KLP pre-submission Parklands Altona SLink Deferred history Masterplans
5. Email changes to original request for owners consent

#### **COUNCIL IMPLICATIONS:**

**a. Legislation/Policy/Existing Strategic Plans**

Tweed Road Development Strategy.  
Tweed Road Contribution Plan (CP04).  
Development Control Plan Section B26 - Kingscliff (Kingscliff Locality Plan).

**b. Sustainability:**

**i. Financial (Budget/Long Term Financial Plan/Whole of Life Cost):**

The Turnock Street Extension project is funded by Section 7.11 Developer Contributions under CP04. In accordance with a previous resolution, Council has entered into a payment deed with Gales such that costs incurred in the design and approval of Turnock Street Extension are creditable to Gales against future subdivision approvals. This arrangement ensures minimal upfront costs to Council in delivery of this important piece of road infrastructure that benefits the network, while the developer provides the roads necessary to service their future development.

**ii. Environmental (including climate change):**

The approvals process for Turnock Street Extension includes the preparation of an EIS and associated investigations and management plans to limit and mitigate the environmental impacts of the future road construction. The footprint of the road formation impacts on mapped coastal wetland and requires clearing of vegetation. The EIS will be prepared by consultants engaged by Gales on Council's behalf, in order to address SEARs provided by the Department of Planning and Environment. This report focuses on a request for Owner's Consent in order for the EIS to be lodged with a Development Application.

**iii. Social:**

Turnock Street Extension enhances the road network capacity of Kingscliff to cater for future growth, and will assist in alleviating traffic impacts of the Tweed Valley Hospital, Kings Forest, and future development in West Kingscliff, as per the Kingscliff Locality Plan. The road is a key component of the master planning for West Kingscliff, which is needed to meet growing demand for housing and employment land and community facilities.

**c. Legal Considerations:**

Not applicable.

**d. Risk Considerations:**

Provision of Owner's Consent does not pre-empt the assessment process for Turnock Street Extension, and costs will be borne by Gales, as per the payment deed already in place. This option is therefore low risk to Council. However, should Council refuse to provide Owner's Consent, it will significantly delay or stop the process for advancing the Turnock Street Extension that has commenced. It presents a reputational risk, and possibly a legal risk to Council, depending on the proponent's response.

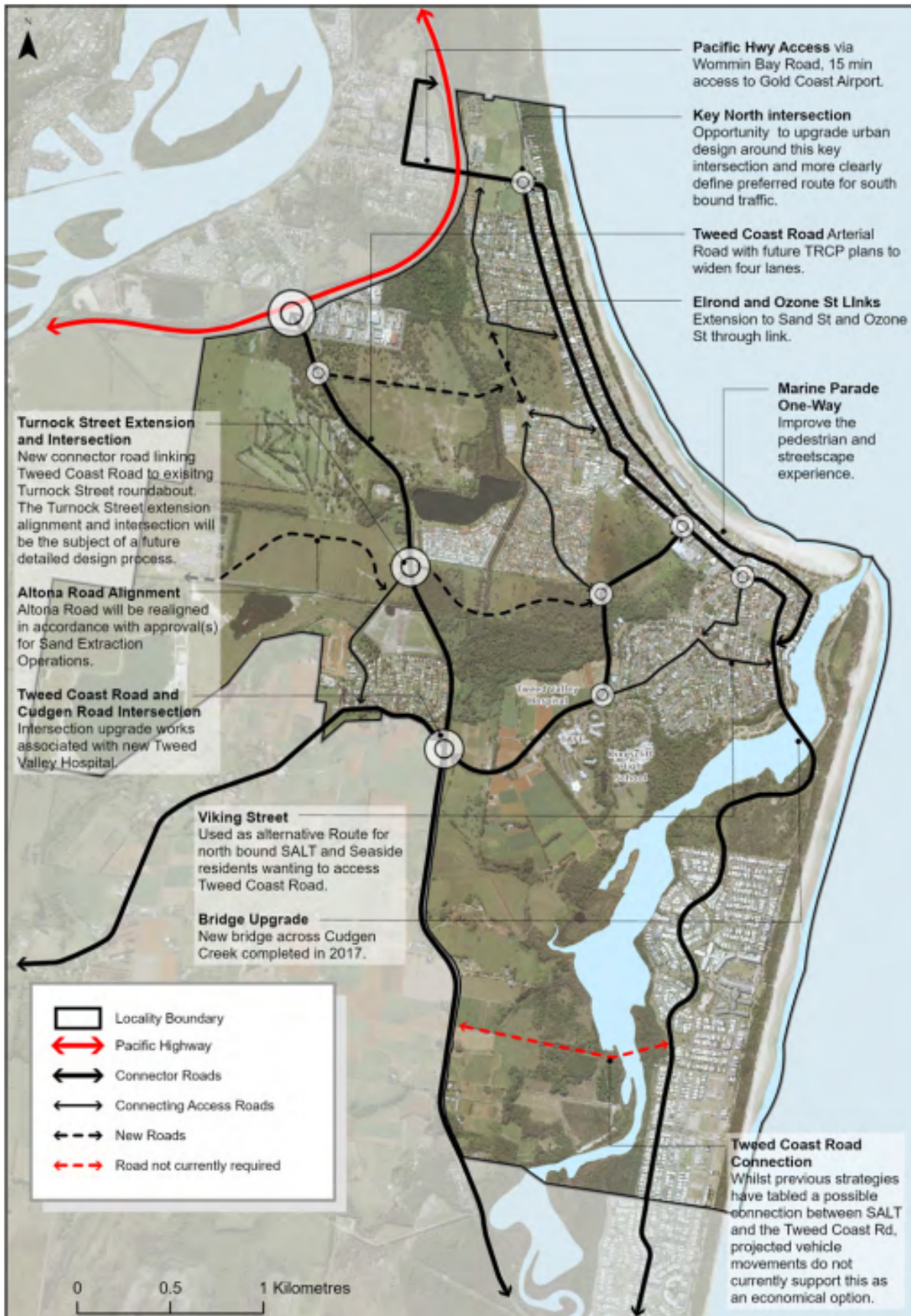
**e. Engagement/Communication:**

**Inform** - Assisting the community to learn about Council services and programs. Should Council support lodgment of an application for Turnock Street Extension, the DA and EIS will be publicly exhibited as required by the Environmental Planning and Assessment Regulation 2021, allowing submissions from the community and other stakeholders.

**REPORT:**

Figure 1 below is an extract from DCP-B26, and depicts the current and future road network in and around Kingscliff based on the work done for the Kingscliff Locality Plan (KLP) and Tweed Road Development Strategy (TRDS). This figure shows the planned Turnock Street Extension between the Elrond Drive roundabout and a new intersection on Tweed Coast Road. This road provides an important east-west connection and a more direct alternate route for traffic into Kingscliff CBD.

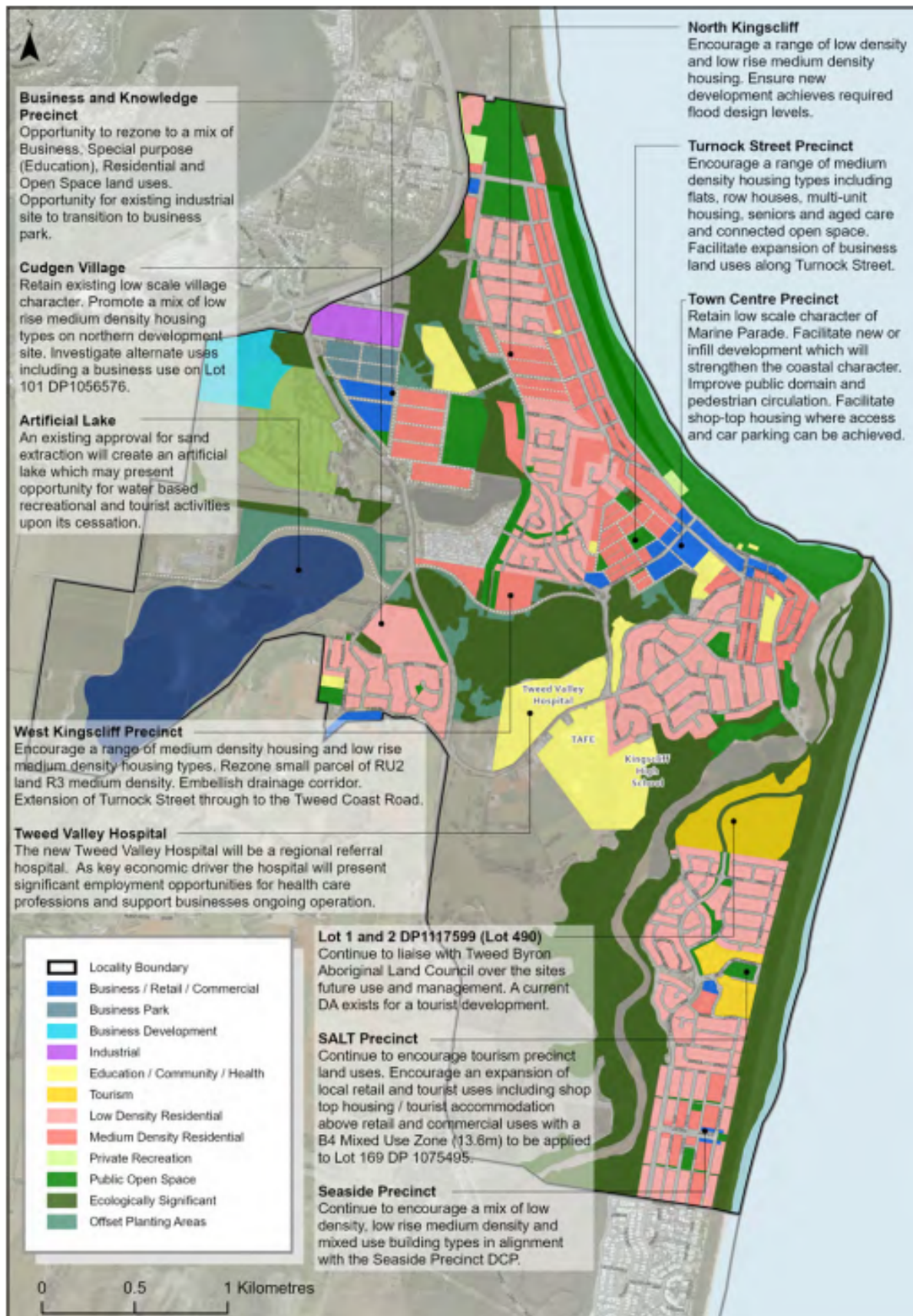
*Figure 1 - Kingscliff Locality Road Network Strategy*



As shown in Figure 2 below, Turnock Street Extension provides road access to new urban land for subdivision and improved services for new and existing commercial land uses further east. As the road provides additional network capacity to address growth demands, its cost to provide have been included in Council's s7.11 Plan No.4 Tweed Road Contribution Plan (TRCP).

Figure 2 - Indicative Kingscliff Urban Structure Plan





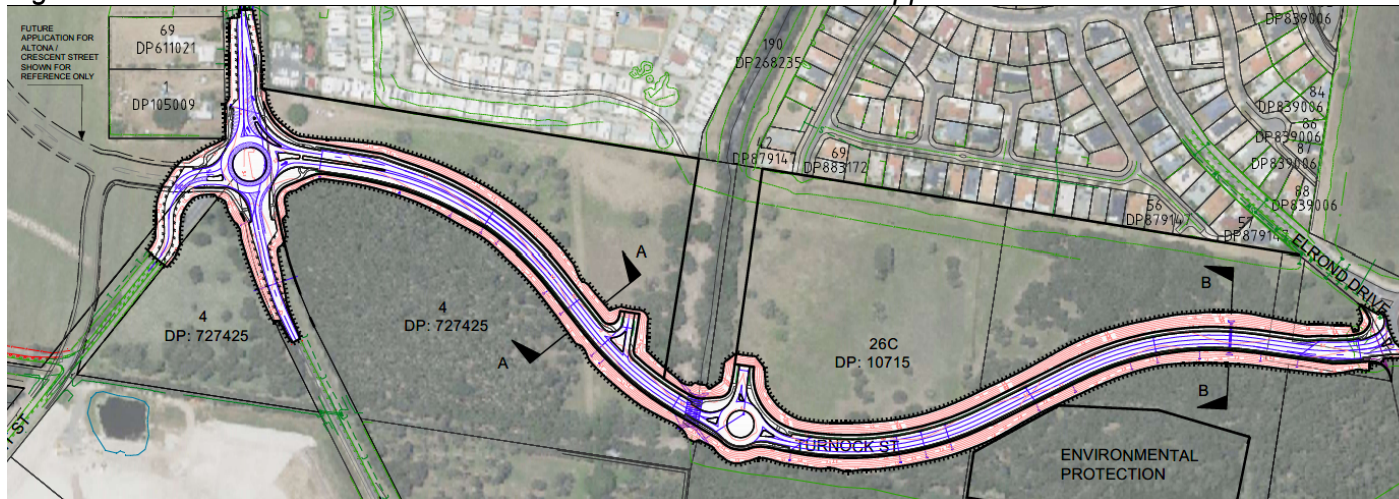
Gales, the major landholder in West Kingscliff, has been in detailed discussions with Council officers for several years about the master planning of their various precincts. This has included planning for the alignment of Turnock Street Extension (referred to by Gales as the Southern Link Road or "SLink") and options for its delivery. As Council's current road upgrade priorities have focused on Tweed Coast Road, Gales proposed to commence the process of investigation, design and approvals for Turnock Street on Council's behalf. As detailed elsewhere, this includes preparation of an Environmental Impact Statement (EIS), the costs of which will be credited to Gales against future s7.11 liabilities for future development approvals in the vicinity.



In order to lodge a DA including the EIS, Gales has requested Owner's Consent (refer Attachment 1). Council previously granted Owner's Consent for lodgment of a DA for a haulage road along the same route as the Turnock Street Extension, which was granted subject to that application being lodged within 12 months of the resolution. This DA was not lodged and that Owner's Consent has lapsed.

Council officers support the provision of Owner's Consent to progress the application for Turnock Street Extension as shown in Figure 3 below.

Figure 3 - Turnock Street Extension based on current Altona Road approval



As reported to the March meeting, the applicant's previous request for Owner's Consent included alterations to Altona Road and Crescent Street, as part of the Turnock Street extension project.

Altona Road is currently an east-west road coming off Crescent Street. Gales have an existing consent to relocate Altona Road to the north to accommodate their sand extraction approval. Under this approval, Altona Road still connects with Crescent Street, south of Tweed Coast Road, as shown in Figures 1 and 2. Gales has been working on further land use activities for the sand extraction precinct west of Tweed Coast Road. Under these draft plans, Altona Road would connect directly to the new intersection of Turnock Street Extension and Tweed Coast Road. The northern portion of Crescent Street would shift west in a re-prioritised intersection, as shown in Figure 4 below.

Figure 4 - Turnock Street Extension based on proposed Altona Road and Crescent Street re-alignment



Council officers' concerns with this approach were detailed in the March report, and have been discussed in detail with the proponent in preparation for the 27 April Councillor workshop.

As confirmed at the workshop, Gales will now pursue the alternate alignment of Altona Road and Crescent Street through a separate DA process. A separate request for Owner's Consent for this realignment has also been received from Gales, and is subject to another report on this agenda (Item 18.3). This approach



is supported in principle by Council officers. While these two parallel DA processes will result in different outcomes for the ultimate road network west of Tweed Coast Road, either option can be implemented, subject to approvals being granted.

As such, this report and its options for Council have been somewhat simplified as a result of the deferral and workshop process since March 2023.

## **OPTIONS:**

### **Option 1:**

That Council provides Owner's Consent to Gales-Kingscliff for the lodgment of a Development Application for the Turnock Street Extension as shown in Figure 3 of this report, including intersection works on Turnock Street, Elrond Drive, Tweed Coast Road and Crescent Street - Kingscliff.

### **Option 2:**

That Council refuses Owner's Consent to Gales-Kingscliff for the lodgment of a Development Application for the Turnock Street Extension.

**Option 1** is the recommendation of this report, for the reasons outlined in the report.

Option 2 is not recommended, as lodgment of the DA and EIS for Turnock Street Extension is required by both Council and Gales in order to progress orderly development of West Kingscliff and achieve the objectives of the adopted KLP and TRDS. While there may be issues raised by Councillors and the community concerning the impact of the road, these can only be properly assessed and determined through the development application process.

## **PREVIOUS COUNCIL RESOLUTIONS:**

### **Council Meeting - 5 November 2020 PC**

TITLE: Owner's Consent Request Haulage Road –Tweed Coast Road, Crescent Street and Turnock Street, Kingscliff

#### ***RESOLVED that***

- 1. Council provides Owner's Consent for lodgment of the Development Application for the new haulage road corresponding with the future Turnock Street road extension, noting that in granting Owners Consent, Council requests that the proponent give consideration to addressing and including appropriate sound, vibration and dust mitigation measures in the Development Application, including an appropriately sized noise barrier required to mitigate any adverse noise impacts that may be experienced by residents during the construction and usage of the haul road.*
- 2. The Owner's Consent to lodge the Development Application expires 12 months from the date of this resolution.*
- 3. A fresh request for Owner's Consent may be submitted if the development application is not lodged prior to the expiration of the 12 months time limit.*
- 4. The proponent be advised in writing of the above.*

### **Extraordinary Council Meeting - 7 July 2022**

TITLE: Contribution Credit Deeds of Agreement with Gales - Kingscliff

#### ***RESOLVED that:***

- 1. Council grants approval for the General Manager to enter into the following Deeds of Agreements with Gales - Kingscliff Pty Ltd:*
  - (i) Contribution Credit Deed - Turnock Street Extension*
  - (ii) Contribution Credit Deed - Drainage Strategy, subject to the parties agreeing to amend Schedule 2, 1 Modelling by changing the words "that may include" to "that includes but is not limited to" and the inclusion of Community Consultation in Schedule 2, 3 Other Assessments.*
- 2. Council grants approval for the General Manager to appoint Gales-Kingscliff Pty Ltd to carry out design and approvals works, as outlined in Schedule 2 of the Deed of Agreement, for the Turnock Street extension, under the extenuating circumstances provisions in Section 55(3) of the Local Government Act 1993. Due to the inherent knowledge and previous studies held by Gales-Kingscliff and pertaining to this work, the direct engagement will achieve best value, that is not likely to be achieved by inviting tenders.*

3. Council notes the General Manager is able to appoint Gales-Kingscliff Pty Ltd to carry out hydraulic modelling work as outlined in Schedule 2 of the Deed of Agreement, for the West Kingscliff Drainage Strategy, under the exceptional circumstance Clause 3.7 of Council's Procurement Protocol (items (b) and (l)).

4. Council makes a request to Gales - Kingscliff Pty Ltd that Schedule 2 of the Contribution Credit Deed - Drainage Strategy to be made available to the public.

5. ATTACHMENTS 1 and 2 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:

(d) commercial information of a confidential nature that would, if disclosed:

(i) prejudice the commercial position of the person who supplied it, or

(ii) confer a commercial advantage on a competitor of the council, or

(iii) reveal a trade secret

### **Council Meeting - 16 March 2023**

TITLE: Request for Owner's Consent - Turnock Street Extension

#### **STAFF RECOMMENDATION**

That Council provides Owner's Consent to Gales-Kingscliff for the lodgment of a Development Application for the Turnock Street Extension, the scope of which being generally consistent with and limited to the road alignment shown in Figure 3 in this report, including the minor realignment of Crescent Street to connect to the new Tweed Coast Road intersection.

**RESOLVED** that this item be deferred for a Councillor workshop, with the proponent to be invited to attend and present for part of the workshop and for staff to brief Councillors on the matter and understand options for a way forward.

23 January 2023

General Manager  
Tweed Shire Council  
PO Box 816  
Murwillumbah NSW 2484

**Via [tsc@tweed.nsw.gov.au](mailto:tsc@tweed.nsw.gov.au)**

Attention: Colleen Forbes

Dear Colleen

**Re: Slink – Turnock Street Extension DA - Request for Owners Consent**

We act for Gales Holdings Pty Ltd and Gales Kingscliff Pty Ltd (Gales).

The purpose of this correspondence is to request owners consent from Council for the lodgement of a development application that affects Council's controlled road reserve.

The development application involves the construction of Turnock Street from the Elrond Drive/Turnock Street roundabout to Tweed Coast Road including a new roundabout intersection at Tweed Coast Road and works to realign Crescent Street and future Altona Road. The section of proposed road is termed Slink as it is the southern of 2 planned roads that will link Tweed Coast Road to Kingscliff. Both roads are nominated as important infrastructure to support urban growth in the Tweed Road Contribution Plan and the Tweed Road Development Strategy.

In this correspondence we will provide a brief background to the proposal and describe the road reserve affected by the application, as shown in the attached plan.

## **Background**

Modelling prepared by Gales traffic engineer indicates that the road link will take the pressure off the existing road network, in particular Cudgen Road, and decrease travel times in the local area, even when Gales land is developed. Gales are further advised that Cudgen Road is already above its theoretical capacity and therefore Gales believe that Slink should be constructed as a priority. Council have advised that upgrades to the intersection of Cudgen Road and Tweed Coast Road and the duplication of Tweed Coast Road will mean that Slink is not required until 2031. Irrespective of the differing views on the necessary construction timeframe, it is Gales intention to have an approval in place to enable its construction as soon as funding is available.

The alignment of Slink has been proposed in consultation with Council officers and generally aligns with the conceptual location shown on the Kingscliff Locality Plan and Kingscliff DCP. Subject to a DA approval, Council engineers have advised that the alignment and intersection form are agreed in principle and it has been acknowledged that the design of the road meets Council standards, including the provision of active transport facilities.

The proposed road will necessarily impact on areas mapped as coastal wetland on the Coastal Management 2018 SEPP and therefore triggers designated development. Accordingly, the development requires the preparation of an EIS. A request for the Secretaries environmental assessment requirements (SEAR's) was lodged on 25 May 2020 and these were received on 13 July 2020. Council's requirements for the EIS were incorporated into the SEAR's.

At its meeting 17 September 2020 Council considered a previous request for owners consent for essentially the same development application with the only difference being that the application will include the necessary realignment of Crescent Street and the first section of a realigned Altona Road.

The Council resolution to provide owners consent is included in figure 1. Note that the resolution limited the owners consent to 12 months so expired on 17 September 2021.

**Figure 1 – Council resolution 17 September 2020**

<p><b>18.4. Owner's Consent Request - Turnock Street Extension, Kingscliff</b> Item 18.4 was moved from Ordinary to Confidential</p> <p><b>REASON FOR CONFIDENTIALITY:</b> <b>Local Government Act</b> This report is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:</p> <p>(g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege</p> <p>That:</p> <ol style="list-style-type: none"><li>1. Council provides Owner's Consent for lodgement of the Development Application for the Turnock Street extension from the Elrond Drive/Turnock Street roundabout to Tweed Coast Road including a new roundabout intersection at Tweed Coast Road.</li><li>2. The Owner's Consent to lodge the Development Application expires 12 months from the date of this resolution.</li></ol> <p style="text-align: right;">Page 23</p>
<p><b>Ordinary Council: Thursday, September 17, 2020</b></p> <hr/> <ol style="list-style-type: none"><li>3. A fresh request for Owner's Consent may be submitted if the development application is not lodged prior to the expiration of the 12 months time limit.</li><li>4. The proponent be advised in writing of the above.</li></ol> <p>The Motion was <b>Carried</b></p> <p><b>VOTE FOR</b> - Cr Katie Milne, Cr Chris Cherry (Mayor), Cr Pryce Allsop, Cr Reece Byrnes (Deputy Mayor), Cr Ron Cooper, Cr James Owen, Cr Warren Polglase</p> <p><b>VOTE AGAINST</b> - None</p> <p><b>ABSENT. DID NOT VOTE</b> - Nil</p>

On 28 July 2022 Council and Gales entered into the Turnock Street Extension Contributions Credit Deed for the purpose of enabling Gales to obtain credit against future infrastructure charges for the cost it incurs that are associated the road design, preparing the EIS and obtaining approval.

Gales consultants have worked closely with Council engineers and designers to ensure that the Slink proposal is consistent with the Council design for the upgrade of Tweed Coast Road.

The complexity of the issues to be addressed in the EIS along with the length of time required to execute the Contributions Credit Deed has not enabled Gales to achieve the time limitation imposed by Council on the previous owners consent.

## **The Proposal**

The concept plan for Slink is included as attachment 1 (note that this is subject to further engineering design to be carried out prior to lodgement of the DA). This illustrates the need to carry out works within the road reserves of:

1. Tweed Coast Road – roundabout construction, road works, earthworks, etc
2. Elrond Drive / Turnock St roundabout – realignment of the entry exit point and tie in works
3. Crescent Street – realignment to connect to the eastern end of the future Altona Road which can intersect the new roundabout at an acceptable angle. This is required because the existing Crescent Street cannot either satisfactorily intersect with the new roundabout nor allow for the relocation of Altona Road to the north of the approved extraction lake.

## **Gales Request**

It is requested that Council provide owners consent for the lodgement of the DA at the earliest opportunity.

As the road is in accordance with the Councils own road planning and the Kingscliff DCP, Gales do not see any purpose in imposing a time limitation on the lodgement of the subject DA. Flexibility is requested to enable a comprehensive assessment of all environmental impacts associated with the proposed road and the drafting of the EIS.

If there are any queries in relation to this matter, please contact the writer.

Yours Sincerely



Gavin Johnson  
Johnson Planning and Development  
Ph: 0427 704774  
Email: [gavin@johnsonpd.com.au](mailto:gavin@johnsonpd.com.au)

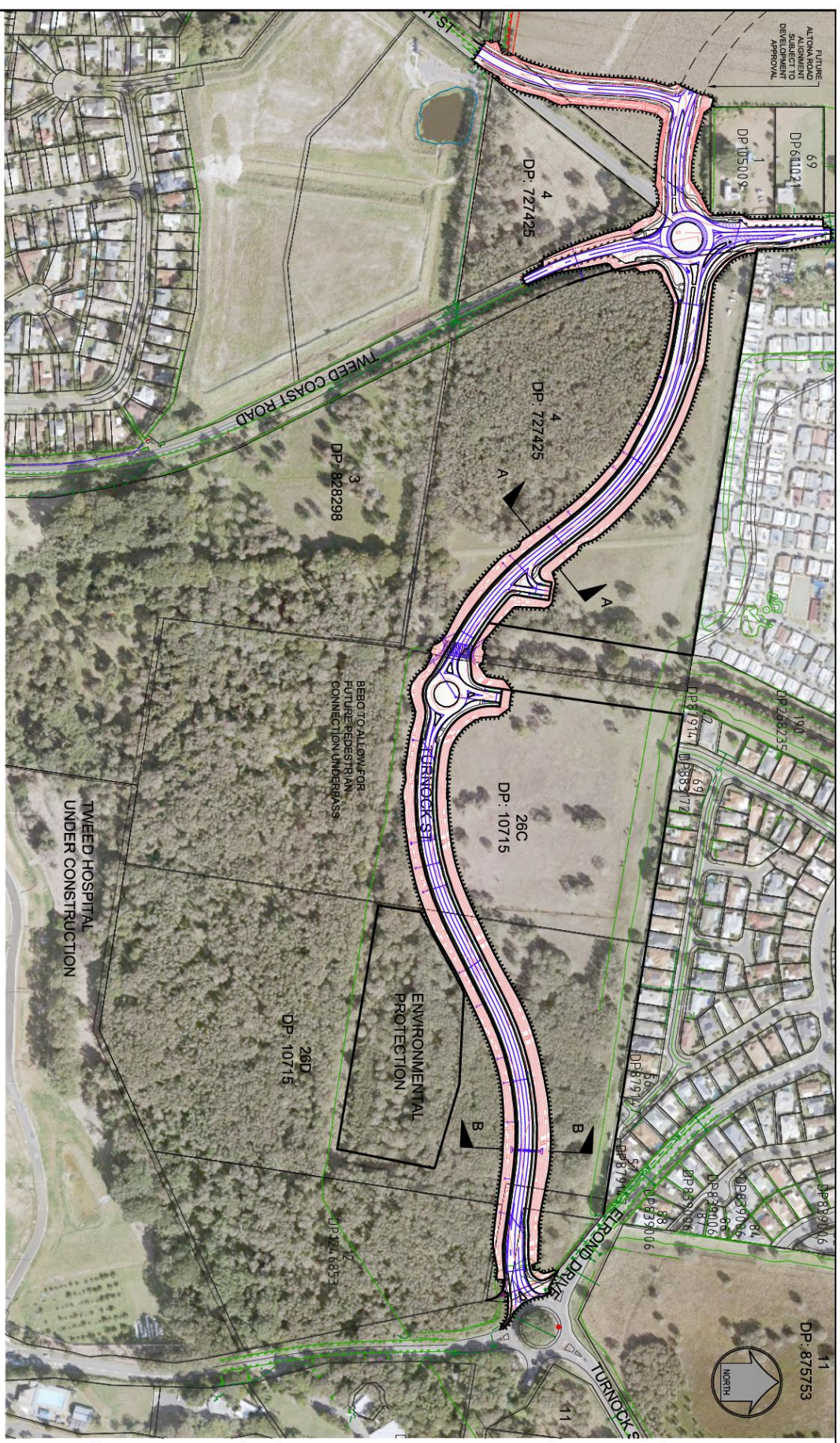
c.c. Gales Kingscliff Pty Ltd



**ATTACHMENT 1  
CONCEPT PLAN FOR SLINK**



FUTURE  
ALTONA ROAD  
SUBJECT TO  
DEVELOPMENT  
APPROVAL



PROJECT NAME  
PROPOSED DEVELOPMENT  
GALES SOUTHERN  
PRECINCT  
OVERALL

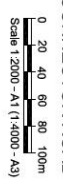
CLIENT  
GALES-KINGSCLIFF

LEGEND  
LIMIT OF EARTHWORKS

FOR PRELIMINARY DESIGN PURPOSES ONLY  
THIS PLAN IS NOT TO BE USED FOR CONSTRUCTION  
OR ANY SCALE FROM THIS DRAWING  
ASSOCIATED CONSULTANTS



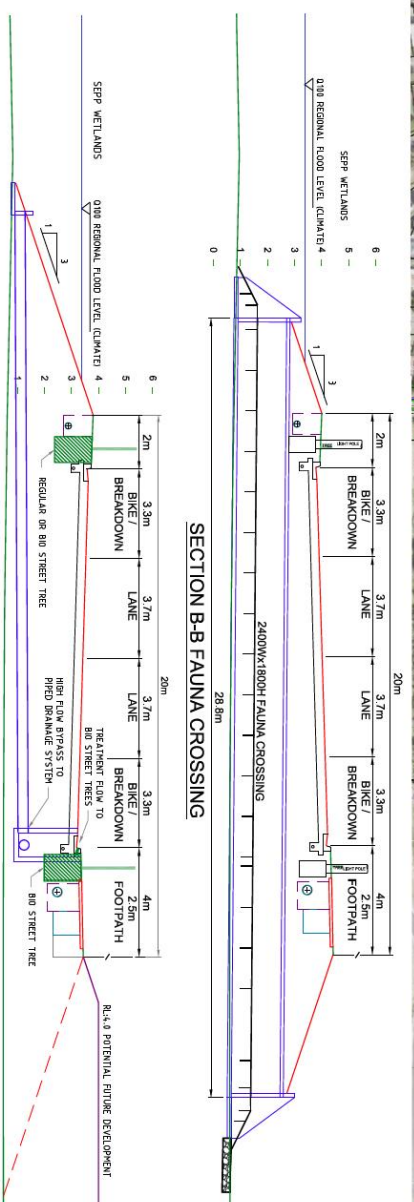
TURNROCK ST EXTENSION  
GENERAL ARRANGEMENT  
NORMAL NEIGHBOURHOOD  
CONNECTOR ROAD



**MORTONS**  
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Southport QLD 4215

DATE: 18/10/22  
DRAWING NUMBER: 273SL-SK-03  
DRAWN BY: JB  
CHECKED BY: JB  
DATE: 20/01/23  
SCALE: A3

SECTION B-B FAUNA CROSSING



SECTION A-A INDICATIVE STREET TREE BIO-TREATMENT



**From:** Stephen Segal <sdsegal@gmail.com>  
**Sent:** Tuesday, 14 February 2023 9:40 AM  
**To:** Danny Rose <DRose@tweed.nsw.gov.au>  
**Cc:** Vincent Connell <VConnell@tweed.nsw.gov.au>; Colleen Forbes <CForbes@tweed.nsw.gov.au>; David Oxenham <davido@tweed.nsw.gov.au>; Lindsay McGavin <LMcGavin@tweed.nsw.gov.au>; Lisa Peled <peledlisa@gmail.com>; Gavin Johnson <gavin@johnsonpd.com.au>  
**Subject:** Re: SLINK - Potential Change to Plans - EIS/DA

Dear Danny and everyone

Danny offered to attach information from me to his report on Slink for the March Council meeting (or that's what I think was offered).

I would appreciate our submissions on the KLP from me on 3/2/2020 and from Mortons on 18/10/2019 being brought to Councillors' attention, and I attach both.

While I think everything is highly important, relevant to the issue at hand is:  
item 3 in my submission of 3/2/2020

Mortons submission of 18/10/2019 - the covering letter and Appendix 1.

The submissions make clear the importance to Gales of Altona relocation and its connection to TCRd and Turnock St extension viz. **"Gales request that the following outcomes be included in the KLP for the Turnock Street extension and Altona Road / Crescent Street alignments" and "KLP should include should include planning for Cudgen Precinct final use ....and works external to the final lake do not need to wait until sand extraction has been completed, but can be commenced at any time – such things as sports fields and an aquatic centre near the lake"**

Unfortunately the KLP DCP did not take heed of Gales submissions and events have shown that the KLP DCP, with a 30 year planning horizon, were wrong to plan on the basis that nothing much would happen on Gales land west of Tweed Coast Road until quarrying activities ceased.

Altona road relocation and planning its connection to TCRd is of the highest priority for Gales. Councillors should also be aware that Altona Road can provide a Q100 access to the major infrastructure Kingscliff WWTP (currently it is isolated for days in a major flood) and can also reduce flooding in existing residential areas of Kingscliff (north of Ozone Street). Flood damage there might have not occurred if Altona Road had been built as shown in Gales Planning Proposal. Council and the community should be clear on this before the next major flood.

Gavin and I are happy to discuss any matters.

Kind Regards

Stephen

0414 322455

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## Gales-Kingscliff Submission Draft Kingscliff Locality Plan

---

Stephen Segal <sdsegal@gmail.com>

3 February 2020 at 14:13

To: tsc@tweed.nsw.gov.au, Jonathan Lynch <JLynch@tweed.nsw.gov.au>, Gavin Johnson <gavinj@urbansolutions.net.au>, Lisa Peled <peledlisa@gmail.com>

Dear Jonathan

Please see Gales submission on KLP 2019.

There is great agreement on most things, but because the submission is only on things that are not 100% aligned, it looks more negative than the reality.

Kind Regards

Stephen Segal  
Gales-Kingscliff



**20200203 Gales submission on Kingscliff Locality Plan KLP tsc.pdf**  
979K

3 February 2020

The General Manager  
Tweed Shire Council

Email to: [tsc@tweed.nsw.gov.au](mailto:tsc@tweed.nsw.gov.au)

## Re: Gales-Kingscliff Submission Draft Kingscliff Locality Plan

Dear Sir,

### Summary

The vision as expressed in the KLP is **more than ever** very similar to Gales vision. Gales masterplanning is in concordance with the KLP in **most respects**, and Gales masterplanning has the benefit of in-depth expert studies. Gales is in the final stages of preparing its Planning Proposal, which takes the KLP very much into account.

The most important matters where Gales and Council's visions differ, and which Council is fully aware of, relate to the follow matters:

1. **Ecological Significance** – that Council use language accurately and meaningfully, not misleadingly. For instance, not to map and describe areas of scattered trees in poor condition on exotic grassland which is grazed or slashed as 'Ecologically Significant', without a clear qualifying statement as detailed below i.e. subject to detailed ecological assessment.
2. **Parklands** - that the KLP present or mention Gales vision of its unique and fantastic Parklands – Sugar Mill Park and Quigan Street Park, on areas of low ecological significance in reality (not Council's misleading mapping), to be considered in detail and put before the community.
3. **Cudgen Precinct** – that for the 30 year horizon of the KLP, and as required now for proper planning, Gales vision of Cudgen Precinct be planned for and be part of the KLP, or at the least presented in the KLP as an option for future development.
4. **Building height** - that for the 30 year horizon of the KLP, the building heights endorsed by the Enquiry by Design workshop and in the exhibited KLP in 2016, and supported by an amazing 50% of the community, be adopted, or noted in the KLP as being reduced from the first KLP, with reasons given for the changes and the impacts of the changes assessed. Even more so in view of the Tweed Valley Hospital being located in Kingscliff.
5. **Volatility** - that for the 30 year horizon of the KLP, the KLP acknowledge that great care be taken with irreversible decisions such as putting into irreversible 'Conservation' lands that could be an excellent public asset – the Parklands, and that proper community consultation must be undertaken before taking away such an asset from the public.
6. **Impact of Tweed Valley Hospital** – that for the 30 year horizon of the KLP there is very little consideration of the major impact the Tweed Valley Hospital will have in boosting Kingscliff's role as the major centre of the Tweed south of the Tweed river, including housing, employment and the need for centrally located quality open space. This is not expanded on below.

### Also to be reviewed as part of this submission

The matters above, as well as other more specific/detailed matters, are covered in greater detail in the submissions from Gales and Gales consultants, and Intrapac and its consultants (2016-2019), including the following:

- 18 October 2019 (Mortons) - provides details regarding item (2) above - Parklands, referred to as Deferred Areas and giving a history, being previously identified for urban expansion and fill for residential; and item (3) above Cudgen Precinct, as well as the complex constraints and interactions in design of Turnock extension-Altona Road alignments and intersection with Tweed Coast Road. Gales requests that this



communication be considered a submission as suggested in the email from Council (Jonathan Lynch) dated 24 October 2019.

- 9 October 2018 (LFA) - emphasis on building height.
- 5 October 2018 (Mortons) - many of the items detailed remain as Gales preference.
- 1 April 2016 (Gales) - major part is item (2) - **Ecology – Gales major concern**; also (3) Cudgen Precinct – **Gales vision is that the Lake be to Cudgen what the Beach is to Kingscliff.**

## 1 Ecological Significance

**Gales request: The mapping and assessment in the KLP showing all native vegetation as *Ecologically Significant* should be changed to *Native Vegetation – quality to be assessed*.**

In addition (or as an alternative) the following wording currently on page 296 of the KLP (of a 300 page document) should be clarified and moved in the KLP to where the definition of Ecologically Significant is introduced: “There is an opportunity for detailed ecological assessment to form a valuable part of defining development envelopes over key development sites.” rather than the somewhat confusing “In terms of lands with a high ecological status, there is an opportunity for detailed ecological assessment to form a valuable part of defining development envelopes over key development sites.” (KLP 2019 p296)

As the KLP defines any native vegetation as *Ecologically Significant*, the outcome is that the KLP misleads the community and throughout the KLP where it identifies and maps the following identically:

- High quality mature vegetation with rich understorey and rich midstorey vegetation, in its natural state (upper photo next page)
- Low quality regrowth trees with dieback, exposed roots, leaning over, with exotic grassland understorey, regularly grazed or slashed (lower photo next page).

The KLP should highlight the need to assess the significance of native vegetation, and to balance the pros and cons of retaining it against using the area for other purposes, whether it be urban development or parklands, with required offset for vegetation removed elsewhere.

Rare as native vegetation is in Kingscliff, developable land for urban purposes is also rare. All the infrastructure and social infrastructure (highway, roads, sewer plant, hospital (soon), TAFE, aquatic centre, beach, schools, etc etc etc. is present, yet the floodplain absolutely limits developable land for urban purposes.

Gales notes that the mapping of Ecologically significant has changed in different KLP versions and seeks to understand the mapping criteria, for instance on the west side of Tweed Coast Road along the east side to the south-east part of the Golf Course.

Developable land should be carefully assessed and balanced when weighing the value of ecological land. To simply say “all vegetation removed must be replaced by (about) five times the area within Kingscliff” seems the antithesis of proper planning.

For the same reason, that developable land for urban purposes is so rare, the benefits of greater building height should be properly considered.

Next page: photos of mapped the same in the KLP, as Ecologically significant, which look different.



Areas such as the High quality mature vegetation with rich understorey and rich midstorey vegetation, in its natural state (above) and areas of low quality regrowth trees with dieback, exposed roots, leaning over, with absent midstorey, with exotic grassland understorey, regularly grazed or slashed (below), are both mapped as Ecologically Significant throughout the KLP.

Gales supports that the rich and beautiful areas (above) be retained as Ecological conservation, with the adjacent open areas with scattered trees and shade (below), exactly what is good for a park, except for dead and leaning trees which would be replaced, be retained as parks for the community to enjoy and use, for people to be close to and be able to appreciate nature – the calm rich forests.

Gales is happy to organise community inspections in conjunction with Council, should Council be agreeable to that.





## 2 Parklands

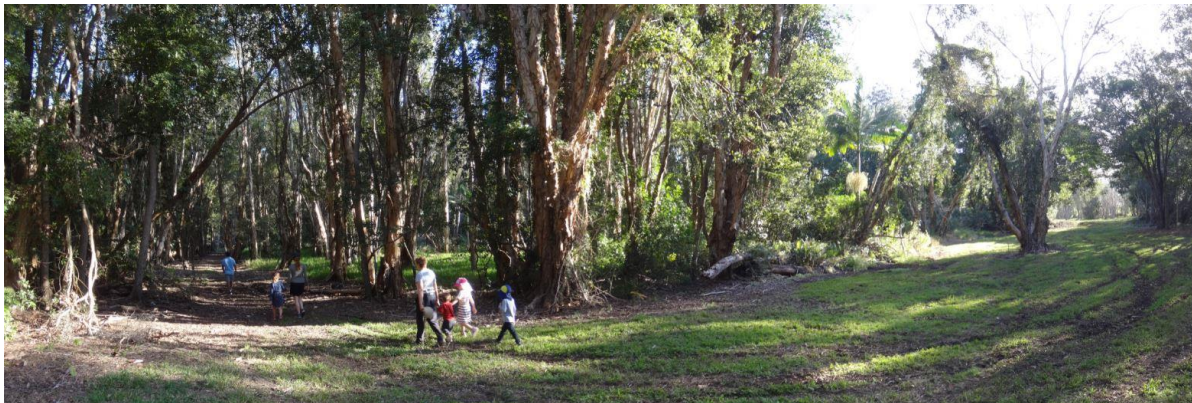
**Gales request:** that the KLP inform the community about Gales proposed public parklands.

**Existing:** The KLP records an excess of existing passive open space, however as the KLP acknowledges, the existing open space is mainly in the coastal reserve. A photo of the existing (pretty unimpressive) main open space in Kingscliff away from the coast is shown in the photo to the right.



**Gales vision** is retention of significant grassy areas with scattered trees to be Parklands, with picnic areas, tracks for walking or jogging, or for simply enjoying being close to nature. Council wants them to be used for habitat restoration, in effect fenced off from public access except for access limited to defined paths, while Gales approach is that there are larger areas of similar but better quality vegetation elsewhere, for example by Tweed Coast Road near Casuarina.

All existing trees are to be retained and remain as a buffer to the high quality core habitat areas, which can be viewed and enjoyed by people visiting a wonderful green open parkland area with scattered shade, to enjoy the quiet shady ambience and be close to nature, with paths linking the Hospital and surrounding residential areas.



### 3 Cudgen Precinct

**KLP should include should include planning for Cudgen Precinct final use, and present Gales vision of a residential lakeside development as an option for future development, for at least three important reasons.**

Planning for the Turnock extension-Tweed Coast Road-Altona intersection is complex and requires the final location of all elements because the elements interact with and constrain each other. This is detailed in Gales submission dated 18 October 2019 (Mortons). It is strange that the KLP has such detail in some parts, but leaves the Altona-Turnock intersection, and therefore the extremely important Turnock road extension itself, dangling in uncertainty.

Flood and stormwater modelling demonstrates interactions, even at a distance, between various elements including areas of fill and the routes and levels of roads. Specifically, changes in the fill in the Cudgen Precinct have impacts on flood levels east of Tweed Coast Road. It is noted that Tweed Coast Road will be widened to four lanes, and its height and culverts may well impact of flood levels and stormwater drainage. The final form of Cudgen Precinct must be modelled now to ensure that future possibilities are not precluded because they have not been assessed now.

The limits of the Cudgen extraction lake have been determined, and works external to the final lake do not need to wait until sand extraction has been completed, but can be commenced at any time – such things as sports fields and an aquatic centre near the lake. When the eastern portion of the lake has been completed, backfilled and rehabilitated, development there, adjacent to the existing Cudgen residential areas, identified in the KLP as tourism and in Gales Masterplan as residential, can also commence.

### 4 Building height

**The KLP should re-exhibit the building heights of the KLP 2016, noting that higher density has many benefits, and these should be brought before the community.**

The KLP has a 30 year time frame, yet since initial Council studies (Enquiry by Design and KLP exhibited in 2016) supported increased building heights away from Marine Parade, supported by an amazing 50% support in Council survey of community feedback, the building heights have changed dramatically downwards in subsequent KLP versions 2017, 2018, and 2019, even as Kingscliff has become more dynamic. Dwellings per hectare and population and jobs have also varied between KLP versions, often without explanation. Tweed Valley Hospital will give a big boost to local jobs and housing demand. This all shows the need for detailed studies to demonstrate what is required. As mentioned by Gales previously, an iconic high landmark development in the Business and Knowledge Precinct could really work and be amazing.

### 5 Volatility

Council's preferred approach has varied greatly over time. While Councillors and officers responsible for previous bad decisions are no longer at Council, Gales has remained consistent in its vision which has lead to the ability to plan for excellence now.

- The multiple version of the KLP have caused confusion. The documentation is voluminous and it is often unclear what the changes are, and even for known changes, such as building height, it is unclear what the reason for the changes are, or what the impacts of the changes are. The current KLP is the worst, with page footers not having a date or even the year, and Volume numbers and Version numbers adding to confusion.



- Turnock extension. For many years it was planned to go in a southern route near the main east-west drain; in fact land was zoned for this, and Gales (AJC, Intrapac-Roberts Day, and many engineering plans by Knobel Consulting) developed plans based on this. In more recent times Council has strongly preferred a more northern route which has possibly less impact on regrowth Paperbark, but certainly maintains continuity with the main core area, and Gales has changed its masterplan to follow Council's new preferred route. This is covered in Gales letter of 18 October 2019 (Mortons).
- Where Council now identifies the Business and Knowledge Precinct, Council, contrary to Gales submissions, previously approved and commenced a Turf Farm to treat sewage effluent, and Council stated (in Council Minutes and information sheets) that the land was of such little value that it was not worth getting valued.
- Council, contrary to Gales submissions, promoted a District Centre on Turnock Street and opposed retail development in the (now) Business and Knowledge Precinct. Despite Council's consultant reporting that the B&K Precinct was "the only site apparent" for a District Centre, Council resolved against that.
- Council, contrary to Gales submissions, approved Kingscliff Shopping Village with greatly under-required parking, with a design with its back to the street, and without a landmark feature.
- As indicated above, history shows that Council's position can change greatly, and completely 180° reverse, for example in regards to the B&K Precinct (low value Sewer plant and Turf Farm to employment and mixed use lands with sportsgrounds). Any contested provisions in the KLP that are irreversible that have not been thoroughly assessed and considered should be left as options or possibilities rather than adopted by the KLP devoid of public consultation e.g. Parklands. Just as Council's position on the Sewer Plant and Turf Farm now seems impossible to understand, so will Council's current position of not promoting the Parklands, but rather fighting against the Parklands, and presenting these open exotic grasslands as Ecologically significant.
- Clearing significant vegetation. Council allowed major significant high quality native vegetation to be cleared around Gales lands. This includes:
  1. total clearing of a very large area for Council's Turf Farm;
  2. building Council Library "nestled in the rainforest" in known critically endangered Mitchell Rainforest Snail habitat and high quality SEPP wetlands;
  3. allowing clearing of mature remnant rainforest on higher ground and changing drainage, for a villa development at Quigan Street, putting the remnant of critically endangered Mitchell Rainforest Snail on Gales adjacent land in critical danger;
  4. clearing a bushfire zone next to the villas above, through the remnant rainforest on the small remaining Mitchell Rainforest Snail patch near Quigan Street;
  5. allowing clearing of the best quality littoral rainforest on land adjacent to Gales small area of lower quality littoral rainforest, near Pearl Street;

From being the biggest destroyer of native vegetation, Council has gone to the other extreme of saying all native vegetation is Ecologically Significant and anything removed must be replaced within Kingscliff, even if this prevents other better uses such as sports fields and public parks, which if implemented as Council wants, would deprive the community of wonderful unique parkland, or stop sportsfields being available close-by. In addition, in order to provide residential development to cope with the Tweed's increasing population, the retention of common vegetation and 'habitat offset' planting within Kingscliff will necessitate either increased height in Kingscliff or urban sprawl elsewhere, both unwanted by the Council and the community. What is needed is a holistic balanced sensible approach, which is how Gales is approaching these issues.



Gales has amended its plans for Turnock extension, from Council's previously planned route to Council's new preferred route, and now Council's vision and Gales vision are aligned to a great degree. The most important difference is Gales proposed Parklands, and if it is lost for Parklands (to ecological conservation), it is lost forever. The community should be involved and have a say.

And the ultimate uses on Gales part of Cudgen Precinct needs to be considered now.

There is great agreement between the KLP and Gales on most things, but because their submission is only on things that are not 100% aligned, this submission looks more negative than the reality.

Please do not hesitate to contact me about any matter.

Yours sincerely

Stephen Segal  
Director Gales-Kingscliff  
0414 322 455

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**Gales - Further representations in relation to the draft Kingscliff Locality Plan**

1 message

---

**Gavin Johnson** <gavinj@urbansolutions.net.au>

18 October 2019 at 09:55

To: "Jonathan Lynch (JLynch@tweed.nsw.gov.au)" &lt;JLynch@tweed.nsw.gov.au&gt;

Cc: Danny Rose &lt;DRose@tweed.nsw.gov.au&gt;, Denise Galle &lt;DGalle@tweed.nsw.gov.au&gt;, Vince Connell

&lt;VConnell@tweed.nsw.gov.au&gt;, "Stephen Segal (sdsegal@gmail.com)" &lt;sdsegal@gmail.com&gt;, lisa Peled &lt;lisasegals@gmail.com&gt;

Hi John

Gales have requested that I provide the attached representations in relation to draft Kingscliff Locality Plan. The submission requests information be included in the upcoming public exhibition of the KLP.

Please get in touch if you have any questions or are seeking further information. Thank you

Regards

Gavin Johnson

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27301ALL/Council/out/reports town planning

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**9 attachments**

-  **Final submission to TSC 181019.pdf**  
485K
-  **1 - Appendix Road Plan v3.pdf**  
2863K
-  **2 - Appendix Meeting 1992.pdf**  
33K
-  **3 - Appendix Council meeting 2010.pdf**  
1222K
-  **4 - Gales Masterplans.pdf**  
387K
-  **5 - Appendix Torrac Deed 2001.pdf**  
312K
-  **6 - Appendix Burchills Letter 2000.pdf**  
582K
-  **7 - Appendix Deferred Area Historic zoning and approvals.pdf**  
785K
-  **8 - Appendix - 2014 Cumulative Development Scenario.pdf**  
166K

Our Reference: 27301ALL

**Civil Engineering  
Project Coordination  
Urban & Regional Planning**

18 October 2019

mortons@urbansolutions.net.au  
www.urbansolutions.net.au

Tweed Shire Council  
PO Box 816  
Murwillumbah NSW2484

MUS Pty Ltd t/as:  
Mortons - Urban Solutions  
ABN: 39 116 375 065

**Attention: Jonathon Lynch**

Dear Jonathon

**Re: Submission to Tweed Shire Council in relation to the Draft Kingscliff Locality Plan**

The purpose of this submission is to provide Council with information relating to differences between the previously exhibited draft KLPs and Gales Masterplan August 2019 (Masterplan) prepared by LFA. The information has become apparent as a result of work by and communications between Gales consultants in considerations of constraints and opportunities, and relates to three specific inter-related elements, namely:

1. The alignment of the Turnock Street extension, Altona Road and Crescent Street, which has moved from a southern to a northern route
2. Land use outcomes for the Deferred Areas adjacent to Tweed Coast Road on Lot 3 DP828298, which has changed from fill and residential development to retention as Parklands; and
3. As a consequence of item 2 above, creating a lakeside residential neighbourhood in Cudgen west of Crescent Street, on part Lot 21 DP 1082482 and part Lot 2 DP 216705.

The interaction between these elements and the evolution to Gales Masterplan 2019 is illustrated in **Appendix 4**.

The following background information and the outcomes of further detailed planning carried out by Gales supports the land use principles included within the Masterplan. Detailed planning to integrate the opportunities and complex constraints identified by Gales has included:

- A Biodiversity Assessment (Development footprints and Stewardship areas) by GHD
- Road and intersection modelling by Bitzios Consulting and road and intersection design assessments by Mortons Urban Solutions
- Flood and stormwater modelling by Venant
- Urban design by LFA

The matters included in this submission are significant and are the main differences from the previously exhibited draft Kingscliff Locality Plans (KLP's).

The outcomes of the LFA Masterplan reflect the level of detail of Gales studies, detail that was not available to Council for the previous KLP exhibitions.

Gales requests that Council and Council officers consider the information in this submission concerning these three elements and include the outcomes in the upcoming public exhibition of the

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tel: 07 5499 7000  
fax: 07 5499 7712



KLP. This will ensure that the community is informed and able to comment on the alternative development outcomes, especially since they are different to previous exhibited draft KLPs.

## 1. Turnock Street extension, Altona Road and Crescent Street Alignment

### Gales Request

Gales request that the following outcomes be included in the KLP for the Turnock Street extension and Altona Road / Crescent Street alignments:

- i. The planned Turnock Street extension be shown on the Masterplan alignment which takes into account a range of existing site constraints, achieves Council engineering standards for the intended classification of road and accommodates intersections suited to forecast traffic volumes. Previous plans in the KLP, and indeed in all previous Council assessments, showed only schematic routes and did not consider Altona Road or the Turnock-Altona intersection with Tweed Coast Road, or the Turnock-Elrond roundabout constraints, while Gales detailed assessment has taken these into account. These are identified in Appendix 1.
- ii. Altona Road be located on an alignment that does not impede approved sand extraction rights, and
- iii. Crescent Street be realigned to provide a safe separation distance from the future intersection of Altona Drive, Tweed Coast Road and Turnock Street.

The Preliminary Road Planning plan prepared by Mortons Urban Solutions included as **Appendix 1** illustrates the road alignments requested to be shown in the exhibited version of the draft KLP. This can be provided to Council in a CAD format if needed.

### Background

The planned original east-west road access into Kingscliff was a road reserve called Quigan Street Reserve which ran along the southern boundary of what is now Nobles Lakeside development, immediately to the north of Gales Lot 4 DP727425. Council sold this road reserve to Noble Park in 1993 because at that time Council believed that such an east west road was not needed. It should be noted that at that time Gales argued against selling off that road reserve – see third dot point of DCP9 meeting of May 1992 [refer to **Appendix 2**].

Subsequently Council recognised that the east-west road was required and it was planned to run from a stub on the Turnock-Elrond Drive roundabout through to a wide easement within the northern edge of the Northern Deferred Area (the southern location), which at different times has been zoned drainage reserve and residential. Refer to **Appendix 7** which includes the zoning history of the area.

The Gales Masterplans by AJC (2007) and Roberts Day (2015), and many other detailed engineering plans prepared by Gales, show the east-west road in this southern location, with Altona Road running westwards from the southern intersection with Tweed Coast Road. The Altona Road construction DA was commenced to line up with this southern location. Council Meeting 21/9/2010 (refer to **Appendix 3**) summarises the position at that time and includes figures showing the southern route of Turnock extension and Altona-Road connection planned at that time.

Following Gales presentation to Council at Council Chambers on 27/7/2017 and an on-site inspection of the Deferred Areas with Council on 25/8/2017, Gales undertook assessment of routing the east-west road via Council's preferred (in KLPs) northern route in order to minimise impact on vegetation

and the outcome is that shown in the LFA Masterplan 2019. The evolution from Gales previous Masterplans to the current Masterplan is included in **Appendix 4**.

In March 2019 Gales engaged Bitzios Consulting to prepare a traffic model and traffic report for the development scenario presented in the Gales Masterplan. This identified a network of roads and intersections that is generally consistent with the draft KLP and the Gales Masterplan. The data from the Bitzios Consulting investigations was provided to Mortons Urban Solutions to prepare preliminary road designs. The results of this work are illustrated in **Appendix 1**, which includes a notated summary of the various matters that were considered in determining the road alignments.

In summary, Gales road planning takes account of:

- Council's latest preferred route, conceptually shown as an option in previous versions of the KLP, by routing the western part of Turnock extension north of its previously planned route and generally avoiding areas mapped as environmentally significant. The area of most environmental impact is further eastwards and is a consequence of the location and geometry of the Turnock-Elrond roundabout.
- Avoiding the need for resumption of land within existing private residences to the west of Tweed Coast Road.
- Locating Altona Road consistent with Project Approval MP 05\_0103B, to the north of the extraction lake to the west of Tweed Coast Road, so that Altona Road can be constructed in its ultimate position independent of sand extraction.
- Design standards and specifications applying to road curvatures, intersection and roundabout design. Note that these significantly constrain the Turnock and Altona road geometry.
- Constraints imposed by the location and geometry of the existing Turnock-Elrond roundabout
- The level of Tweed Coast Road and Crescent Street (below Q100) and required flood immunity and rising roads (where possible) for residential development.
- Stormwater drainage, notably northwards from Cudgen Plateau in the south, and river flood connections across Tweed Coast Road to the Northern Deferred and conservation areas
- Achieving a desirable urban development footprint.

### **Benefits of the Gales Proposal**

The Gales proposal for the subject roads:

- i. Is based on the results of a comprehensive assessment of road requirements for the forecast population growth of the region, not limited to just the Gales development.
- ii. Demonstrates a viable and compliant design (prepared by civil engineers based on advice from traffic and hydraulic engineers) that considers a range of constraints, including avoiding as far as possible vegetation identified for conservation.
- iii. Presents an outcome that is balanced in terms of road planning, conservation and development feasibility.



## 2. Deferred Areas

### Gales Request

Gales request that alternative outcomes for the Deferred Areas, namely parklands or conservation areas, be included in the KLP to allow for community comment and feedback on these two alternatives. , since the areas are open. *Note: although the Deferred Areas are mainly open exotic grassland with scattered trees, neither the draft KLPs nor Open Space Strategy gave the community any information about the option of using this land for park.*

Gales proposal would involve the Deferred Areas:

- i. be retained as open space with fill allocations in Council's previous hydraulic modelling being transferred to more suitable and less constrained land, namely on the approved sand quarry site west of Crescent Street
- ii. be used for urban parkland, since its vegetation is mainly exotic grasslands with scattered trees giving open vistas but with scattered shade, while adjacent rainforest, being unique to the region and of higher quality native vegetation, be retained as conservation areas
- iii. be used to connect between the new Tweed Valley Hospital, Cudgen, West Kingscliff, and to Chinderah and Kingscliff beach, via existing and planned roads and through a series of walking and bicycle paths, to provide links with closeness to nature and recreational opportunities for the existing and emerging Kingscliff community

Gales has commissioned Paterson Design Studio (PDS) to prepare a Conceptual Open Space plan that considers recreational and conservation opportunities on the Deferred Areas. The PDS document shows substantial opportunities for parklands and recreational spaces and while the document is in draft form at present, on request Gales can provide concept visual images of the parklands to be included in the public exhibition material for the public consideration and comment.

### Background

Lot 3 DP 828298 has 2 areas which are shown uncoloured and as Deferred in LEP 2014. These are known as the Northern Deferred and the Southern Deferred areas. Both extend to the western edge of Lot 3 which is the Tweed Coast Road reserve, previously called Chinderah Bypass Road and Chinderah Road. The Northern Deferred extends to the northern boundary of Lot 3, and the Southern Deferred extends to the southern boundary of Lot 3. The eastern edge of the Northern Deferred is remains of an old sugar-railway embankment, and the eastern edge of the Southern Deferred abuts the Tweed Valley Hospital site. The 7(l) mapping seems not to be based on vegetation at the site, and the Southern Deferred should extend northeast.

These are illustrated in Figure 1.

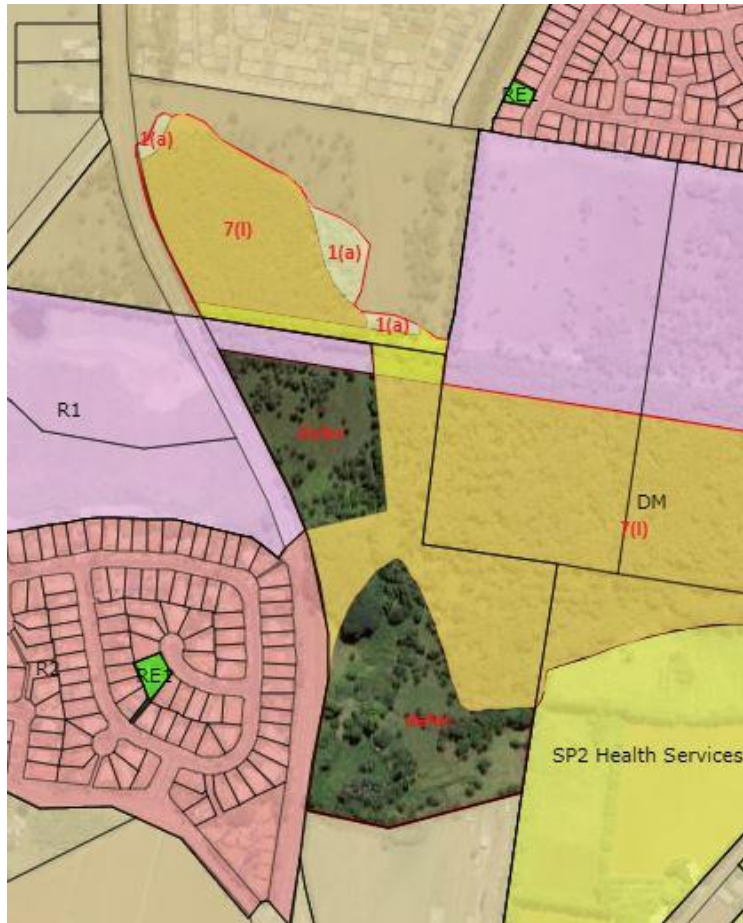


Figure 1 – Deferred Areas as identified in LEP 2014

The history of the Deferred Areas in terms of (i) proposed zoning to urban development and (ii) raising the areas to above flood level in Council's flood model, clearly show that these areas have long been considered for development, and that Gales proposal to “move” the residential development west of Crescent Street and retain and consolidate open space, whether parklands or environmental, represents a better outcome for the community and the environment.

The following is a brief history of the matters relevant to planning the Deferred Areas:

- Gales purchased the land from Torrac in 2002 with the knowledge that Council had resolved to rezone the land part Residential 2(c) Urban Expansion.
- Gales took over a \$10,000 bond from Torrac for left in-out road access which is still in favour of Council and active – see **Appendix 5**
- **Appendix 6** is part of a letter from Burchills Partners dated 19 May 2000. Page 3 item 2 refers to Lot 3 DP 828298 Chinderah Bypass viz the Deferred Areas. 2.1 Approval Status notes Council's letter of 31 May 1999 (Attachment I) that confirms Council's resolution to proceed with rezoning of the land to part Residential 2(c) Urban Expansion and part 1(b) Agricultural Protection. Unfortunately, Attachment I is not available (perhaps Council can locate it) however Attachment J has letters from Council dated 23 June 1994 with notes of Council Meeting 15 June 1994 about the Deferred Areas.
- **Appendix 5** is a letter from Torrac to Gales-Kingscliff (at that time called Kareena Developments). The letter contains:
  - Clause 38 Substitution of Council Bonds

- "A" Deed of Agreement regarding Proposed Rezoning and a \$10,000 bond for permanent access
  - "A" Council Resolution 21 April 1999 (unreadable)
  - "B" Existing Zoning (Tweed LEP 1987) - shows the Deferred Areas labelled SUBJECT LAND with undated handwriting "*area proposed to be re-zoned urban LEP 1987 "B"*"
  - "C" Proposed Rezoning LEP 1987 "C"
  - Last page - LEP 2000 AMENDMENT No. 18 with undated handwriting "*Did Not Proceed.*"
- **Appendix 7** shows the varying zones that have been applied to the Deferred Areas including LEP 1987, LEP 1987 "B", LEP 1987 "C", LEP 2000 Amendment 18, LEP 2000, Draft LEP 2000, LEP 2008, LEP 2012 and LEP 2014.
  - **Appendix 8** includes an extract from the *Adopted Cumulative Development Scenario Fig 8-1 Tweed Valley Floodplain RMS October 2014* which shows the Deferred Areas modelled as being filled, the modelling being above Q100 for residential development
  - **Appendix 7** includes an extract from the approved fill plans DA05/0004.03 that illustrates approval to stockpile fill on the Northern Deferred and construct a conveyor and haul road. This approval has been commenced, but the stockpile will not now proceed.

### Benefits of the Gales Proposal

The Gales proposal for the Deferred Areas will:

- Avoid impact on native vegetation
- Consolidate all the open space, both conservation and parklands, into one large contiguous area with the Turnock Street extension being a clear delineation between conservation and urban development
- Provide a unique regional scale park that buffers a large conservation area but provides adjacent recreational opportunities for both passive and nature-enjoyment, and also for jogging, exercise stations and bicycling
- Provide links between the Tweed Valley Hospital, Tweed Coast Road, the Cudgen residential neighbourhoods and future recreational lake to the west, and existing and future residential developments to the north and east towards the beach
- Limit any development (recreational facilities, paths, parking) to areas that are exotic grassland with few or no trees
- Retain views of the trees and open areas from Tweed Coast Road.
- Provide a network of walking and bicycle paths adjacent to and through the open space areas that can link Cudgen to the beachside areas of Kingscliff
- Resolve a long-standing land use issue by transferring potential development / filling from the Deferred Areas to a less constrained and better suited area for urban development (refer to part 3 of this submission).

Note: the above excludes the small area of elevated land at the Sugar Mill Heritage site, to the south west corner of the Southern Deferred.



Figure 3 - View from near NE corner of Northern Deferred looking south through rainforest along drain, and to the west

### 3. Cudgen Lakeside Precinct

#### Gales Request

Gales request that the following outcomes be included in the KLP for the land between Crescent Street and the future lake to the west:

- i. The land be identified as an opportunity for residential development
- ii. Fill allocations for development in previous Council hydraulic modelling be transferred from the Deferred Areas, which would be retained as open space, to the sand quarry site, recognising that this area is largely unconstrained and contiguous to existing and planned residential development.

Gales hydrology consultant Venant has undertaken extensive refined modelling, which in most basic form can be understood as moving the fill of the Deferred Areas, previously proposed for urban expansion, westwards to become the Cudgen Lakeside Precinct

#### Background

The land, described as Lot 21 DP1082482 and Lot 2 DP 216705 has an operating approval for sand extraction, with MP 05\_0103B (MOD 2) approved by the State Government on 22/1/2019. The extraction operations will lead to the formation of a large lake. The lake presents a unique opportunity with the potential to provide aquatic based recreational opportunities for the region. Adjacent areas will benefit from the high amenity created by a significant water body including views, walking and recreational opportunities as well as the cooling and relaxing effect of water.

The land is largely unconstrained, being flat and free of significant vegetation. Filling above the Q100 level would be required for development to proceed.

Venant Solutions was commissioned by Gales to prepare a hydraulic assessment that investigates the impact of fill in this area. Their assessment demonstrates that:

- The transfer of fill from the Deferred Areas (currently modelled as filled above Q100 for residential development in Council's Adopted Cumulative Development Scenario, Tweed Valley Floodplain RMS October 2014) to the site west of Crescent Street could occur without causing adverse hydraulic impact.
- Afflux will be within acceptable limits

- The combination of a raised Altona Road and the proposed residential area would provide benefits through reduced flood levels to currently flood prone properties between Sand Street and Kingscliff Street and Q100 access to Kingscliff WWTP and Sustainability Centre

Development of the site would have to consider extraction operations and the potential for noise and other amenity impacts on residential properties. The sequencing of extraction and development would need to be carefully considered. Whilst residential development in the precinct may be delayed due to extraction activities, on the other hand extraction sequencing could be brought forward to facilitate early completion of the eastern part of the lake to allow earlier residential development. Notwithstanding, it is appropriate to identify and confirm development opportunities in the KLP for a number of reasons, including:

- It would bring forward Gales plans for the completion of the extraction and backfill in the eastern edge of lake;
- It will enable Gales and Council to appropriately model and plan essential infrastructure and services, particularly Altona Road, Crescent Street, the Turnock extension and intersection with Tweed Coast Road, and appropriately size water and sewer infrastructure;
- It will confirm the development and allow earlier creation of a recreational precinct around the lake for the benefit of the wider Cudgen / Kingscliff community; and
- It addresses Councils objective of considering development of Gales land in a holistic manner.

### **Benefits of the Gales Proposal**

The Gales proposal for the Lakeside Precinct will:

- Resolve a long-standing land use issue by transferring potential development / filling from the Deferred Areas to a less constrained and better suited area for urban development (refer also to part 2 of this submission)
- Provide a logical extension of the existing and planned Cudgen residential area
- Provide a residential precinct that has the benefit of high amenity being located adjacent to a future lake and its open space perimeter (active open space, parkland, vegetation restoration) with all required infrastructure easily supplied and available
- During a flood event there would be Q100 access to the Kingscliff Wastewater Treatment Plant and Sustainability Centre using Altona Road and residential access streets proposed within the Lakeside Precinct.

### **Conclusion**

Thank you for considering the matters raised in this submission – the result of intense detailed investigation. Please let us know if we can provide further information to assist with Councils considerations.

Gales look forward to continuing to work with Council to achieve the best outcomes for the Kingscliff locality.



Yours faithfully



**Gavin Johnson**  
**Mortons – Urban Solutions**

**List of Appendices**

- 1 Preliminary Road Planning prepared by Mortons Urban Solutions dated 17/9/19
  - 2 Council Meeting Notes from 1992 in relation to an east west road link
  - 3 Council Report 2010 in relation to the extension of Turnock Street
  - 4 Gales Masterplans 2007 to 2019
  - 5 Deed between Torrac Investments and Council 2001
  - 6 Burchill Partners Letter 2000
  - 7 Deferred Area Historic zonings and approval prepared by Gales
  - 8 Adopted Cumulative Development Scenario - Extract from the Tweed Valley Floodplain RMS 2014
- c.c. Gales-Kingscliff, Stephen Segal

# **APPENDIX 1**

Preliminary Road Planning prepared by Mortons Urban Solutions dated 17/9/19







## **APPENDIX 2**

Council Meeting Notes from 1992 in relation to an east west road link

NOTE TO FILE: GT1/DCP/9

MEETING WITH MAJOR LANDHOLDERS IN WEST KINGSCLIFF, FOR DCP 9

**Present:** Don McAllister  
Helen Manning

**Landholders:** Warren Gibson & solicitor  
Paul Bolster  
Keith Noble & Coen Haan  
Mike Kelly & Peter Randerson  
John Dartnell (for Gales Holdings)  
Mr & Mrs Phillips

**Outcome - Roads**

- \* Torrac Investments will require access from Chinderah Road to their land which was deferred from Ampt. 10 and which has therefore not been included in the DCP. This will have to be accepted if there are no other options for access. Torrac Investments (Mike Kelly) agrees with the location of the collector road into his property north of Cudgen.
- \* Nobles development (mobile home park) was approved with access to arterial road, but Keith Noble and Coen Haan are happy with proposal to direct traffic straight into Kingscliff along new collector roads, although they may want to think it through a bit more. They are happy with (dotted) connection from Pearl Street to new collector and now see no need to extend it through to Elond Drive.
- \* John Dartnell prefers Quiggan Street to stay open as a collector road, but Don McAllister pointed out there are enough east-west connections in the area and Quiggan Street construction could only be justified if there was major development proposed to the west of Chinderah Road. The eastern collector road system is acceptable to him.
- \* Baker is happy with road system.

**Drainage**

- \* Coen Haan wants silt traps and gross pollutant traps to be in the drainage reserve, but this will be a problem in flood events. I will check flood report for recommendations on flood channel.
- \* Noble proposes an aeration system for his lake and has abandoned the idea of stables. There will be no direct connection to the drain but the lake will overflow in flood, into the drain.



Helen Manning

[L25w27] Tuesday 26/5/92 15:28



## **APPENDIX 3**

Council Report 2010 in relation to the extension of Turnock Street

**47 [EO-CM] Extension of Turnock Street, Kingscliff from Elrond Drive to the Tweed Coast Road and Crescent Street**

**ORIGIN:**

**Director Engineering and Operations**

**SUMMARY OF REPORT:**

Knobel Consulting on behalf of Gales Holdings Pty Ltd have submitted concept plans and long sections for the extension of Turnock Street Kingscliff from Elrond Drive roundabout to the Tweed Coast Road and Crescent Street.

The connection from Elrond Drive to the Tweed Coast Road is a key link in Council's arterial road network and is a scheduled item in the Section 94 "Tweed Roads Contribution Plan". The section from The Tweed Coast Road to Crescent Street is not an arterial road, but is a necessary adjustment to align the Crescent Street/Altona Drive access into the western leg of the proposed signalised junction of Tweed Coast Road and Turnock Street (extended).

The connectivity of the proposal is very desirable from a network point of view, however no development application has been submitted at this stage and the proposal will need to go through the normal planning and environmental assessment procedures and obtain approval before it can be fully supported.

**RECOMMENDATION:**

**That Council advises Knobel Consulting:**

- 1. The concept of extending Turnock Street from Elrond Drive roundabout to the Tweed Coast Road and on to Crescent Street, Kingscliff, is supported from a network connectivity point of view.**
- 2. Support for the project as outlined in Knobel Consulting concept plans is, however, subject to the submission of a formal Development Application, planning and environmental assessment and receipt of approval.**

**REPORT:**

Knobel Consulting on behalf of Gales Holdings Pty Ltd have submitted concept plans and long sections for the extension of Turnock Street Kingscliff from Elrond Drive roundabout to the Tweed Coast Road and Crescent Street.

The connection from Elrond Drive to the Tweed Coast Road is a key link in Council's arterial road network and is a scheduled item in the Section 94 "Tweed Roads Contribution Plan". The section from The Tweed Coast Road to Crescent Street is not an arterial road, but is a necessary adjustment to align the Crescent Street/Altona Drive access into the western leg of the proposed signalised junction of Tweed Coast Road and Turnock Street (extended).

The connectivity of the proposal is very desirable from a network point of view, however no development application has been submitted at this stage and the proposal will need to go through the normal planning and environmental assessment procedures and obtain approval before it can be fully supported.

There are sensitive environmental issues in this general area, the environmental impacts of the proposed road will need to be fully assessed during the development assessment process.



18 August 2010

Our Ref: 1177-0255

Attention: Mr Vince Connell  
Tweed Shire Council  
PO Box 816  
MURWILLUMBAH NSW 2484

BY EMAIL: [vconnell@tweed.nsw.gov.au](mailto:vconnell@tweed.nsw.gov.au)

Dear Vince

**RE: EXTENSION OF TURNOCK STREET, KINGSCLIFF FROM ELROND DRIVE TO THE TWEED COAST ROAD AND CRESCENT STREET**

Further to a recent meeting between yourself, Mr Patrick Knight and Mr Bill Knobel of Knobel Consulting Pty Ltd representing Gales Holdings Pty Ltd, plans of the proposed extension of Turnock Street, Kingscliff from Elrond Drive to link with the Tweed Coast Road and Crescent Street.

The extension to Crescent Street will link with a new road (Altona Drive) to be constructed across Lot 21 DP1082482 – DA05/1450.

An application was previously lodged as DA 05/0271 with Council in 2005 to establish the corridor for the Turnock Street extension; however, the application was subsequently withdrawn by Gales Holdings. At that time Council considered that the vegetation traversed included Endangered Ecological Community (EEC) but it has been established through the Court process that this is not the case.

The proposal as shown on the Knobel Consulting Pty Ltd plans (attached) would deliver the east-west link between the Tweed Coast Road and the Elrond Drive/Turnock Street intersection as contemplated in Development Control Plan No 51 – Tweed Coast Strategy.

The height of the roadway has been discussed with Council officers and their requirements are that the proposed roadway would provide a flood free access to Kingscliff and that the flood free access be ultimately extended for the intersection of the Turnock Street extension and Tweed Coast Road to Cudgen Road.

A longitudinal section of the proposed new roadway shows the road at or above the  $Q_{200}$  level. Gales Holdings' vision is that the proposed route would become the gateway to Kingscliff and it would be designed with the aesthetic attributes to achieve the most pleasing outlook for vehicles, pedestrians and bicycles.

The benefits include direct access from Tweed Coast Road to Kingscliff, reducing traffic load on currently used residential roads and allowing pedestrian and bicycle routes between Kingscliff and Noble Park Lakeside Estate, Cudgen Heights and future recreational areas west of Tweed Coast Road.

Knobel Consulting Pty Ltd ABN 33 071 435 202

Office: Suite 6 - 109 West Burleigh Road, Burleigh Heads Q 4220

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Directors: Carl Hager | Aaron Pianta | Trent Purdon

Consultant: Bill Knobel

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SPECIALISING IN CIVIL AND HYDRAULIC ENGINEERING + PROJECT MANAGEMENT SERVICES

Knobel Consulting Pty Ltd  
18 August 2010

Page 2 of 2

There has been considerable interest from the Kingscliff community to have the link to the Tweed Coast Road established and consequently our client, Gales Holdings Pty Ltd, is seeking Council's endorsement of the proposal prior to the lodgement of a formal application.

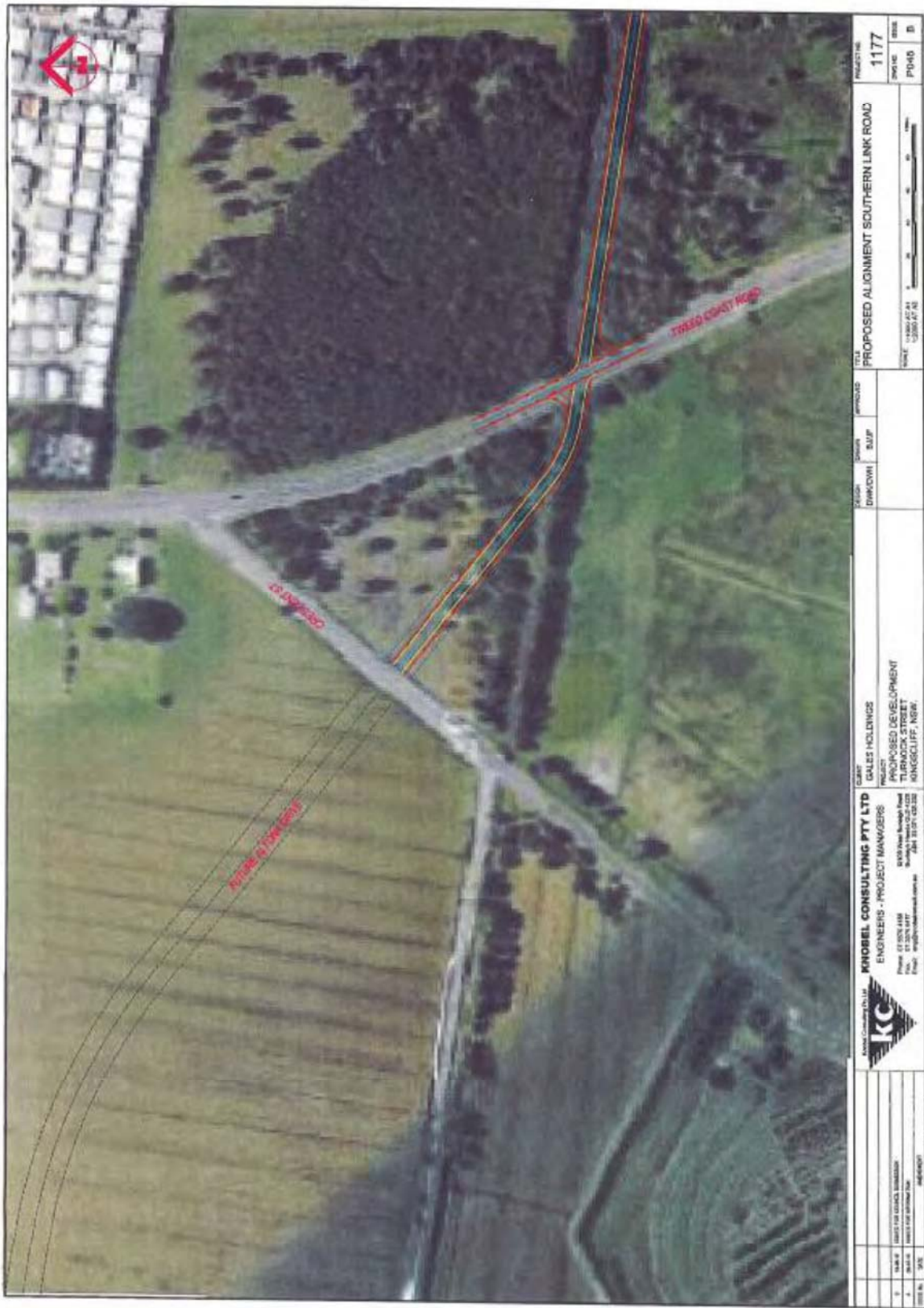
Yours faithfully



**BILL KNOBEL**  
Knobel Consulting Pty Ltd

Attachments – Knobel Consulting Pty Ltd Drawing No's 1177/P048/B, 1177/P049/A, 1177/P051/B and 1177/P052/A  
Copy to: Patrick Knight – Tweed Shire Council





<b>CLIENT</b> GOALS HOLDINGS PROPOSED DEVELOPMENT THORNTON STREET KANGAROO PT, NSW		<b>PROJECT NO</b> 1177	
<b>ENGINEERS - PROJECT MANAGERS</b> KNOBEL CONSULTING PTY LTD 8/10 Fernleigh Road Kangaroo Pt NSW 2252 Phone: 02 9274 4444 Fax: 02 9274 4444 Email: info@knobel.com.au		<b>DATE</b> 11/09/2010	
<b>DESIGN</b> DRAWN BY: [ ] CHECKED BY: [ ] APPROVED BY: [ ]		<b>SCALE</b> 1:2000 AS 15000	
<b>PROJECT NO</b> 1177		<b>DATE</b> 11/09/2010	
<b>PROJECT NAME</b> PROPOSED ALIGNMENT SOUTHERN LINK ROAD		<b>SCALE</b> 1:2000 AS 15000	
<b>PROJECT NO</b> 1177		<b>DATE</b> 11/09/2010	
<b>PROJECT NAME</b> PROPOSED ALIGNMENT SOUTHERN LINK ROAD		<b>SCALE</b> 1:2000 AS 15000	

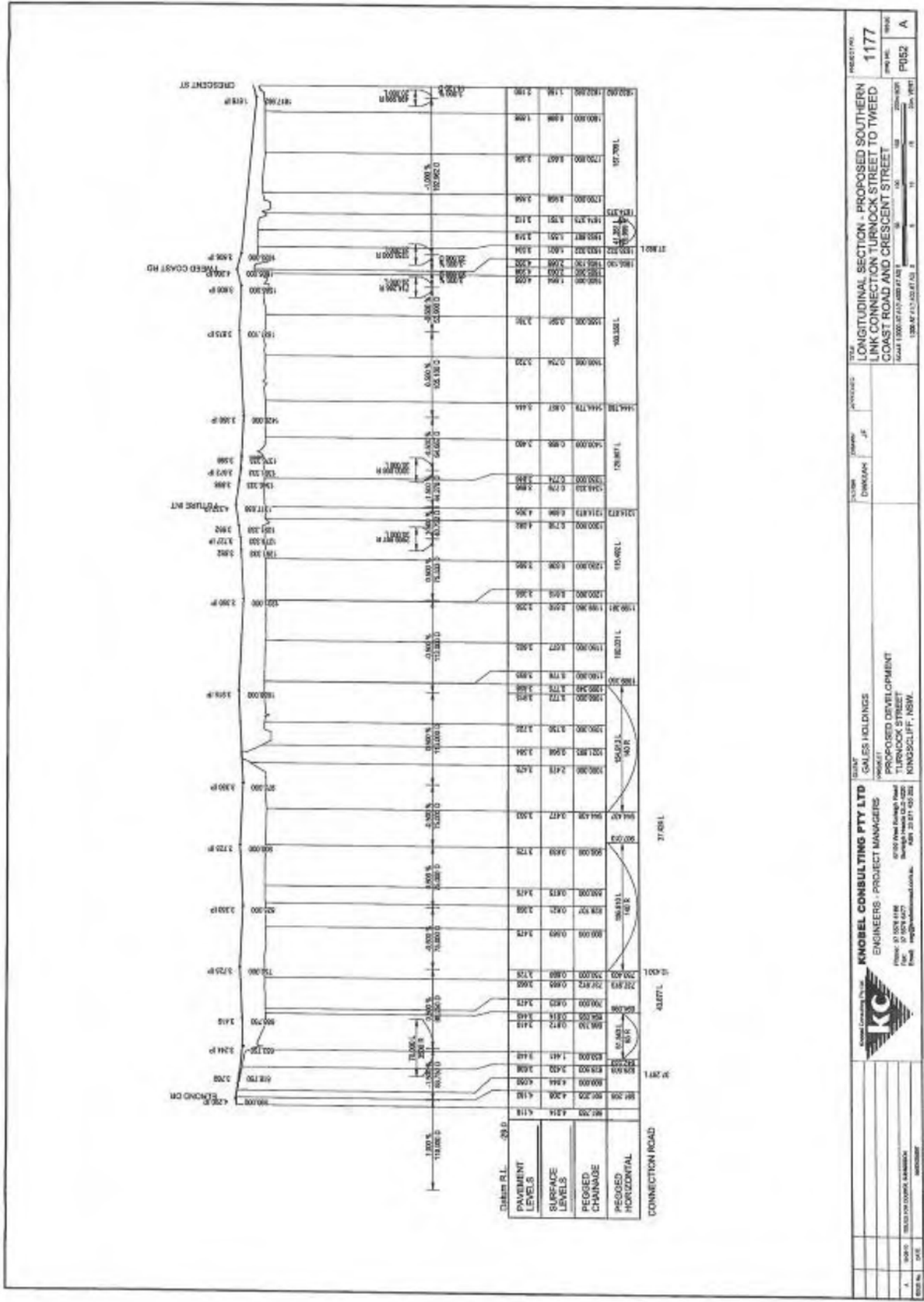






 <b>KNOBEL CONSULTING PTY LTD</b> ENGINEERS - PROJECT MANAGERS 10/11 The Arcade, 10/11 The Arcade, 10/11 The Arcade, 10/11 The Arcade Phone: 08 8338 6400 Fax: 08 8338 6401 Email: info@knobel.com.au		CLIENT GILLES HOLDINGS PROPOSED DEVELOPMENT TURNBUCK STREET JONGICLIFF, NSW	SURVEYOR DWYCKIN BLUF	PROJECT NO. 1177 CADD SET POB1 B
PROJECT TITLE PROPOSED CONNECTION ROAD REALIGNMENT OVERALL PLAN OPTION 2 SCALE 1:500 AT A3 0 50 100 200 300m 1:500 AT A2				

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**LEGAL/RESOURCE/FINANCIAL IMPLICATIONS:**

Nil.

**POLICY IMPLICATIONS:**

Nil.

**UNDER SEPARATE COVER/FURTHER INFORMATION:**

*To view any "non confidential" attachments listed below, access the meetings link on Council's website [www.tweed.nsw.gov.au](http://www.tweed.nsw.gov.au) (from 8.00pm Wednesday the week before the meeting) or visit Council's offices at Tweed Heads or Murwillumbah (from 8.00am Thursday the week before the meeting) or Council's libraries (from 10.00am Thursday the week of the meeting).*

Nil.

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## **APPENDIX 4**

Gales Masterplans 2007 to 2019

# Gales Masterplans 2007 - 2019



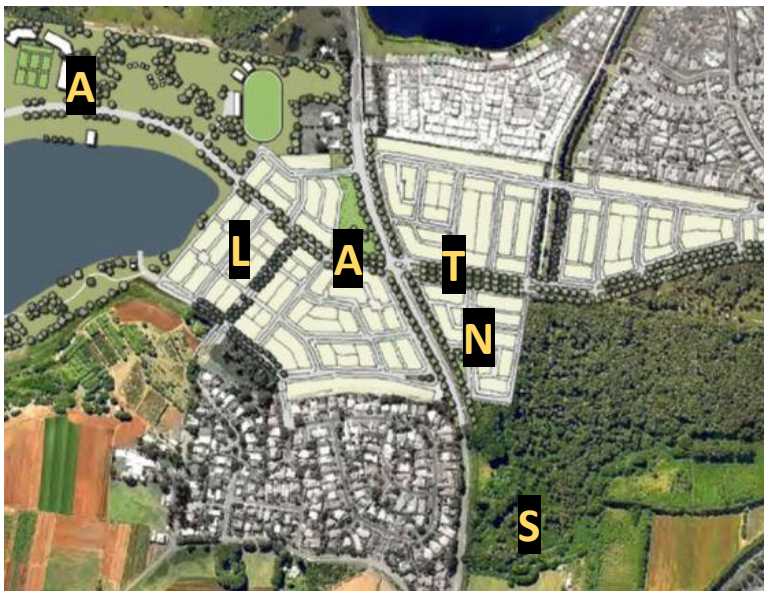
Allen Jack Cottier AJC 2007

Evolution of:

- East-west roads **T** Turnnock extension and **A** Altona Road (relocated)
- Deferred Areas **N** North **S** South from residential to Parklands
- **L** Lakeside development

AJC 2007 shows

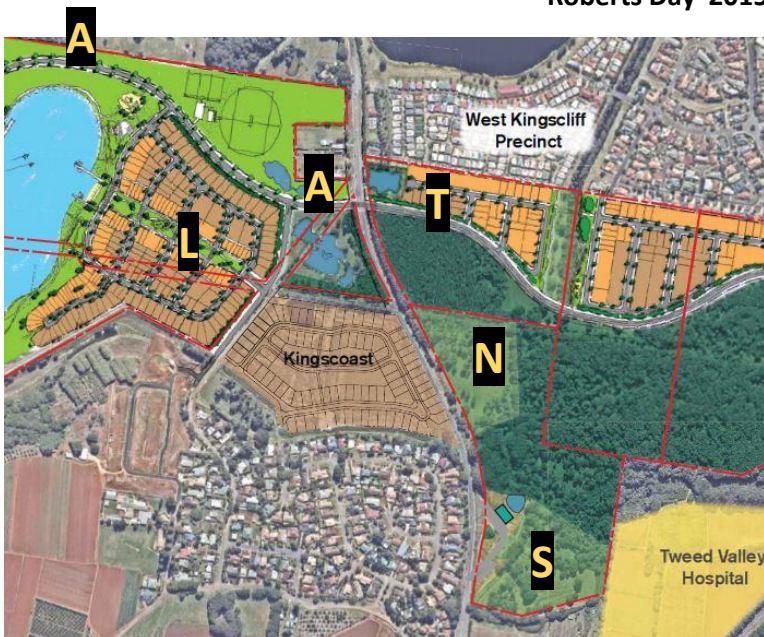
- roads in southern route with habitat retained north of the road,
- Both Deferred Areas developed,
- no lakeside development



Roberts Day 2015

Roberts Day 2015 shows

- roads in southern route with habitat not retained north of the road,
- North Deferred Area developed
- Southern Deferred not developed,
- some lakeside development



LFA (Pacific) 2019

AJC 2019 shows

- roads in northern route with habitat retained south of the road,
- Deferred Areas not developed but retained as urban parklands (Regional Park),
- Most lakeside development - possible because no filling of Deferred Areas and Altona Road is located more to the north.

Many benefits including:

- Consolidates Open Space;
- Creates unique urban Regional Park see photos and Parkland report
- Creates Lakeside residential Precinct

## **APPENDIX 5**

Deed between Torrac Investments and Council 2001

**STACKS**

THE LAW FIRM

with

**Halliday & Stainlay**

SOLICITORS &amp; ATTORNEYS



YOUR REF: 20 62 1424

OUR REF: ADM:CS 011964  
EMAIL: dnitchell@weed.stacksllaw.com.au

8 January 2002

A IN: 15 085 871 325  
A 10: 7 Corporation registered under  
the Corporations Act 1997N1 W SOUTH WALES  
QUEENSLANDSE 40 & ATTORNEYS  
A ELLIOTT SMITH  
RAY STACK BANK  
MARIE STACK  
TIM STACK  
PAUL STACKCONSULTANT  
W.C. HILL STAINLAYASSOCIATES  
A.H. (TONY) MITCHELL  
LARRY BRADLEY3 STUART STREET  
TWEED HEADS  
NSW 2485P.O. BOX 253  
TWEED HEADS  
NSW 2485TELEPHONE  
(07) 5534 1311FACSIMILE  
(07) 5530 4855

ALSO AT

21 GREEN STREET  
P.O. BOX 119  
MURWILLUMBAH  
NSW 2484  
TELEPHONE  
(01) 6672 0855  
FACSIMILE  
(01) 6672 0877DX 20461  
MURWILLUMBAHSUITE 205  
LAWSON STREET  
P.O. BOX 1075  
MYRONWAY  
NSW 2881  
TELEPHONE  
(02) 6688 6855  
FACSIMILE  
(02) 6688 1939DX 20482  
MYRONWAYTAREE  
SYDNEY  
NEWCASTLE  
CANTERBURY  
PACIFIC MACQUARIE  
FORSTERMessrs. Holding Redlich  
Lawyers  
DX 529  
SYDNEY

Dear Sirs

RE: TORRAC INVESTMENTS PTY. LTD. SALE TO KAREENA  
DEVELOPMENTS PTY. LTD.  
PROPERTY: LOT 3 IN DP828298

We refer to the abovementioned matter and enclose herewith additional Special Condition which we are instructed the Vendor requires be included in the Contract for Sale.

Yours faithfully  
STACKS THE LAW FIRM

Per:

Enc.

T/A S. Segal  
- proceed  
- he understands

ADM:CS.PTORRAC.6.DOC

**CLAUSE 38 - SUBSTITUTION OF COUNCIL BONDS**

- 38.01 The Vendor discloses that the Vendor has lodged with Tweed Shire Council a Bank Guarantee by way of bond pursuant to the Deed of Agreement dated 18 January 2001 between the Vendor and Tweed Shire Council, a copy of which Deed is attached hereto and marked "A" ("the Deed").
- 38.02 On settlement, the Purchaser shall enter into a deed in like terms to the Deed with Tweed Shire Council and provide in favour of Tweed Shire Council a Bank Guarantee in substitution for that supplied to Tweed Shire Council by the Vendor.
- 38.03 The bond payable by the Purchaser pursuant to this special condition shall be in addition to, and shall not form part of, the purchase price payable by the Purchaser under this Contract.



"A"

## DEED OF AGREEMENT

THIS DEED made the 18<sup>th</sup> day of January 2001.

**BETWEEN:** TWEED SHIRE COUNCIL of Civic & Cultural Centre, Murwillumbah in the State of New South Wales, 2484 (hereinafter referred to as "the Council") of the One Part

**AND:** TORRAC INVESTMENTS PTY LTD (ACN 010 197 538) of 50 Cavill Avenue, Surfers Paradise in the State of Queensland, 4217 (hereinafter referred to as "Torrac") of the Other Part

**WHEREAS:**

- A. The land being Lot 3 in DP828298 is within the Local Government area of the Council (hereinafter referred to as "the Land").
- B. Pursuant to paragraph 1 of the Resolution of Council made on 21 April 1999, a copy of which is annexed hereto and marked "A" (hereinafter referred to as "the Resolution"), Council resolved to amend the Draft Local Environmental Plan for that part of Lot 3 DP82898 (sic) which was deferred from amendment 10, in accordance with such resolution as shown on figure 1 a copy of which is annexed hereto and marked "B" and the plan titled "Proposed Rezoning" a copy of which is annexed hereto and marked "C".
- C. Pursuant to paragraph 2 of the Resolution, Torrac is required to enter into this Deed to confirm that permanent access will be provided to any adjoining land that is developed for residential purposes if and when local access roads are open.
- D. Pursuant to paragraph 3 of the Resolution, Torrac is required to lodge a bond with Council in the amount of \$10,000.00 to be returned upon provision of permanent access in accordance with condition 2 of the Resolution.

**NOW THIS DEED WITNESSES:**

1. Within seven (7) days from the date of making this Deed Torrac shall lodge with the Council a Bank Guarantee in the amount of \$10,000.00 in a form acceptable to the Council and the Council agrees to return such Bank Guarantee upon satisfaction of the requirements of condition 2 of the Resolution. The parties hereto acknowledge that in the event the requirements of Resolution 2 have not been satisfied by a date notified in such Bank Guarantee as being its expiry date, then Torrac (subject to the provisions of clause 3 hereof) shall replace such Guarantee with another Guarantee.

Torrac confirms that permanent access will be provided to any adjoining land that is developed for residential purposes, if and when local access roads are open, as required by condition 2 of the Resolution, in default of which the Council may call up the Bank Guarantee.

### SUBSEQUENT OWNERS

- (a) Nothing herein limits the ability of Torrac to transfer the Land at any time.
- (b) In the event that the Land is transferred prior to satisfaction of the requirements of Condition 2 of the Resolution then:
- Torrac shall obtain from any transferee a Deed for the benefit of the Council containing similar obligations on the transferee to be observed as are contained herein for Torrac to observe; and
  - Torrac shall obtain from any transferee a Bank Guarantee in the same terms as provided for in Clause 1 of this Deed, and
  - Upon the furnishing of such a Deed to the Council and a Bank Guarantee in similar terms Torrac shall have no future liability hereunder and the Council will return the Bank Guarantee upon such provision of a bank guarantee in similar terms from the transferee.
- (c) Upon the furnishing to the Council of a deed pursuant to the provision of paragraph (b) of this Clause the Council and the transferee shall be bound to each other pursuant to and in accordance with the provisions thereof.

### SERVICE OF NOTICE

#### Manner of Giving

All notices required or permitted to be given to a party pursuant to this Deed shall be in writing and shall be addressed to the other party and shall be deemed to be duly given and received:

- (a) when delivered (in the case of it being handed to that party, left at its address); or
- (b) on the next business day after transmission (in the case of it being given on facsimile transmission);

to that party at the address of that party set out in paragraph (c) of this Clause or such other address as that party may from time to time give notice of to the other party.

- (c) Addresses:

The address of each party is as follows:

Tweed Shire Council  
P.O. Box 816  
MURWILLUMBAH NSW 2484  
Facsimile: (02) 66720 429

Torrac Investments Pty Ltd (ACN 010 197 538)  
P.O. Box 595  
SURFERS PARADISE QLD 4217  
Facsimile: (07) 5538 2180

**COSTS**

Torrac shall pay all legal fees, costs, charges and expenses which may be incurred by each party in the preparation, execution and stamping of this Deed and any stamp duty which may be levied or assessed on this Deed or documents required or permitted to be created under this Deed, shall be payable by Torrac.

**PROPER LAW AND JURISDICTION**

This Deed is governed by the and shall be construed in accordance with the law in force in the State of New South Wales and the parties hereby submit to the jurisdiction of the court of the State of New South Wales and any other court hearing appeals from such courts.

**STATUTORY RIGHTS NOT AFFECTED**

Nothing herein contained or done pursuant to the terms of this Deed shall in any way affect any statutory duty, power or function of either party.

**MISCELLEANEOUS**

The parties agree that each obligation under or pursuant to this Deed is a separate and independent obligation and if any provision of this Deed or its application to any party, person or circumstances is or becomes invalid, void, voidable or otherwise unenforceable for any reason whatsoever, then:

- (a) the provision or its application to such party, person or circumstances shall be severable from this Deed;
- (b) the remainder of this Deed or the application of such provisions to such other parties, persons or circumstances shall not be affected thereby, and
- (c) the provision may be placed by Torrac with a valid and enforceable provision which so far as possible achieves the same purpose or effect as the invalid, void or otherwise unenforceable provision was intended to achieve provided that in so doing Torrac preserves the basic purpose and intent of this Deed and shall act reasonable.

"A"

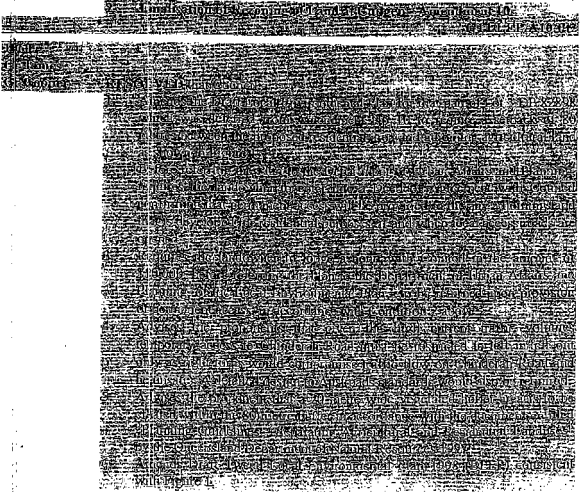
TWEED SHIRE COUNCIL

REFERRED TO:

GM	<input type="checkbox"/>	DDS	<input checked="" type="checkbox"/>	FILE No: GT1/LEP/A10 P2
DCS	<input type="checkbox"/>	DECS	<input type="checkbox"/>	COUNCIL MEETING DATE:
MAS	<input type="checkbox"/>	DES	<input type="checkbox"/>	21 APRIL 1999
MFS	<input type="checkbox"/>		<input type="checkbox"/>	FILE <input type="checkbox"/>

REPORTS FROM DIRECTOR DEVELOPMENT SERVICES:

RESOLUTION:

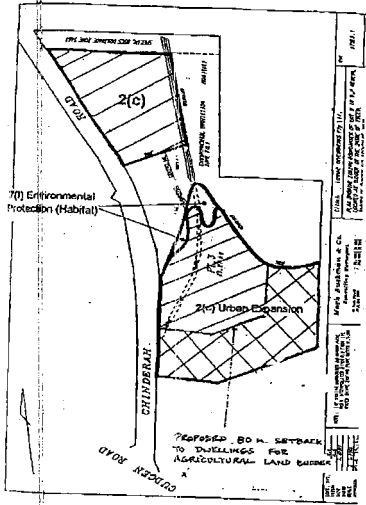






"C"

### Proposed Rezoning



2(C) Urban Expansion



1(b) Agricultural Protection

DATE: 15/09/08  
 DRAWN: [Name]  
 CHECKED: [Name]  
 APPROVED: [Name]  
 PROJECT: [Name]  
 SHEET: [Number] OF [Total]  
 SCALE: [Scale]  
 PROJECT NO: [Number]  
 DRAWING NO: [Number]


EXECUTED as a Deed.

THE COMMON SEAL of TWEED SHIRE )  
COUNCIL was hereunto affixed by authority )  
of the Board of Directors in the presence of: )

SIGNED on BEHALF OF TWEED  
SHIRE COUNCIL:

*[Signature]*  
.....  
General manager  
*[Signature]*  
.....  
Finance officer

THE COMMON SEAL of TORRAC )  
INVESTMENTS PTY LTD (ACN 010 197 )  
538) was hereunto affixed by authority of the )  
Board of Directors in the presence of: )

  
.....  
DIRECTOR  
.....

DATED this            day of August 2000

BETWEEN

TWEED SHIRE COUNCIL

of the One Part

AND

TORRAC INVESTMENTS PTY LTD (ACN  
010 197 538)

of the Other Part

**DEED OF AGREEMENT**

**STACKS THE LAW FIRM  
WITH HALLIDAY & STAINLAY**

Solicitors

6 Stuart Street

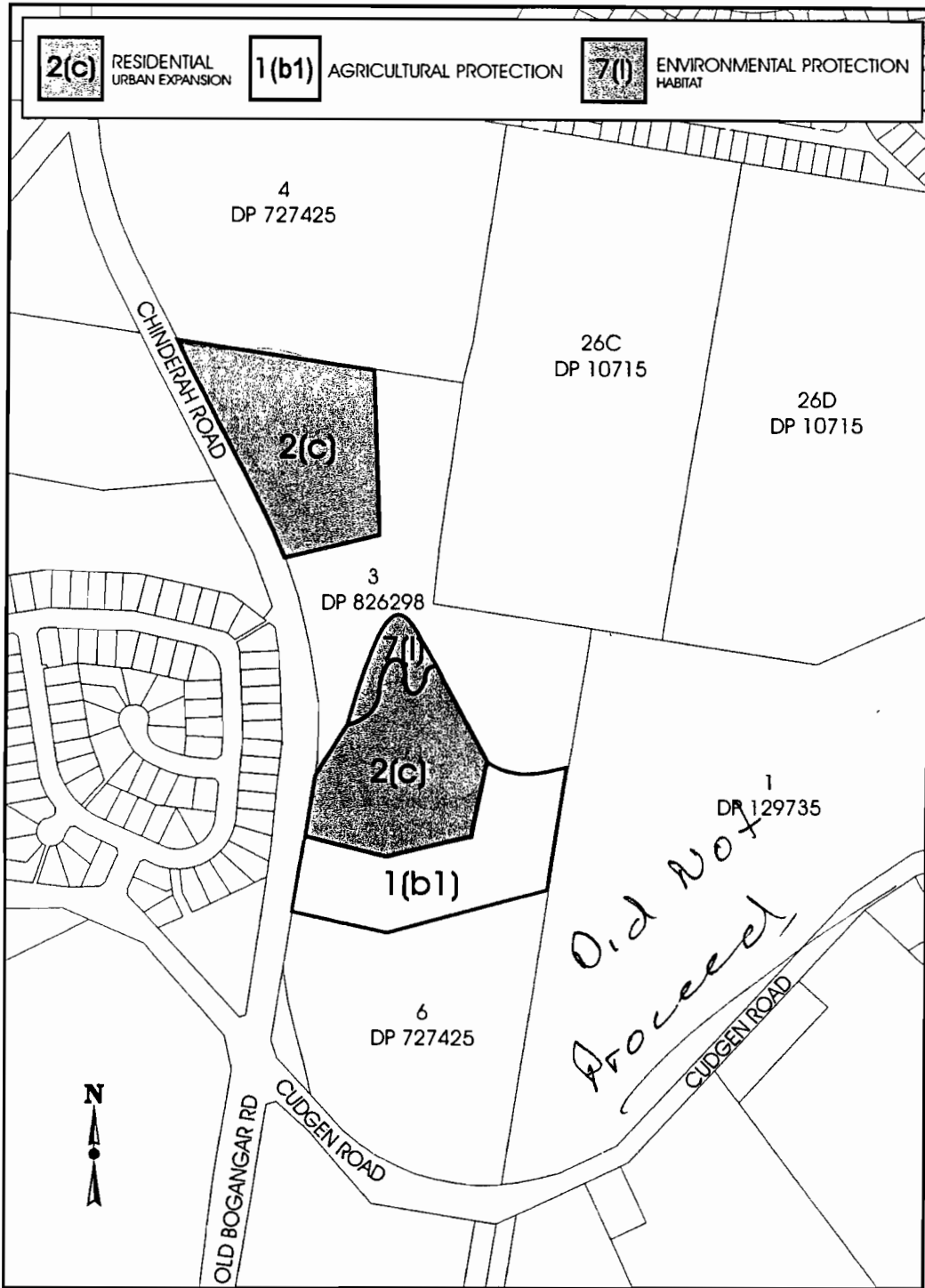
Tweed Heads Nsw 2485

Telephone: (07) 5536 1311

Facsimile: (07) 5536 4355

DX 20451 Murwillumbah

REF: ADM: 005456



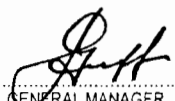
SCALE: 0 100 200 METRES

LOCALITY: **CUDGEN**

ENVIRONMENTAL PLANNING & ASSESSMENT ACT, 1979

**TWEED**

**LOCAL ENVIRONMENT PLAN 2000 AMENDMENT No.18**

DRAWN BY: <b>D.Smith</b> SUPERVISING DRAFTER: PLANNING OFFICER: COUNCIL FILE No.: DEPT. FILE No.: GOV GAZETTE OF:	DATE: <b>30/1/01</b>  AMENDS: <b>TWEED LOCAL ENVIRONMENTAL PLAN 2000</b>	STATEMENT OF RELATIONSHIP WITH OTHER PLANS  CERTIFIED IN ACCORDANCE WITH THE ENVIRONMENTAL PLANNING & ASSESSMENT ACT 1979, AND REGULATIONS
		 GENERAL MANAGER
		DATE: <b>1/3/01</b>

## **APPENDIX 6**

Burchill Partners Letter 2000



- Evandale Place, 142 Bundall Road  
Surfers Paradise Qld 4217  
Australia
- PO Box 5017  
Gold Coast Mail Centre Qld 9726  
Australia
- Email: bp@burchillpartners.com.au
- Web Site: www.burchillpartners.com.au
- Telephone  
International: +61 7 5574 0511  
National: (07) 5574 0511
- Facsimile  
Civil/Planning: (07) 5574 0011  
Structural: (07) 5574 0505

**BURCHILL PARTNERS  
PTY LIMITED**  
ACN 010 140 495



HAP:lw  
Let/22947

Our Ref: C2332

19 May 2000

The Manager  
Torrac Investments Pty Ltd  
PO Box 959  
SURFERS PARADISE QLD 4217

ATTENTION: MR M KELLY

Dear Sir,

RE: CUDGEN PROPERTIES

Reference is made to your request for an authority approvals status report on your lands at Cudgen. We respond as follows:

1. **CUDGEN HEIGHTS ESTATE, BALANCE STAGES – LOTS 1 AND 2 DP 828298, CRESCENT STREET, CUDGEN**

1.1 **Subdivision Approval**

Development Consent for an 89 lot subdivision was issued by Tweed Shire Council for the subject land on 25 January 1994 and a Modified Consent was subsequently issued on 25 August 1994 (Attachment A). ✓

1.2 **Confirmation of Commencement**

By letter dated 12 February 1999 (Attachment B) Council confirmed the development had been physically commenced and the consent remains in force. ✓

- Overseas Offices  
Tokyo – Japan  
Johor Bahru – Malaysia



- Directors  
H.A. Parker  
E.J. Bate  
R.M. Windsor  
D.T. Kleimeyer  
J.C. Stone  
G.G. Buntine

- Associates  
D.N. Dover  
J.M. Leman  
G.J. Durmisov



**Civil and Structural Consulting Engineers and Planners**



### **1.3 Conditions 18 (Environmental Management Plan) & 31 (Net Acid Generating Potential)**

By letter of 31 December 1998 (Attachment C) Council advised of approval for the clearing and filling phase only of the development, of the Environmental Management Plan prepared by Gilbert & Sullivan dated 28 November 1998 and drawings C2332.EMP.01, 02, 03A and 04A (as amended in red by Council) proposed by Burchill Partners Pty Limited. ✓

### **1.4 Engineering Approval**

Engineering drawings have been submitted and reviewed by Council. The plans were returned to Burchill Partners Pty Limited under cover of letter of 22 July 1999 (Attachment D) noting changes required to be made and calculations to be reviewed. ✓

The drawings and calculations have not been resubmitted as yet.

### **1.5 Modification of Development Consent S93/76**

Application has been made to Council to modify Conditions 13(vi) (a) (viii) & 40 of Development Consent S93/76.

At its meeting of 19 January 2000, Council resolved to defer a decision on the application to seek clarification of GST issues (Refer Attachment E). ✓

Council's letter of 12 August 1999 (Attachment F) and our letter of 8 September 1999 relate to the requirement for lodging of a bond to cover the costs of upgrading Crescent Street. ✓

### **1.6 Note Re Approved Layout and Proposed Layout**

The lot layout approved in 1994 contained 88 residential lots plus a 'future stage' lot which was to be the subject of a further development application.

The engineering design plans by Burchill Partners Pty Limited are based on a total of 97 lots including 20 lots in the 'future stage' referred to above. (Refer Burchill Partners Pty Limited Plan C2332.01.01C in Attachment G.) ✓

These 20 lots have not as yet been the subject of a development application.

### **1.7 Condition 28**

Council's letter of 24 April 2000 (Attachment H) confirms a bond of \$30,950 is held by Council to cover our embellishment of the public reserve (Lot 199 DP 803329). ✓



**2. LOT 3 DP 828298, CHINDERAH BYPASS, CUDGEN**

**2.1 Approval Status**

This land is the subject of draft LEP Amendment No. 10.

Council's letter of 31 May 1999 (Attachment I) confirms Council's resolution to proceed with rezoning of the land to part Residential 2(c) Urban Expansion – part 1(b) Agricultural Protection.

No action has been taken as yet to complete conditions 2 & 3 of the resolution.

**2.2 Access, Flooding and Environmental**

Council's letter of 23 June 1994 (Attachment J) confirms temporary access to the site is acceptable from the Chinderah By-pass Road. ✓

A flood assessment of the impact of filling the northern portion of the site has been carried out by WBM (Attachment K) and the assessment concludes the development will have negligible flooding impact. The report has been submitted to Council. ✓

An assessment of the agricultural potential of the site and buffering from adjoining land has been carried out by Wilkie Fleming & Assoc. The report has been submitted to and reviewed by Council, with the result that Council requires an 80m buffer to adjoining agricultural land.

A flora and fauna assessment has been carried out by Woodward Clyde and submitted to Council. The report concludes development of the land for urban purposes is unlikely to have a significant impact on any threatened species, populations or ecological communities.

**3. DEVELOPMENT APPLICATION 96/518 – EXTRACTION OF SAND FROM LOT 2 DP 216705, UN-NAMED ROAD AT CRESCENT STREET, CUDGEN**

**3.1 Development Approval**

Approval, via the Land & Environment Court, subject to conditions is current for extraction of 400,000m<sup>3</sup> of sand from Lot 2 to fill Lots 1 & 2 DP 828298 (Cudgen Heights).

A copy of the Court Order is contained in Appendix L. ✗

**3.2 Condition 6**

Council's letter of 19 October 1999 (Attachment M) confirms approval of Gilbert & Sutherland's Revised Final Environmental Management Plan of 14 July 1999 as satisfying Condition 6 of the Court Order, subject to the conditions outlined in the letter. ✗



The requirements of the first dot point in the letter have not as yet been progressed.

We trust the above report is satisfactory for your purposes.

Yours faithfully,  
**BURCHILL PARTNERS PTY LIMITED**

**H A PARKER**  
**Director**

enc

# ATTACHMENT I





# ATTACHMENT J

PLEASE QUOTE  
COUNCIL REF No

GT1/LEP/A10 Pt2

YOUR REF No

260

3100

FOR ENQUIRIES  
PLEASE CONTACT

Mr Douglas Jardine

TELEPHONE  
DIRECT: (066)

(066) 720469

L20R10

23 June 1994

Mr Jim Glazebrook  
Jim Glazebrook & Associates  
2 Mooball Street  
MURWILLUMBAH NSW 2484

Dear Mr Glazebrook


**Land at Cudgen deferred from previous rezoning.**

At its meeting on 15 June, 1994, Council resolved to advise your client regarding the above matter that:

1. A temporary access from Chinderah Road to the subject land is acceptable in the short term at the proponent's expense, the exact location to be determined.
2. Before the rezoning of the land is finalised the issues of flooding, agricultural potential, buffering from adjoining land, effects of road link through an Environmental Protection Zone and provision for permanent access will need to be addressed.

A copy of Council's report is enclosed.

Yours faithfully

 Douglas Jardine  
Manager Strategic Town Planning  
Development Services Division

Enc

THE TWEED COUNCIL

REFERRED TO:

GM

DDS

FILE No:

GT1/LEP/A10 Pt2 260

MAS

DECS

COUNCIL MEETING DATE:

MFS

M.S.P.

15 JUNE 1994

DES

FILE

35. ORIGIN: Strategic Town Planning Unit

FILE NO: GT1/LEP/A10 Pt2

SUBJECT NO: 260

PROGRAM/FUNCTION: Strategic Town Planning

POLICY: Nil

REPORT TITLE:

Land at Cudgen Deferred from Previous Rezoning

SUMMARY OF REPORT:

The deferred item from Amendment 10 to the LEP was reported to Council on 20 April 1994 to resolve an outstanding issue of access. Council resolved to defer the item pending further information concerning the design, cost and viability of a temporary junction with Chinderah Road.

1236

35. Land at Cudgen Deferred from Previous Rezoning

GT1/LEP/A10 Pt2 260

Cr Graham

Cr Buchanan

RESOLVED that Council advise the applicant that:-

1. A temporary access from Chinderah Road to the subject land is acceptable in the short term at the proponent's expense, the exact location to be determined.
2. Before the rezoning of the land is finalised the issues of flooding, agricultural potential, buffering from adjoining land, effects of road link through an Environmental Protection Zone and provision for permanent access will need to be addressed.

## REPORT:

On 20 April 1994 Council considered a report on land at Cudgen which was deferred from Amendment 10 to the Tweed Local Environmental Plan for various reasons, including lack of road access and the agricultural potential of the land.

The access issue concerns the provision of a junction to Chinderah Road which is an arterial road. Council's policy is to discourage access to such roads for reasons of safety and traffic efficiency. However, alternative options for servicing the land require taking access across land owned by others, with little possibility of success, at least in the short term. Following negotiations with Council's engineers it was recommended that a temporary access would be acceptable. The full text of the report to Council and accompanying recommendation is attached to this report.

Council resolved that

*". . . . this item be deferred pending the receipt of further information."*

That information concerned the design, cost and viability of a temporary road junction with Chinderah Road.

The proponents of the rezoning have prepared a design for that junction to Council requirements. This has been costed at \$100,000 and the owners of the land have indicated that this "cost will be no impediment to the feasibility of the project".

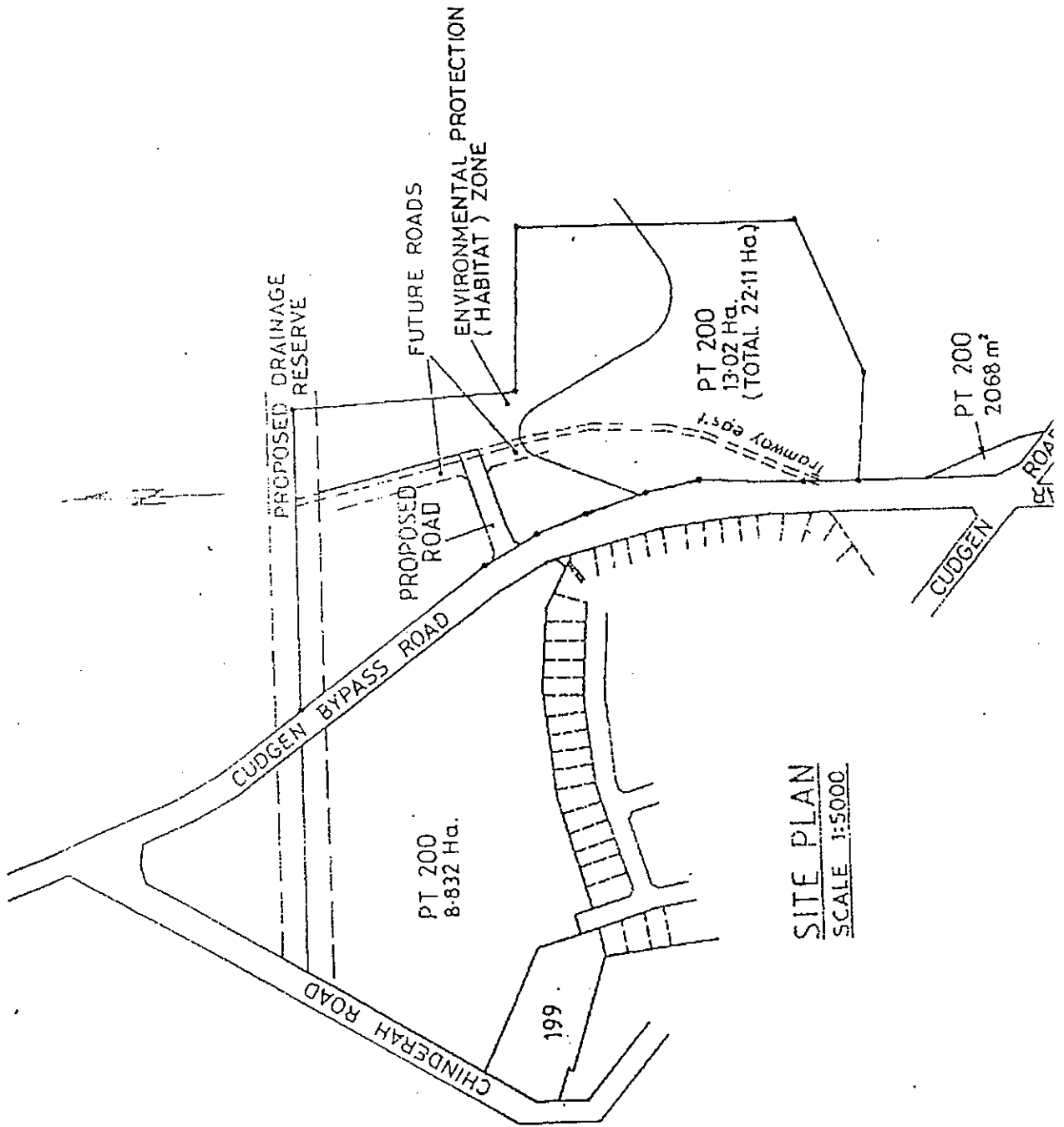
Aside from this issue of access, there also remains other outstanding issues, as detailed in the previous report: flooding, agricultural potential, effects of the road link through an Environmental Protection zone and provision of permanent access. However, before addressing these issues the proponent has requested that Council indicate whether or not the proposed temporary access arrangements are acceptable.

Whilst it would be preferable to deal with all outstanding issues in the one exercise, the issue of access is fundamental to how the land is to be dealt with.

The proposal for a temporary access raises a number of significant issues, not least of which is "how long is temporary?"; and "how easy will it be to close a temporary access when it has been opened for a number of years?". Nevertheless, such a "temporary" junction has received no objection from Council's engineers, and therefore could be considered favourably by Council, subject to appropriate safeguards to provide alternative access to the north and/or south as it becomes available.

In respect of the impact on the viability of the development of the land as a result of the cost of temporary junction there is little analysis that Council can undertake to assess the validity of the proponent's statement. The viability of development will depend on a range of factors, and will have to be re-assessed as a result of all of the outstanding issues.

Figure 2





# ATTACHMENT K

8

8

**Directors**

**W R B Morrison**  
BE MEngSc PhD MIEAust CPEng  
RPEQ AMASME

**W W Barlow**  
BE MIEAust CPEng RPEQ MRINA Ceng AMSNAME

**D C Patterson**  
BE BSc DipHE(Delft) MEngSc MIEAust CPEng

**Associates**

**W D Drake**  
BE MIEAust CPEng RPEQ MAIRAH

**E P Ebsworth**  
BSc MA(Biol)

**P R Fry**  
BScEng MScEng MIEAust CPEng

**D M Jenkins**  
BE PhD MIEAust CPEng

**Associates**

**P A Lugg**  
BE MIEAust CPEng RPEQ

**A B McAlister**  
BE (Hons) MEngSc MIEAust CPEng

**B L Manser**  
BE MEngSc MIEAust CPEng MAAS

**R M Morton**  
BSc MSc PhD

**D J Proud**  
BE MIEAust CPEng RPEQ MASME

**P A Smith**  
BE Meng(McGill) PhD(McGill) MIEAust  
CPEng MRAES Ceng

**C L Witt**  
BE Dip HE(Delft)

**WBM Pty Ltd**  
99 Leichhardt Street, Brisbane  
Queensland, Australia 4000  
PO Box 203, Spring Hill 4004  
Facsimile (07) 3832 3627  
Telephone (07) 3831 6744

ACN 010 830 421

NSW Office  
Newcastle

Victoria Offices  
Melbourne  
Morwell

USA Office  
Denver Colorado



7 MAY 1996

Our Ref: 9538:GJR:KJH

14 May 1996

Burchill Bate Parker & Partners  
PO Box 5017  
GOLD COAST MAIL CENTRE QLD 4217

Dear Sir

**RE: TORRAC REZONING - FLOOD ASSESSMENT**

Reference is made to your letter of 30 January, 1996 requesting flood investigations associated with a proposed residential development at Cudgen.

The subject site is on the eastern side of the Cudgen Bypass Road and the rezoning of the site is being sought by Torrac Investments Pty Ltd.

Natural surface levels on the site are low and it is proposed to fill the site to allow residential development.

In 1990, Tweed Shire Council commissioned WBM Oceanics Australia to assess various scenarios of filling in the Kingscliff/Chinderah floodplain. This study utilised the calibrated hydrodynamic ESTRY model of the Tweed River and its floodplain.

The results of these investigations were documented in 'Chinderah Flooding Investigations' (WBM Pty Ltd, January 1991). The study considered four filling options.

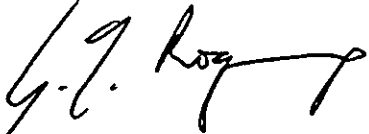
Of interest to this rezoning application is Option 1 which involved an extension of filling in the Kingscliff area beyond that which is already approved (eg. Noble development and other areas zoned 2(c) in the Kingscliff DCP). The extent of this filling is shown on the attached Figure 4.1 taken from the abovementioned report. The area covered by Option 1 includes the site in question.

The results of the flood modelling indicated that filling of this area results in increases in peak flood levels on the floodplain in the order of .01m. These impacts are shown diagrammatically in Figure 4.2. The small magnitude of these increases is due to the nature of this area which acts purely as a flood storage area.

It can be concluded from these results that the filling associated with the proposed development will have a negligible impact on the flooding behaviour of the Tweed River floodplain.

I hope that this information is suitable for your purposes. Please do not hesitate to contact me if you have any further queries.

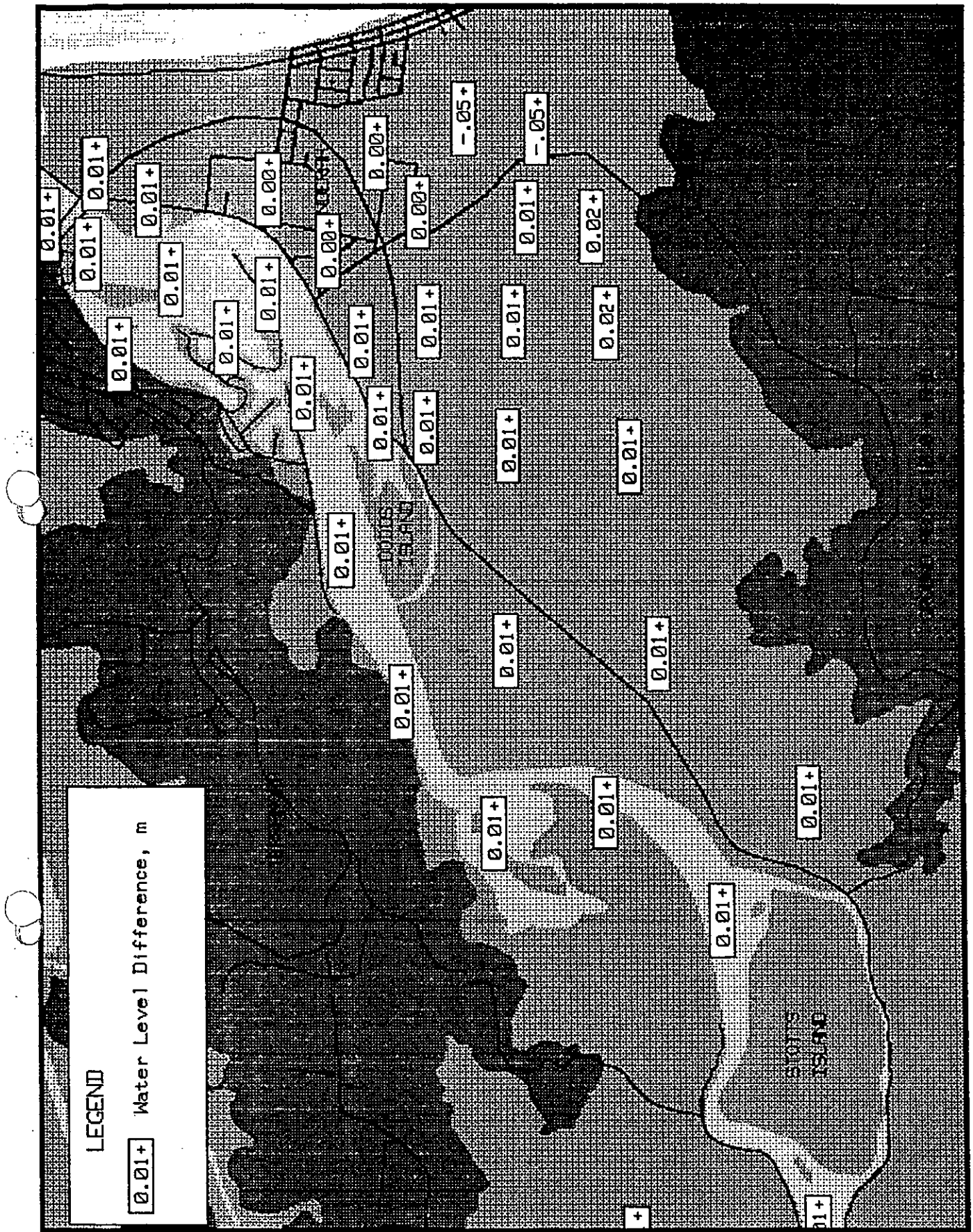
Yours faithfully  
**WBM OCEANICS AUSTRALIA**



Greg Rogencamp

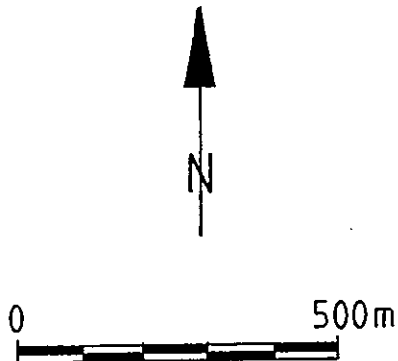
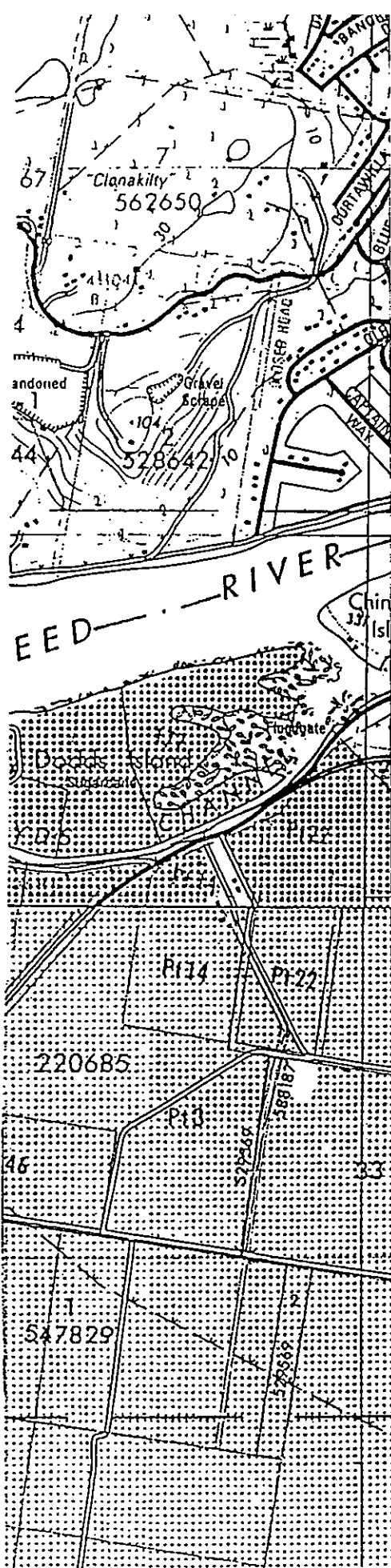
Attached: Figures 4.1 and 4.2





IMPACTS ON PEAK FLOOD LEVELS  
OPTION 1

FIGURE  
4. 2



- Option 1 - Extension of Kingscliff filling
- Option 2 - Raising Chinderah village south of drainage reserve
- Option 3 - Raising Chinderah village north of drainage reserve
- Option 4 - Industrial expansion

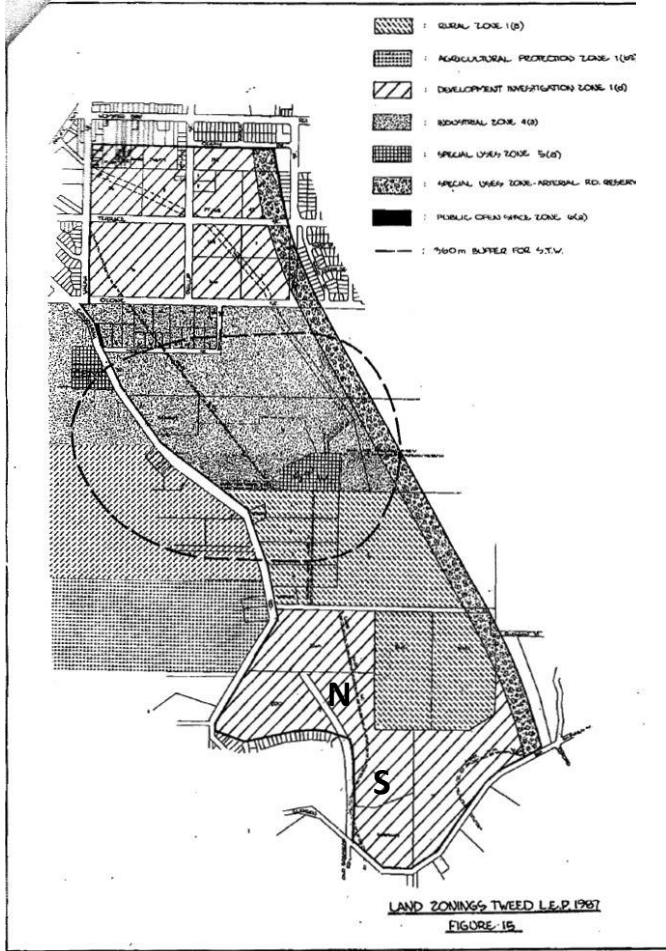
FIGURE  
4.1  
OPTIONS



## **APPENDIX 7**

Deferred Area Historic zonings and approval prepared by Gales

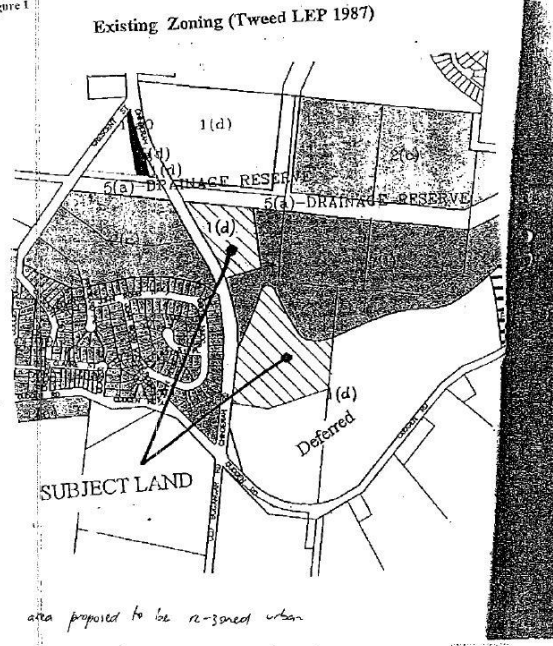
# DEFERRED AREAS – Zoning and investigation



LEP 1987

N = North Deferred  
S = South Deferred

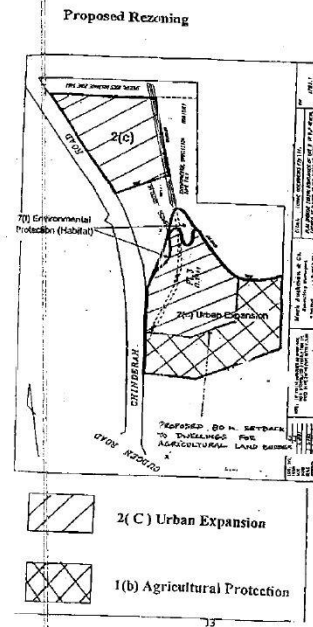
Figure 1



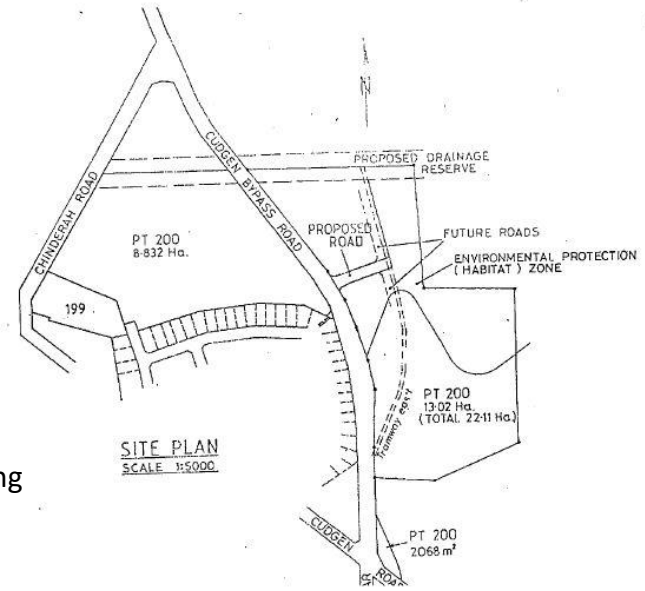
LEP 1987 "B"

"B"

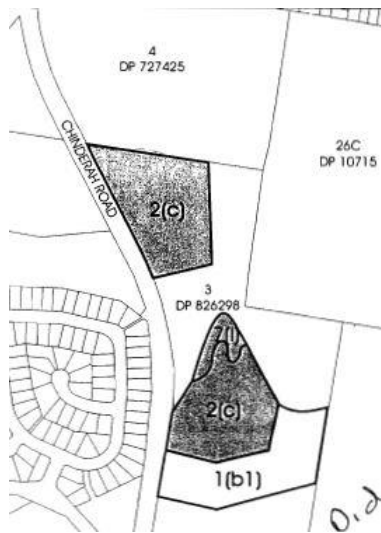
"C"



LEP 1987 "C"



Council Meeting  
15 June 1994



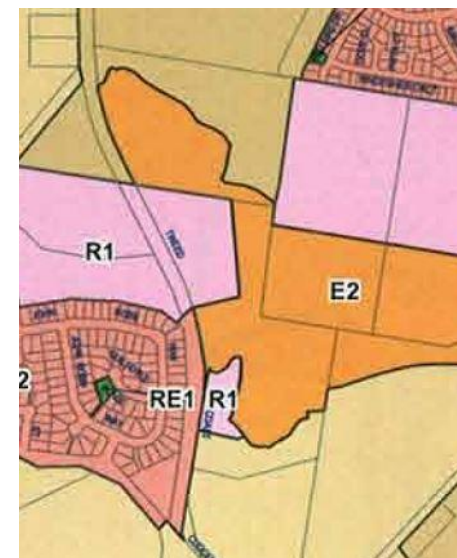
**LEP 2000 Amendment 18**



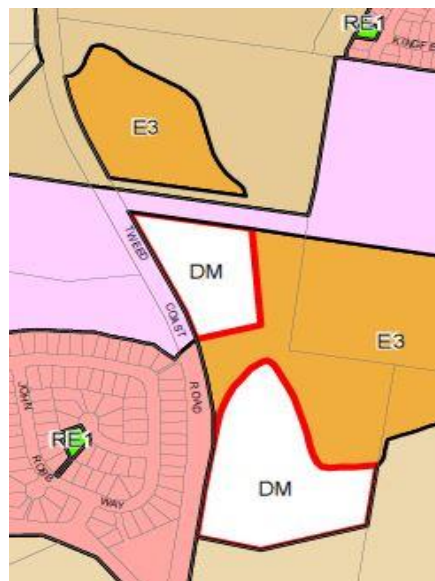
**LEP 2000**



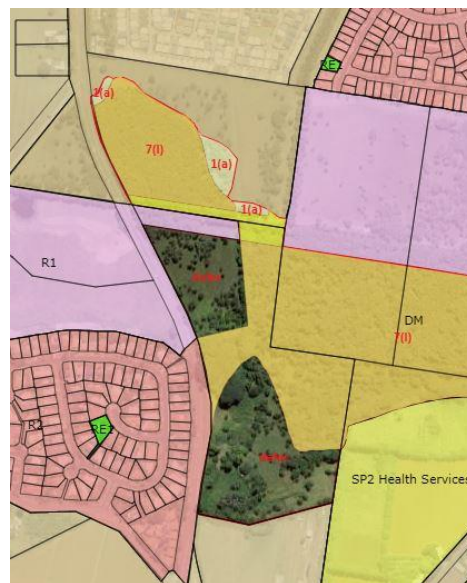
**Draft LEP 2008**



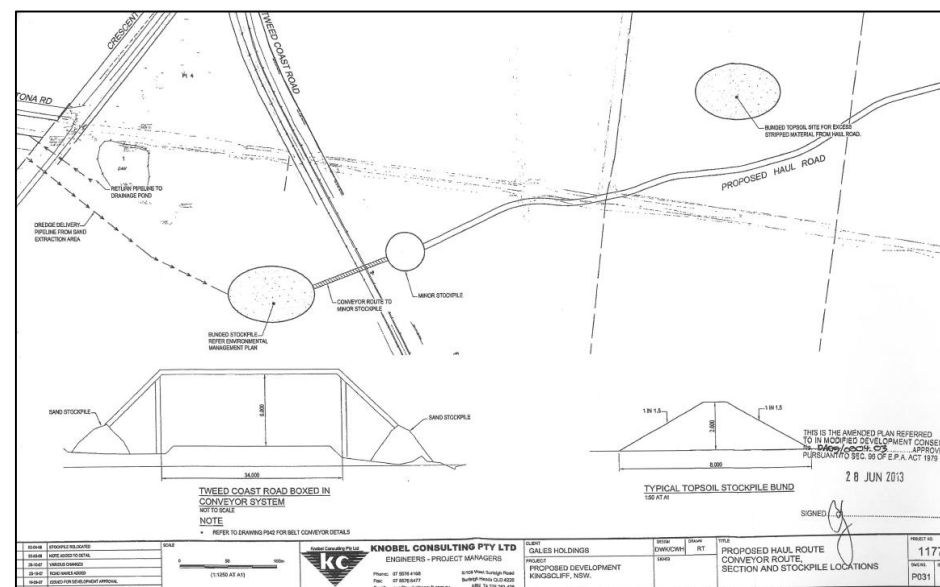
**LEP 2008**



**LEP 2012**



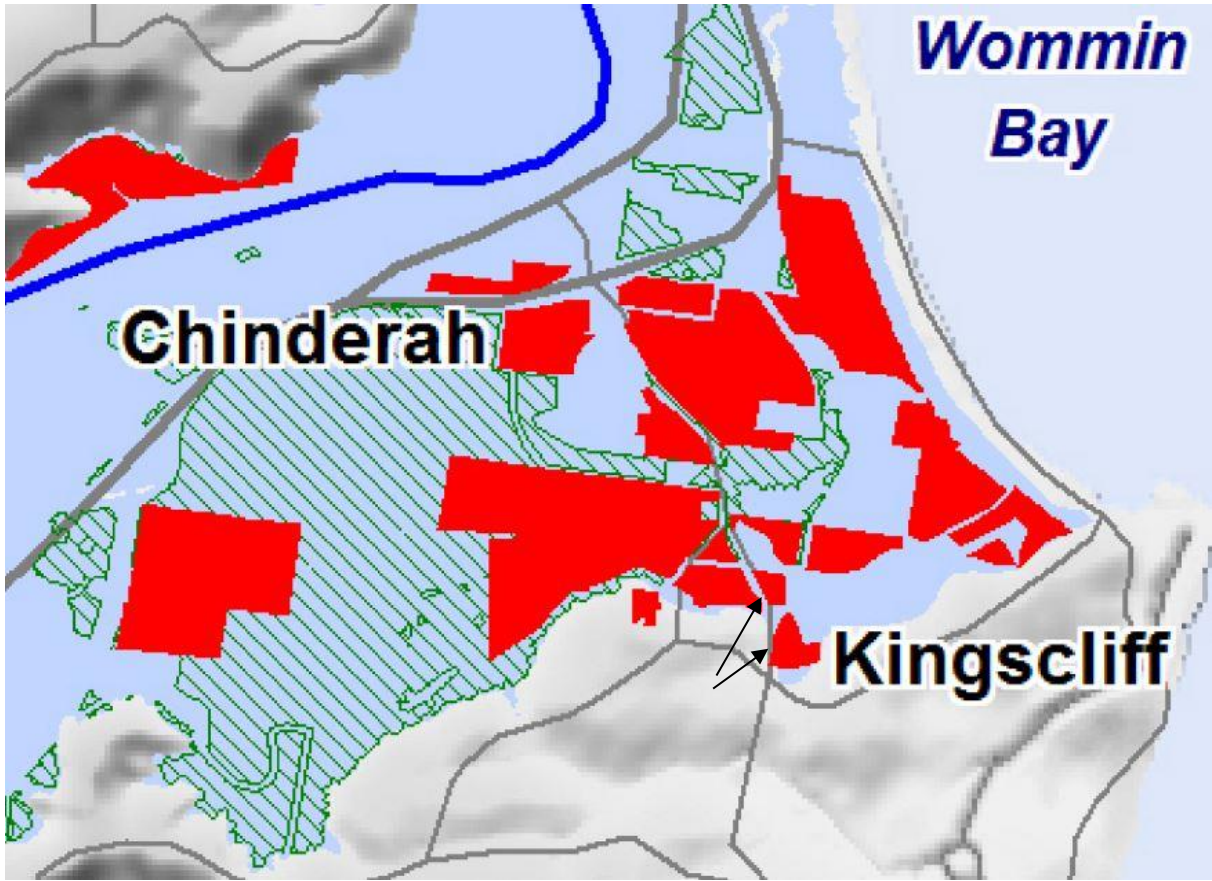
**LEP 2014**



**Extract of approved plan from DA05/0004.03 showing stockpiling**

## **APPENDIX 8**

Adopted Cumulative Development Scenario –  
Extract from the Tweed Valley Floodplain RMS 2014



Adopted Cumulative Development Scenario

Fig 8-1 Tweed Valley Floodplain RMS October 2014



## Danny Rose

---

**From:** Danny Rose  
**Sent:** Tuesday, 4 April 2023 8:40 AM  
**To:** Gavin Johnson; Colleen Forbes  
**Cc:** Stephen Segal; Lisa Peled; David Oxenham  
**Subject:** RE: Request for Owners Consent - Proposed DA to relocate Altona Road and Crescent Street

Thanks Gavin, that should be sufficient, and can be discussed with Councillors at the workshop on 27/4.

Subject to the outcomes of that workshop I will update the previous report on S-Link to be based on Option 1, and a new report on Altona based on Option 2. These 2 reports will go to the 18 May Council meeting, all things going to plan.

Regards  
Danny

---

**Danny Rose** BE (Civil Hons)  
Manager Roads and Stormwater  
Engineering



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*together* **TWEED**  
Be kind. Keep safe. Stay informed.

**It's everyone's responsibility to:**

- Stay 1.5m away from others
- Wash/sanitise hands frequently
- Cough or sneeze into elbow
- Stay home when sick
- Get tested if you have symptoms

Your actions matter: print less to save more

---

**From:** Gavin Johnson <gavin@johnsonpd.com.au>  
**Sent:** Tuesday, 4 April 2023 8:09 AM  
**To:** Danny Rose <DRose@tweed.nsw.gov.au>; Colleen Forbes <CForbes@tweed.nsw.gov.au>  
**Cc:** Stephen Segal <sdsegal@gmail.com>; Lisa Peled <peledlisa@gmail.com>  
**Subject:** Request for Owners Consent - Proposed DA to relocate Altona Road and Crescent Street

Dear Danny and Colleen

Further to our meeting held 3 April 2023 where the owners consent for Slink was discussed, please accept this submission requesting owners consent from the Council for a DA that proposes the relocation of Crescent Street and Altona Road. It is requested that this request for owners consent be considered concurrently with the Slink owners consent and that both matters be determined at the same Council meeting. This will allow Councillors to consider the ultimate planned road network in a more holistic way.

As Council is aware Project Approval MP05\_0103B allows for the extraction of sand where the current Altona Road is located. The Project Approval requires Altona Road to be relocated to the north, so that it is outside the approved extraction area. Upon completion of the new road, existing Altona Road will be closed and acquired by Gales. Gales intend to commence a process with Councils property section to formalise an agreement for the closure of the existing road and dedication of the new road.

Attached is a plan illustrating the planned alignment of Altona Road between Tweed Coast Road and the Kingscliff WWTP. For completeness, a copy of the Gales Concept Masterplan 2022 is also attached to illustrate the wider road network in the context of planned development. Importantly, at the eastern end, proposed Altona Road aligns with the agreed location of the new intersection with Slink and Tweed Coast Road and resolves the issue of Crescent Street intersecting Tweed Coast Road at an acute angle (which is not suitable for truck movement).

There are 3 locations where the planned road will require works in the Council road reserve. These are:

1. At the intersection of existing Crescent Street and Tweed Coast Road as shown in figure 1 below.
2. Where Crescent Street straightens in a more north south orientation at the existing road reserve of Crescent Street as shown toward the bottom left of figure 1.
3. Where the new road will join the existing Altona Road at its western end as shown in figure 2. Note that depending on the height of the new road works may extend into the Kingscliff WWTP to raise the level of the existing access driveway so that it meets the new road level. Determining the level of the road / required flood immunity will be the subject of discussion with Council engineers during the preparation of the DA. One of the benefits of the new Altona Road is that it will improve access to the WWTP during flood events.



**Figure 1 – Works at the eastern end**



**Figure 2 – Works at the western end**

Please let me know if you require any further information in support of this owners consent request. Thank you

Kind regards

Gavin Johnson  
Johnson Planning and Development  
Ph: 0427 704774  
Email: [gavin@johnsonpd.com.au](mailto:gavin@johnsonpd.com.au)

**TITLE: Request for Owner's Consent - Altona Road and Crescent Street Realignment**

**Submitted By:** Roads and Stormwater

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**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Living - We want to be safe at home and in the community**

**Deliver a safe and connected local road and active transport network that can accommodate increased traffic as our shire grows and connects people, places and businesses to each other**

**2.2.1 Roads and Traffic** - To provide and maintain a network of roads and bridges that is safe, efficient and accessible.

**ROLE:**

PROVIDER - Council delivers over 50 different services to the Tweed Community.

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**EXECUTIVE SUMMARY**

Item 18.2 in this business paper considers a request for Owner's Consent from Gales-Kingscliff (Gales) for the lodgment of a Development Application (DA) for Turnock Street Extension. This matter was previously considered at the 16 March 2023 meeting, and was deferred pending a workshop.

One of the main staff contentions in the March report was that the request from Gales pertaining to the Turnock Street Extension included components of road realignment west of Tweed Coast Road involving Altona Road and Crescent Street. This was considered premature, given the proposed road alignment had no planning status as it was inconsistent with the Kingscliff Locality Plan and the previous approval for sand extraction on the site.

In subsequent discussions with Gales' representatives, and as confirmed at the Councillor workshop on 27 April 2023, Gales have separated their desired Altona Road and Crescent Street works from the Turnock Street Extension project, and lodged a new request for Owner's Consent for these works, which is the subject of this report.

From a road network planning perspective, the Gales northern alignment of Altona Road, reprioritisation of the Crescent Street intersection, and future connection to a new roundabout on Tweed Coast Road are all technically feasible and a practical outcome in this area. Separation of the projects allows options for staging of Tweed Coast Road widening, Turnock Street Extension, and Altona Road / Crescent Street, depending on financing, approvals and Council / developer priorities.

Council's Owner's Consent will enable lodgment of a DA for realignment of Altona Road and Crescent Street within Gales' "Cudgen Precinct". The DA process will include public exhibition and critical review of the prepared designs and investigation reports. Provision of Owner's Consent for lodgment of the application does not pre-empt any approval of this application. Various merit considerations will be required through the DA process, including but not limited to environmental impact, flooding and stormwater, future land use, impact on neighbouring properties, and roads and traffic.

**RECOMMENDATION:**

**That Council provides Owner's Consent to Gales-Kingscliff for the lodgment of a Development Application for the realignment of Altona Road and Crescent Street within Gales' "Cudgen Precinct" west of Tweed Coast Road as shown in figure 5 of this report.**

## ATTACHMENTS

1. Email request for owners consent Gales Kingscliff
2. Gales Concept Master Plan 2022
3. Altona Crescent alignment drawing

## COUNCIL IMPLICATIONS:

### a. **Legislation/Policy/Existing Strategic Plans**

Tweed Road Development Strategy.  
Tweed Road Contribution Plan (CP04).  
Development Control Plan Section B26 - Kingscliff (Kingscliff Locality Plan).

### b. **Sustainability:**

#### i. **Financial (Budget/Long Term Financial Plan/Whole of Life Cost):**

There are no immediate cost implications for Council in providing Owner's Consent. The preparation of the DA, including design and necessary consultant reports will be borne by Gales. Unlike Turnock Street Extension, the proposed works to realign Altona Road and Crescent Street are not creditable against the Tweed Road Contribution Plan (TRCP). Altona Road and Crescent Street will be dedicated to Council as public road once constructed on their new alignments, should the development be approved.

#### ii. **Environmental (including climate change):**

The proposed DA will address any environmental aspects, such a flora and fauna impacts, for the project as required, for merit assessment.

#### iii. **Social:**

The proposed DA will address any social aspects for the project as required, for merit assessment. The main concern relating to the road realignment would be any amenity impacts on neighbours.

### c. **Legal Considerations:**

Not applicable.

### d. **Risk Considerations:**

Provision of Owner's Consent does not pre-empt the assessment process for the future DA, and costs will be borne by Gales. This option is therefore low risk to Council. However, should Council refuse to provide Owner's Consent, it may present a reputational risk and possibly a legal risk to Council, depending on the proponent's response.

### e. **Engagement/Communication:**

**Inform** - Assisting the community to learn about Council services and programs.  
Should Council provide Owner's Consent and a DA be lodged, the application will be publicly exhibited as required by the Environmental Planning and Assessment Regulation 2021, allowing submissions from the community and other stakeholders.

## REPORT:

Figure 1 below is an extract from DCP-B26, and depicts the current and future road network in and around Kingscliff based on the work done for the Kingscliff Locality Plan (KLP) and Tweed Road Development Strategy (TRDS). This figure shows the realignment of Altona Road to the north, based on existing approvals for sand extraction (Project Approval MP05\_0103B Cudgen Lakes Quarry), to avoid the extraction area. The figure also shows the planned Turnock Street Extension between the Elrond Drive roundabout and a new intersection on Tweed Coast Road, which is subject to a separate report (18.2) on



this business paper. Figure 2 shows the large artificial lake at completion of sand extraction activities in this western precinct, which requires realignment of Altona Road. The structure plan also notes the potential for "Offset Planting Areas" in this precinct.

Figure 1 - Kingscliff Locality Road Network Strategy

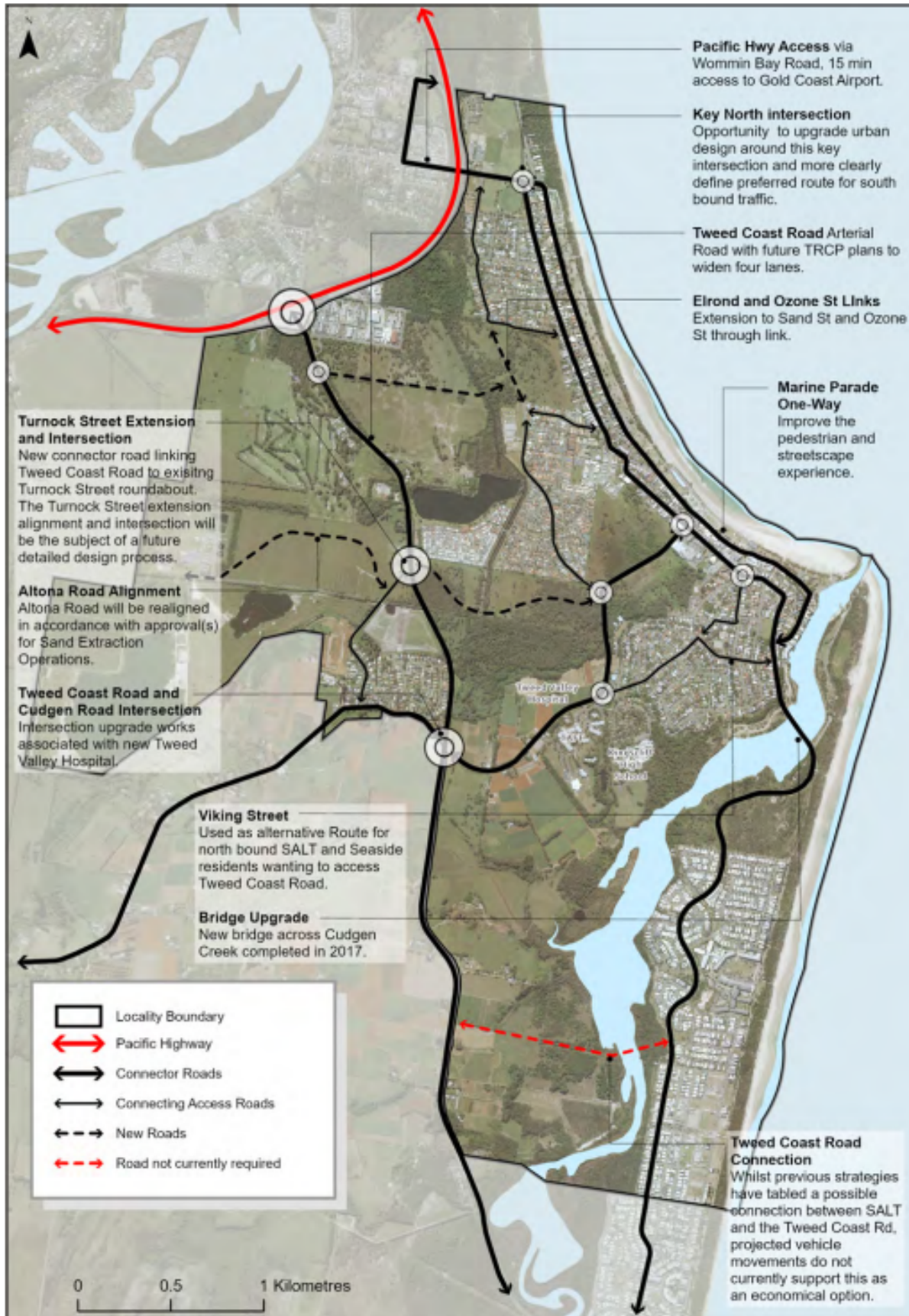
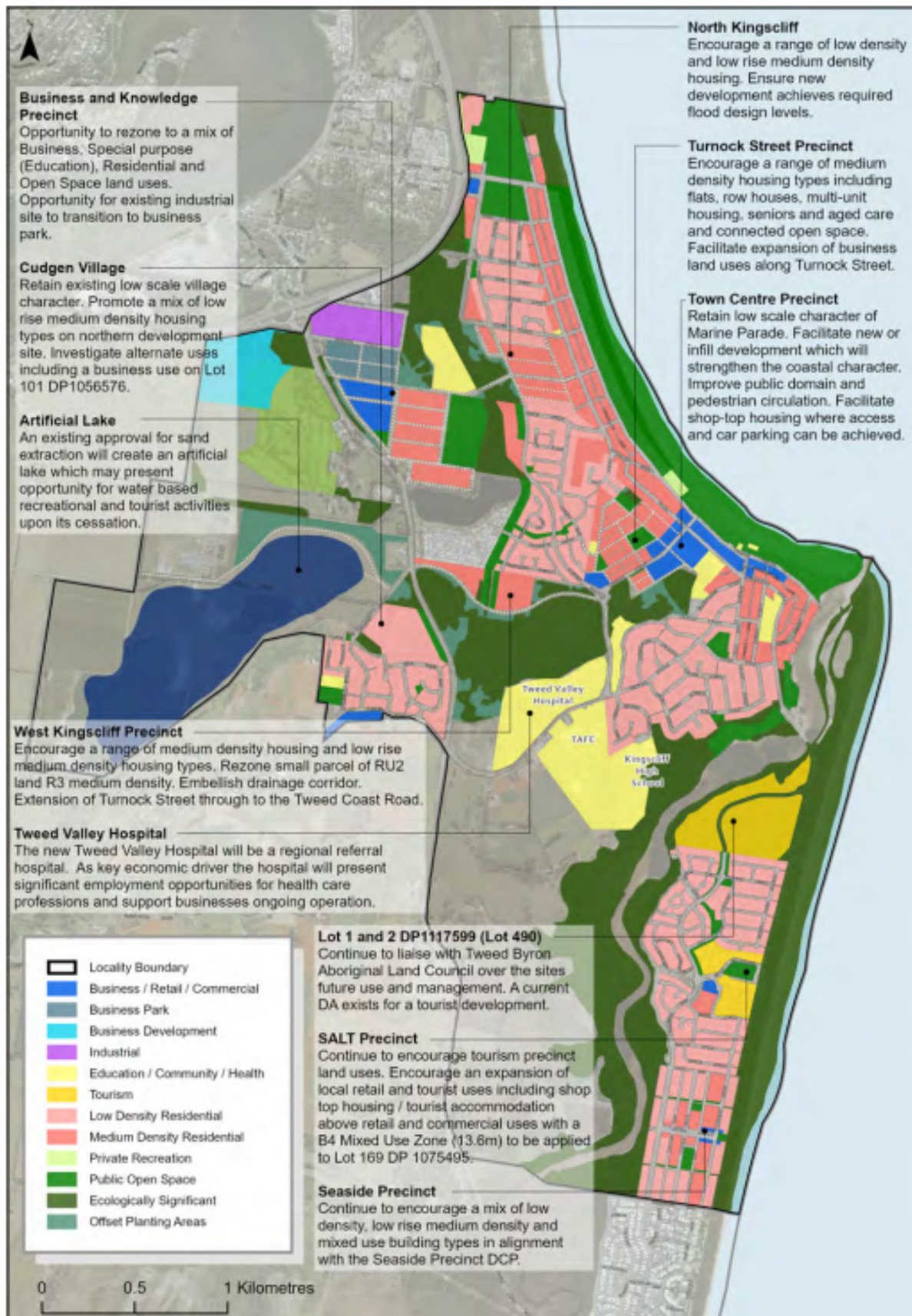


Figure 2 - Indicative Kingscliff Urban Structure Plan





Gales, the major landholder in West Kingscliff, have been in detailed discussions with Council officers for several years about the master planning of their various precincts. Attachment 2 contains their current masterplan. The masterplan was previously considered by Council and the Department of Planning and Environment in 2021, and rejected for various reasons.

Figure 3 provides an extract from this masterplan showing the "Cudgen Precinct" and its relationship to Tweed Coast Road and the Turnock Street Extension. Figure 4 shows the current approved realignment of Altona Road under the sand extraction approval in this precinct, for comparison.



Figure 3 - Gales Master Plan Extract

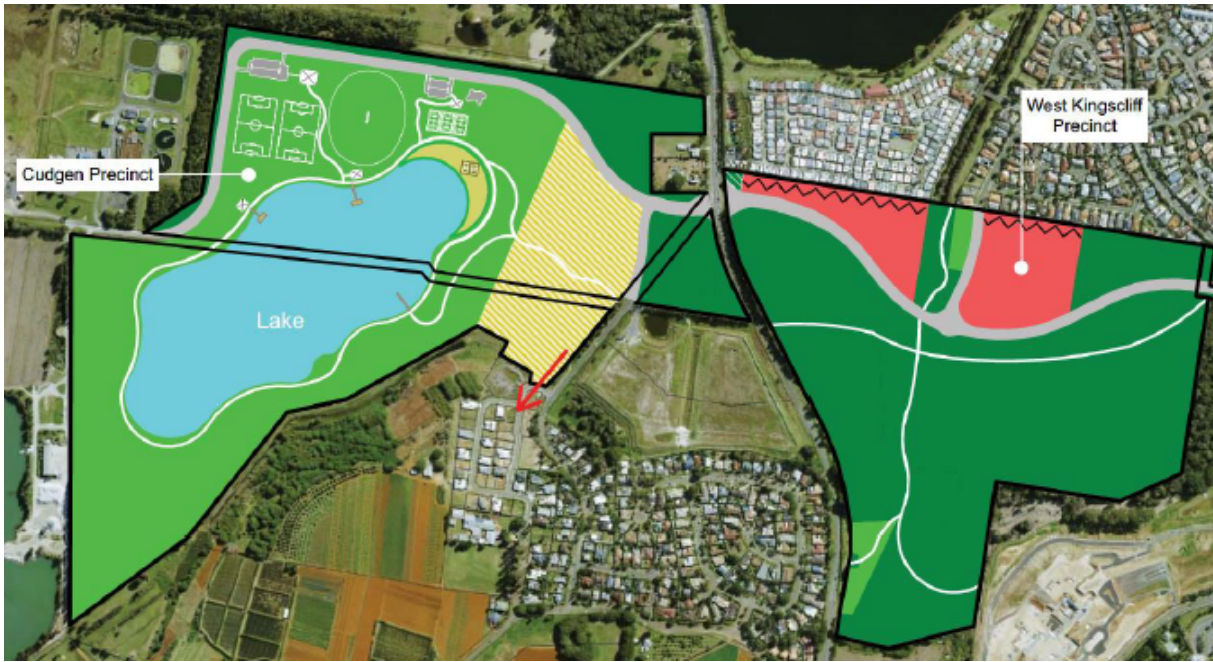
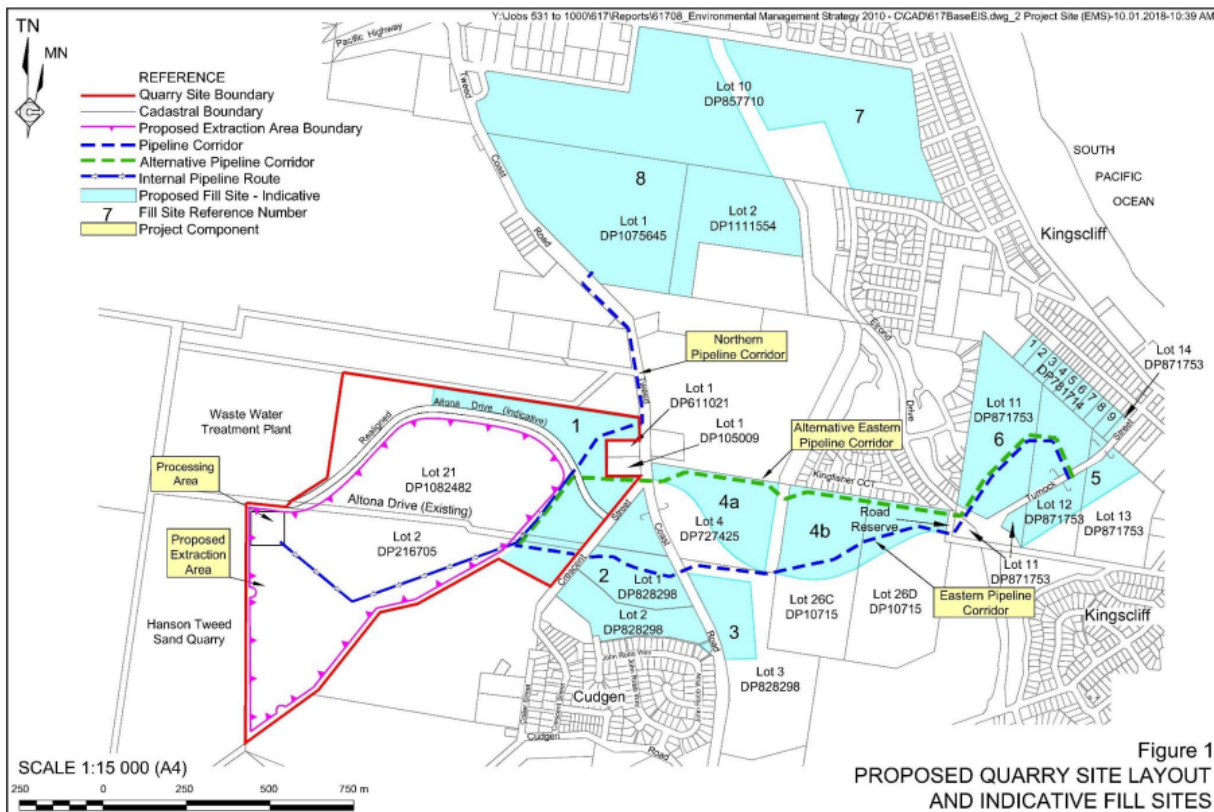
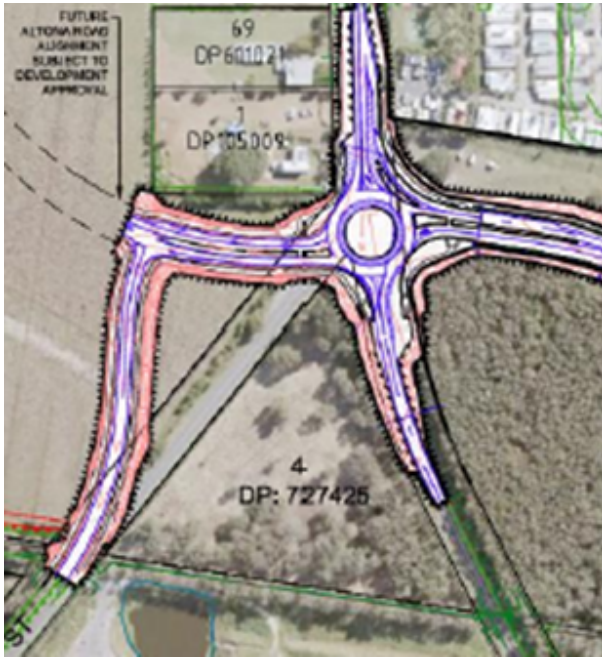


Figure 4 - Approved Realignment of Altona Road (MP05\_0103B-Mod-2)



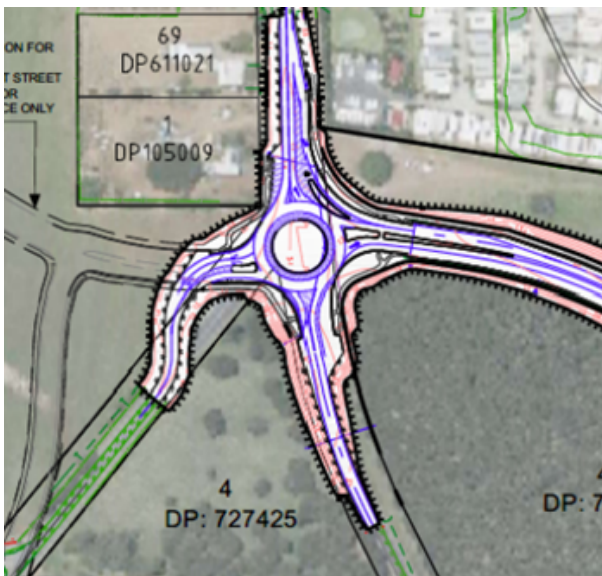
With the current design alignment of Turnock Street Extension intersecting with Tweed Coast Road at a new roundabout at the Crescent Street intersection, Gales wants to realign Altona Road to join into this same roundabout at its eastern end. This is agreed in principle as a sensible road layout. As the new roundabout cannot accommodate legs for both Altona Road and Crescent Street, the Gales proposal reprioritises Crescent Street to join Altona Road at a new T-intersection to the west. Again, this concept is supported by Council staff. Refer Figure 5 below.

Figure 5 - Altona Road and Crescent Street reprioritised intersection



Should the DA for the Cudgen Precinct and the associated road realignments not be approved, the Tweed Coast Road roundabout will intersect with Crescent Street on a slightly modified alignment, as shown in Figure 6. This does not preclude Altona Street joining at a future date, there would just be a degree of sacrificial roadworks involved.

*Figure 6 - Crescent Street intersection without Altona Road realignment*



**OPTIONS:**

This report provides the following options:

**Option 1**

That Council provides Owner's Consent to Gales-Kingscliff for the lodgment of a Development Application for the realignment of Altona Road and Crescent Street within Gales' "Cudgen Precinct" west of Tweed Coast Road as shown in figure 5 of this report.

**Option 2**

That Council refuses Owner's Consent to Gales-Kingscliff for the lodgment of a Development Application for the realignment of Altona Road and Crescent Street.

**Option 1** is the recommendation of this report. While there may be issues raised by Councillors and the community concerning the impact of this development, these can only be properly assessed and determined through the development application process.

**PREVIOUS COUNCIL RESOLUTIONS:**

Nil



## Danny Rose

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**From:** Gavin Johnson <gavin@johnsonpd.com.au>  
**Sent:** Tuesday, 4 April 2023 8:09 AM  
**To:** Danny Rose; Colleen Forbes  
**Cc:** Stephen Segal; Lisa Peled  
**Subject:** Request for Owners Consent - Proposed DA to relocate Altona Road and Crescent Street  
**Attachments:** altona-crescent.pdf; Gales Concept Master Plan 2022.pdf  
**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Dear Danny and Colleen

Further to our meeting held 3 April 2023 where the owners consent for Slink was discussed, please accept this submission requesting owners consent from the Council for a DA that proposes the relocation of Crescent Street and Altona Road. It is requested that this request for owners consent be considered concurrently with the Slink owners consent and that both matters be determined at the same Council meeting. This will allow Councillors to consider the ultimate planned road network in a more holistic way.

As Council is aware Project Approval MP05\_0103B allows for the extraction of sand where the current Altona Road is located. The Project Approval requires Altona Road to be relocated to the north, so that it is outside the approved extraction area. Upon completion of the new road, existing Altona Road will be closed and acquired by Gales. Gales intend to commence a process with Councils property section to formalise an agreement for the closure of the existing road and dedication of the new road.

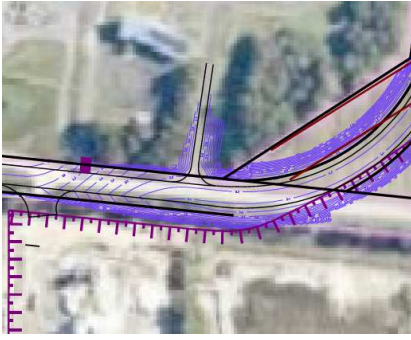
Attached is a plan illustrating the planned alignment of Altona Road between Tweed Coast Road and the Kingscliff WWTP. For completeness, a copy of the Gales Concept Masterplan 2022 is also attached to illustrate the wider road network in the context of planned development. Importantly, at the eastern end, proposed Altona Road aligns with the agreed location of the new intersection with Slink and Tweed Coast Road and resolves the issue of Crescent Street intersecting Tweed Coast Road at an acute angle (which is not suitable for truck movement).

There are 3 locations where the planned road will require works in the Council road reserve. These are:

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3. Where the new road will join the existing Altona Road at its western end as shown in figure 2. Note that depending on the height of the new road works may extend into the Kingscliff WWTP to raise the level of the existing access driveway so that it meets the new road level. Determining the level of the road / required flood immunity will be the subject of discussion with Council engineers during the preparation of the DA. One of the benefits of the new Altona Road is that it will improve access to the WWTP during flood events.



**Figure 1 – Works at the eastern end**



**Figure 2 – Works at the western end**

Please let me know if you require any further information in support of this owners consent request. Thank you

Kind regards

Gavin Johnson  
Johnson Planning and Development  
Ph: 0427 704774  
Email: [gavin@johnsonpd.com.au](mailto:gavin@johnsonpd.com.au)

# Gales Concept Master Plan 2022







**TITLE: Amendments to Car Parking Controls in Tweed Development Control Plan**

**Submitted By:** Roads and Stormwater

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**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Living - We want to be safe at home and in the community**

**Deliver a safe and connected local road and active transport network that can accommodate increased traffic as our shire grows and connects people, places and businesses to each other**

**2.2.1 Roads and Traffic** - To provide and maintain a network of roads and bridges that is safe, efficient and accessible.

**ROLE:**

PROVIDER - Council delivers over 50 different services to the Tweed Community.

---

**EXECUTIVE SUMMARY**

Various sections of the Tweed Development Control Plan (DCP) contain planning controls that relate to the provision of onsite parking. These need to be reviewed periodically as issues arise. The current review was prompted by a Notice of Motion to the 27 October 2022 Council meeting, and subsequent resolution.

This report proposes amendments to three sections of the DCP:

A2 - Site Access and Parking: to address issues with the allocation of residential parking to 2 bedroom units.

B2 - Tweed City Centre: to specify that A2 parking rates apply where B2 is silent, rather than Transport for NSW standards, and extend parking rates to other unit development types.

B21 - Pottsville Locality Based Development Code: to resolve inconsistencies with Development Contributions Plan CP23 - Offsite Parking.

The details of these amendments, and their justification are provided in the body of the report.

It is proposed that these three draft sections of the DCP be publicly exhibited on Council's website in accordance with Environmental Planning and Assessment Regulation 2021. Further report(s) will be provided to Council following the period for public submissions.

**RECOMMENDATION:**

**That:**

1. Council approves the public exhibition of the following sections of the Tweed Development Control Plan, in accordance with Clause 13 of the *Environmental Planning and Assessment Regulation 2021*, for a period of not less than 28 days:
  - a) A2 - Site Access and Parking, draft Version 2.1, as described in this report.
  - b) B2 - Tweed City Centre, draft Version 1.1, as described in this report.
  - c) B21 - Pottsville Locality Based Development Code, draft Version 2.1, as described in this report.
2. Further report(s) be presented to Council following the exhibition period outlining any submissions received and any other matters that may arise during the exhibition period.



## ATTACHMENTS

None

## COUNCIL IMPLICATIONS:

- a. **Legislation/Policy/Existing Strategic Plans**  
Tweed Development Control Plan.
  
- b. **Sustainability:**
  - i. **Financial (Budget/Long Term Financial Plan/Whole of Life Cost):**  
Nil
  
  - ii. **Environmental (including climate change):**  
Nil
  
  - iii. **Social:**  
Adequate car parking provision is important for equitable access, and is frequently a source of concern for community.
  
- c. **Legal Considerations:**  
Not applicable
  
- d. **Risk Considerations:**  
The proposed amendments are not extensive, and are addressing identified anomalies in the development assessment process.
  
- e. **Engagement/Communication:**  
**Consult** - Actively seeking the community's views and exchanging information.  
If approved, the draft documents will be publicly exhibited via the Your Say Tweed website and Tweed Link. No direct consultation sessions are proposed, however individuals may be consulted based on the content of submissions during the exhibition period. The outcome of the exhibition period will be reported back to Council for consideration.

## REPORT:

Car parking is an important development issue for the Tweed. The provision of onsite parking for developments is a requirement of various sections of the Tweed Development Control Plan (DCP). Getting the balance right between the costs of providing car parking spaces to the development, convenience for end users, impacts on public streets and neighbourhood amenity, and incentives for non-car transport options, is often difficult to achieve.

In recent years Council has been required to consider a number of car parking related development decisions, such as strata residential development at Cabarita and Kingscliff. These decisions prompted a Notice of Motion to the October 2022 Council meeting, and a resolution to *"commence the statutory procedures for amending the relevant sections of the Tweed DCP pertaining to carparking for residential development, to provide better clarity and remove any anomalies in regards to carparking rates including visitor parking and two bedroom units."*

This report is provided in response and proposes amendments to three sections to address these and other car parking related inconsistencies or anomalies. If supported, these draft amendments would be publicly exhibited for comment.

## **Section A2 - Site Access and Parking Code**

Onsite car parking rates have remained unchanged in DCP-A2 since 2014. For the "Residential Accommodation" Group of land uses, parking rates for unit developments (including attached dwellings, multi-dwelling housing, residential flat buildings and shop top housing) are as follows:

- 1 resident space per 1 bedroom unit
- 1.5 resident space per 2 bedroom unit
- 2 residential spaces for 3 or more bedroom units
- 1 visitor space per 4 units

Obviously the physical provision of 1.5 space is not achievable. Historically, provided a unit complex provided the total number of spaces required by multiplying the number of 2 bedroom units by 1.5, and then rounding up to the nearest whole number, a development was assessed as complying with this control. The allocation of these spaces in a practical sense to those 2 bedroom units was left to the body corporate to manage within their common property, or for strata managers to assign, presumably with some units being allocated 1 space, and others 2 spaces. Since the last review of the A2 document, planning legislation has changed to require a development application (DA) for strata subdivision. This has complicated the process as in order for Council to approve a strata DA for each 2 bedroom unit, under the current DCP-A2 they would need 2 spaces each (i.e. 1.5 space each rounded up). If the complex has already been constructed under the previous averaging approach, this will result in an under-supply of residential parking spaces and non-compliance with the DCP.

One option to overcome this is to increase the parking rate for all 2 bedroom units to require 2 spaces, as per 3 or more bedroom units. This is considered to be contrary to strategies aimed at providing diversity of housing, affordable housing, and discouraging multiple car ownership. Developers would pass on the costs of constructing the additional parking spaces to the unit purchasers, and there would be limited incentive to provide 2 bedroom options without the current parking concession.

It is therefore recommended that a new note be inserted into DCP-A2 at the bottom of Table 2a - Access & Parking Generation - Residential Accommodation Group as follows:

**Note: Strata subdivision of 2 bedroom units and allocated parking spaces within the A1 Attached dwellings; A9 Multi dwelling housing; A12 Residential flat buildings and A17 Shop top housing development types is permissible with either 1 or 2 residential parking spaces allocated, provided the average number of spaces allocated to 2 bedroom units across the whole residential portion of the development meets or exceeds 1.5 spaces.**

## **Section B2 - Tweed City Centre**

The Tweed City Centre Plan was developed by the NSW Department of Planning and Council to complement the Tweed City Centre Local Environmental Plan 2012. Section 5 Access, Parking and Servicing applies specific parking rates, contained in Table 5.1 (reproduced below) to mapped DCP and Commercial Core Parking Areas in Tweed Heads and Tweed Heads South (Figures 5-1 and 5-2).

**TABLE 5-1: PARKING RATES**

USE	CARS	BICYCLES	MOTORBIKES
<b>Commercial</b>			
General office development	1 space per 70m <sup>2</sup> in the areas shown in Figures 5-1 and 5-2; 1 space per 40m <sup>2</sup> elsewhere	1 space per 100m <sup>2</sup> GFA per employee;	1 space per 25 employees
<b>Educational establishments</b>			
Schools and tertiary colleges	1 space per employee of classroom; 1 space per 10 students over 17 years	0.5 spaces per student	1 space per 25 car spaces
<b>Health, medical and aged care</b>			
Health consulting rooms	1 space per 35m <sup>2</sup> ; 1 space per employee	2 spaces per consulting room	1 motorbike space per 25 car spaces
Hospital	1 space per 2 bedrooms	1 space per bed	1 motorbike space per 25 car spaces
Nursing home	1 space per 4 beds	1 space per 5 beds	1 motorbike space per 25 car spaces
<b>Recreational, tourist and entertainment</b>			
Clubs, lounges and bars	1 space per 5m <sup>2</sup>	1 space per 5 car parking spaces	1 motorbike space per 25 car spaces
Motel and hotels	1 space per hotel room 1 space per 4 employees	1 space per 4 car parking spaces	1 motorbike space per 25 car spaces
Recreation facility	1 space per 5m <sup>2</sup> or 1 space per 4 seats (whichever is greater)		1 motorbike space per 25 car spaces
<b>Retail</b>			
Supermarkets, department stores or retail complexes	1 space per 25m <sup>2</sup>	2 spaces per 100m <sup>2</sup> up to 100m <sup>2</sup> and 1 space per 200m <sup>2</sup> thereafter	1 motorbike space per 25 car spaces
Showrooms, wholesale and bulky good stores	2 spaces per 100m <sup>2</sup>	0.5 spaces per staff member	1 motorbike space per 25 car spaces
Other retail	1 space per 40m <sup>2</sup> in the areas shown in Figures 5-1 and 5-2 and 1 space per 25m <sup>2</sup> elsewhere	2 spaces per 100m <sup>2</sup> up to 100m <sup>2</sup> and 1 space per 200m <sup>2</sup> thereafter	1 motorbike space per 25 car spaces
<b>Residential</b>			
Attached dwellings	1 space per 1 and 2 bedroom dwelling; 1.5 spaces per 3 bedroom dwelling; 1 space per 10 dwellings (visitors in multi unit developments)	2 spaces per dwelling	1 motorbike space per 25 car spaces
Detached dwellings	Minimum rates: 1 covered space per dwelling		
<b>Other development</b>			
Generally in accordance with RTA guidelines and Section A2 of the Tweed Shire Development, whichever is the lesser.			

# 5.0 Access, parking and servicing

FIGURE 5-1: COMMERCIAL CORE PARKING AREA – NORTH

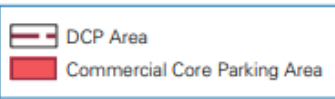
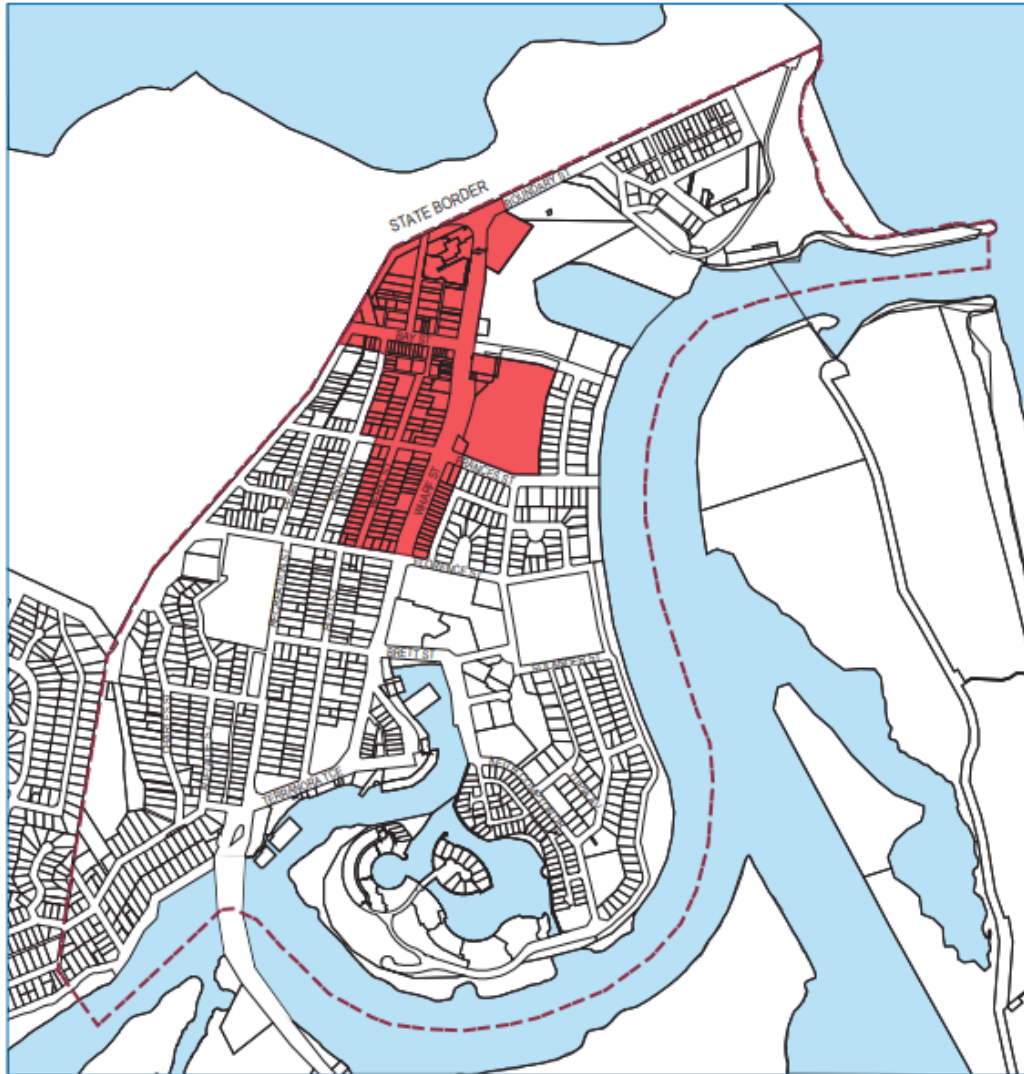


FIGURE 5-2: COMMERCIAL CORE PARKING AREA – SOUTH

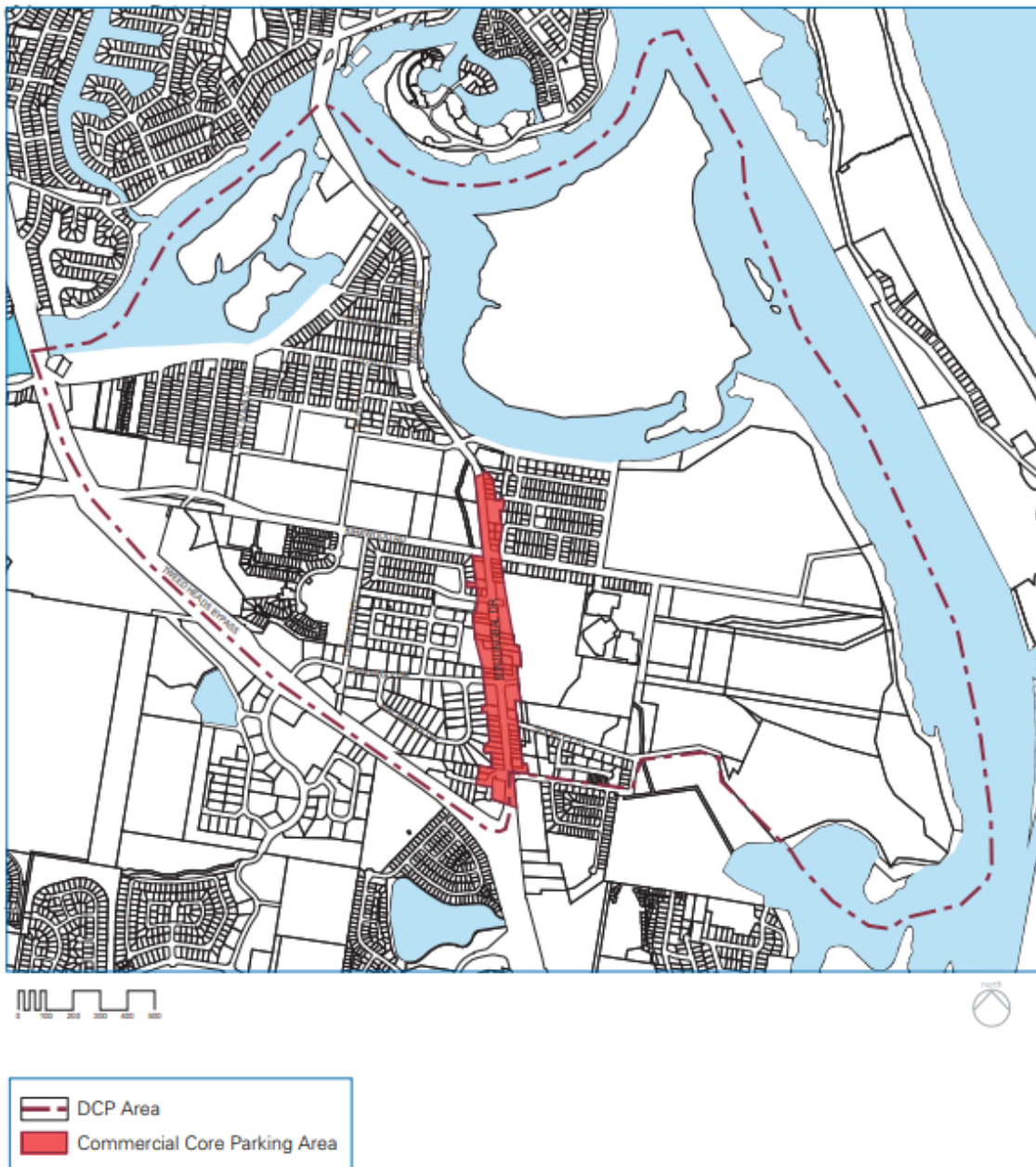


Table 5-1 does not have a comprehensive list of land uses and parking rates. For example, the only form of unit development that it specifies is "Attached dwellings". Previously this was applied by officers to apply to all unit type developments, as appears to have been the intent of the Department when it was drafted. However, as the TLEP specifically defines "Attached dwellings", this was an incorrect application of the controls. Because of this, all other forms of residential units (as discussed above in A2) defers to "Other development", which requires that parking shall be provided "generally in accordance with RTA guidelines and Section A2 of the Tweed Shire Development (Control Plan), whichever is the lesser".

The "RTA guidelines" refer to the now Transport for NSW's "Guide to Traffic Generating Development" (Version 2.2 October 2002). Section 5.4 provides parking rates for residential unit development as follows:

Medium density residential flat buildings (2-19 dwellings):

- 1 resident space per 1 bedroom unit
- 1.2 resident space per 2 bedroom unit
- 1.5 resident space per 3 or more bedroom unit
- 1 visitor space per 5 units

High density residential flat buildings (20 or more dwellings) - Metropolitan Sub-Regional Centre:



- 0.6 resident space per 1 bedroom unit
- 0.9 resident space per 2 bedroom unit
- 1.4 resident space per 3 or more bedroom unit
- 1 visitor space per 5 units

In the Tweed Shire context, the parking rates for residential units set out in the RTA Guideline are considered inadequate and not in line with general community sentiment about the provision of adequate onsite parking in large residential developments. Tweed City Centre is yet to achieve a frequent high volume public transport service that can feasibly replace the need for private vehicles. The State Government's Multi Modal Corridor Study (yet to be finalised or released) contemplate options such as extension of light rail from the Gold Coast in the future, however this is likely to be at least a decade away. Cross-border ticketing and seamless bus services into the Gold Coast have not yet been achieved.

While the residential parking rates for Attached Housing in Table 5-1 of DCP-B2 are less than those in DCP-A2, these may be retained in order to provide incentives for higher density, more affordable housing options in Tweed City Centre, as envisaged by DCP-B2. However, the visitor parking rate of 1 per 10 units should be increased to 1 per 5 units, adopting the RTA guideline rates. Table 5-1 should also apply the unit parking rates to other forms of development being multi dwelling housing, residential flat buildings and shop top housing. The issue with strata allocation of parking spaces that applied to 2 bedroom units in DCP-A2, should also apply to 3 bedroom units in DCP-B2 given they are similarly required to provide 1.5 spaces per unit.

The following amendments to DCP-B2, Table 5-1: Parking Rates are therefore recommended:

**TABLE 5-1: PARKING RATES**

USE	CARS	BICYCLES	MOTORBIKES
<b>Commercial</b>			
General office development	1 space per 70m <sup>2</sup> in the areas shown in Figures 5-1 and 5-2; 1 space per 40m <sup>2</sup> elsewhere	1 space per 100m <sup>2</sup> GFA per employee;	1 space per 25 employees
<b>Educational establishments</b>			
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<b>Health, medical and aged care</b>			
Health consulting rooms	1 space per 35m <sup>2</sup> ; 1 space per employee	2 spaces per consulting room	1 motorbike space per 25 car spaces
Hospital	1 space per 2 bedrooms	1 space per bed	1 motorbike space per 25 car spaces
Nursing home	1 space per 4 beds	1 space per 5 beds	1 motorbike space per 25 car spaces
<b>Recreational, tourist and entertainment</b>			
Clubs, lounges and bars	1 space per 5m <sup>2</sup>	1 space per 5 car parking spaces	1 motorbike space per 25 car spaces
Motel and hotels	1 space per hotel room 1 space per 4 employees	1 space per 4 car parking spaces	1 motorbike space per 25 car spaces
Recreation facility	1 space per 5m <sup>2</sup> or 1 space per 4 seats (whichever is greater)		1 motorbike space per 25 car spaces
<b>Retail</b>			
Supermarkets, department stores or retail complexes	1 space per 25m <sup>2</sup>	2 spaces per 100m <sup>2</sup> up to 100m <sup>2</sup> and 1 space per 200m <sup>2</sup> thereafter	1 motorbike space per 25 car spaces
Showrooms, wholesale and bulky good stores	2 spaces per 100m <sup>2</sup>	0.5 spaces per staff member	1 motorbike space per 25 car spaces
Other retail	1 space per 40m <sup>2</sup> in the areas shown in Figures 5-1 and 5-2 and 1 space per 25m <sup>2</sup> elsewhere	2 spaces per 100m <sup>2</sup> up to 100m <sup>2</sup> and 1 space per 200m <sup>2</sup> thereafter	1 motorbike space per 25 car spaces
<b>Residential</b>			
Attached dwellings <u>Multi dwelling housing</u> <u>Residential flat buildings</u> <u>Shop top housing</u>	1 space per <u>1 and 2 bedroom</u> dwelling; 1.5 spaces per <u>3 bedroom</u> dwelling; 1 space per <u>4-5</u> dwellings (visitors in <u>multi unit</u> developments)	2 spaces per dwelling	1 motorbike space per 25 car spaces
Detached dwellings	Minimum rates: 1 covered space per dwelling		
<b>Other development</b>			

Generally in accordance with ~~RTA guidelines and~~ Section A2 of the Tweed Shire Development ~~Control Plan, whichever is the less~~

**Note: Strata subdivision of 3 bedroom units and allocated parking spaces within the Attached dwellings, Multi dwelling housing; Residential flat buildings and Shop top housing development types is permissible with either 1 or 2 residential parking spaces allocated, provided the average number of spaces allocated to 3 bedroom units across the whole residential portion of the development meets or exceeds 1.5 spaces.**

### **Section B21 - Pottsville Locality Based Development Code**

At the 20 April 2023 Council meeting, Council adopted amendments to Development Contributions Plan CP23 - Offsite Parking. During the exhibition period, a public submission was received that highlighted inconsistencies between CP23 and DCP-B21 in the Pottsville CBD.

In DCP-B21, Design Control 11 refers to Car Parking. It varies the requirements for onsite parking under

A2 for:

- Shop and retail group (Table 4.9C).
- Refreshment room and restaurant in the recreation, dining and entertainment group (Table 4.9D).
- Development in the commercial, office group (Table 4.9G).
- Development in the health, consulting group (Table 4.9H).

Design Control 11 applies the following parking discounts to the mapped area of the Pottsville CBD (Figure 4.35):

#### *Car Parking Controls*

- Car parking provision for building categories listed in this section (referred above) are reduced by 50% for development less than 1,000m<sup>2</sup> GFA, or 30% for development more than 1,000m<sup>2</sup> GFA, of the abovementioned land uses.
- Of the minimum number of car spaces required, post any concessions granted, 50% of those spaces are to be provided on-site, whilst the remaining number of spaces are to be provided via a monetary contribution within Section 94 Plan No. 23 – Off Site Parking Spaces .

This is Council's preferred option, however it is acknowledged that this requirement may not be achievable in all circumstances. Council is therefore open to considering alternate design solutions.

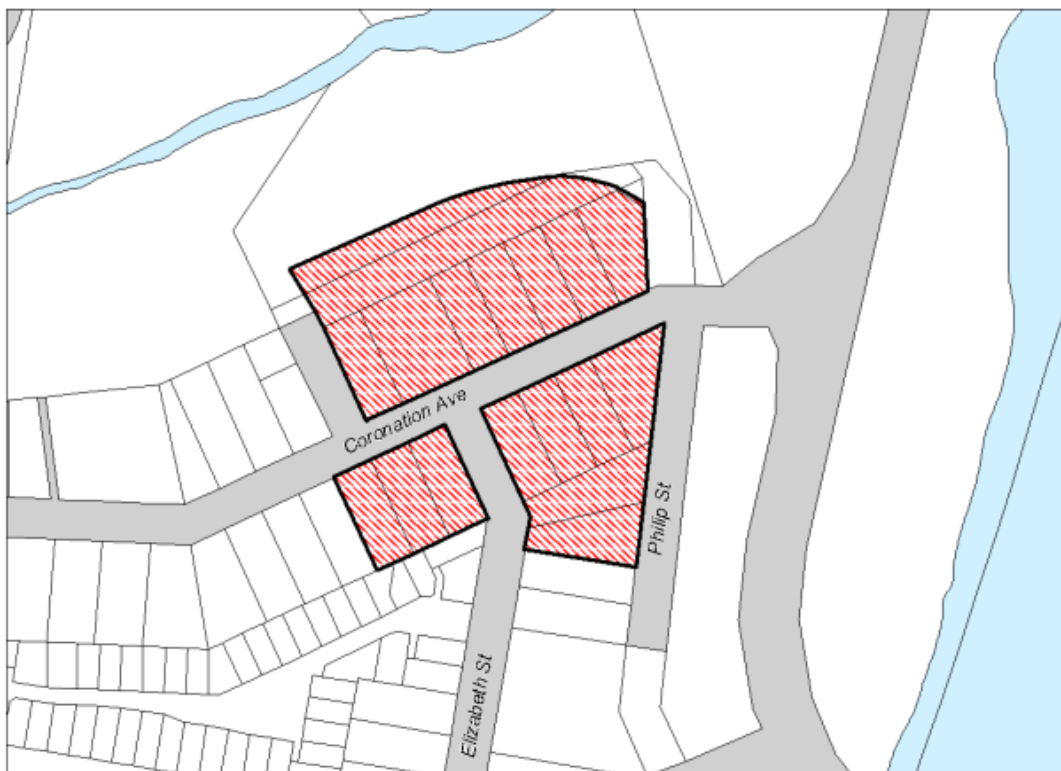
- Council or the applicant may request the creation of a Voluntary Planning Agreement to provide the off-site car parking spaces as opposed to a Section 94 Contribution.
- Service and access facilities (e.g driveways) are to occupy no more than 50% of an individual properties frontage to the rear lane.
- Amalgamated rear access handle lanes are encouraged where they can service more than one development site.



**Figure 4.35 Carparking**  
Map of Extents

The submission highlighted that in order for Control 11b to be enacted lawfully, CP23 is required to have the same contributions area as shown in red in Figure 4.35. CP23 has a smaller contribution area based on the existing commercial footprint of Pottsville:

**Figure 1E Sector 5 – Pottsville**



Further, DCP-B21 nominates 9 "pocket car parks" in Figure 4.12 for which the 50% development contributions required under Condition 11b would be collected.



**Figure 4.12 Pocket Carparks**



DCP-B21 was adopted in 2010 and had a number of commendable objectives for integrated public parking to encourage the best land use outcomes in the CBD. These parking incentives have had limited uptake and have not seen the expansion of commercial development across the zoned town centre that was intended. During this period many of the nominated pocket parks have been developed or changed land use:

- Site A and B - developed as part of Berkely Lane extension, following land purchase from Crown Lands
- Site D - requires redevelopment of adjoining residential land
- Site E and F - redeveloped as Pottsville Community Centre, including on-street parking in Elizabeth Street
- Site G - parking has been maximised on Coronation Drive under parallel space configuration
- Site H - redeveloped with Ambrose Brown Park
- Site I - redeveloped with Holiday Park

CP23 does not identify a site for public carparking in Pottsville, and only identifies a potential demand for 28 spaces by 2043 (a rate of 0.5 spaces per year). This may be able to be accommodated in Site C, which is adjacent to the market site and is central to the village.

Given limited demand and lack of available sites for further expansion of parking facilities in Pottsville CBD beyond what is envisaged in CP23, it is therefore proposed to scale back the parking concessions in DCP-B21.

The following amendments to DCP-B21 are therefore recommended:

- Retain the 30-50% parking concession (Control 11a) for the core CBD area, but reduce the footprint to match the CP23 boundary.
- Control 11b and 11c to be deleted.
- Figure 4.12 to be deleted.

## **OPTIONS:**

### **Option 1**

That:

1. Council approves the public exhibition of the following sections of the Tweed Development Control Plan, in accordance with Clause 13 of the Environmental Planning and Assessment Regulation 2021, for a period of not less than 28 days:
  - a) A2 - Site Access and Parking, draft Version 2.1, as described in this report.
  - b) B2 - Tweed City Centre, draft Version 1.1, as described in this report.
  - c) B21 - Pottsville Locality Based Development Code, draft Version 2.1, as described in this report.
2. Further report(s) be presented to Council following the exhibition period outlining any submissions received and any other matters that may arise during the exhibition period.

### **Option 2**

That Council places one or more of the draft documents on public exhibition, with alternative amendments to those described in this report.

### **Option 3**

That Council defers the item and requests a workshop.

**Option 1** is the recommendation of this report, and is consistent with the previous resolution of 27 October 2022.

## **PREVIOUS COUNCIL RESOLUTIONS:**

### **Council Meeting - 27 October 2022**

TITLE: NOM - Cr Cherry - Review of Carparking Requirements for residential developments

MEETING RESOLUTION

**RESOLVED** that:

1. *The General Manager or delegate commence the statutory procedures for amending the relevant sections of the Tweed DCP pertaining to carparking for residential development, to provide better clarity and remove any anomalies in regards to carparking rates including visitor parking and two bedroom units.*
2. *Council, in the interim period prior to amendments to the Tweed DCP, and also post amendments to the Tweed DCP support the imposition of conditions of consent for development applications under assessment, and future development applications, that differentiate the allocation of car parking spaces on a dwelling basis in accordance with Council's DCP, where subdivision is proposed or intended for the car park.*
3. *The General Manager or delegate cease the practice of providing draft conditions of consent to development applicants prior to the report being reviewed and finalised for determination.*

**TITLE: Dam Safety Management System - Internal Review for 2022**

**Submitted By:** Water and Wastewater - Business and Assets

---

**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Living - We want to be safe at home and in the community**

**Provide safe, sustainable and affordable water supply and wastewater services as the foundations of a healthy community**

2.1.1 Water Supply - To provide secure, high quality and reliable drinking water which meets health and environmental requirements.

**ROLE:**

PROVIDER - Council delivers over 50 different services to the Tweed Community.

---

**EXECUTIVE SUMMARY**

The *Dam Safety Regulation 2019* requires Council to establish and maintain a Dam Safety Management System (DSMS) that is based on AS ISO 55001:2014 requirements. This report and its attachment satisfies Council's requirement under section 9.3 of AS ISO 55001:2014 for a top management review process that ensures the continued suitability, adequacy and effectiveness of Council's DSMS. Top management at Council concerning the DSMS consists of the Councillors, the General Manager and the Director Engineering.

The attached report provides a summary of DSMS items and activities in the 2022 calendar year reporting period.

**RECOMMENDATION:**

That the Dam Safety Management System - Internal Review for 2022 be received.

**ATTACHMENTS**

1. Internal DSMS Review 2022

**COUNCIL IMPLICATIONS:**

- a. Legislation/Policy/Existing Strategic Plans**  
Dam Safety Act 2015  
Dam Safety Regulation 2019
- b. Sustainability:**
  - i. Financial (Budget/Long Term Financial Plan/Whole of Life Cost):**  
Nil
  - ii. Environmental (including climate change):**  
Nil
  - iii. Social:**

Nil

**c. Legal Considerations:**

Not Applicable.

**d. Risk Considerations:**

Risk to dam safety

**e. Engagement/Communication:**

**Inform** - Assisting the community to learn about Council services and programs.

**REPORT:**

The attached Internal Dam Safety Management System Review 2022 report provides a summary of the following topics that are relevant to the reportable period:

- Status of actions from previous management reviews
- Changes to external and internal issues relevant to the DSMS
- Information on the DSMS performance:
  - Non-conformities and corrective actions
  - DSMS audit results
- Asset management activities:
  - Intermediate / Comprehensive inspection summary
  - EPOCH survey summary
  - DSEP exercise report summary
  - Any current projects or reviews
  - Major maintenance or renewal activities
  - Events or incidents
  - Any contracts or tenders
- Opportunities for continuous improvement
- Changes in the profiles of risk and opportunities
- Budget status and funding forecast
- Resources constraints
- Safety Standards Report submitted to DSNSW in March

**OPTIONS:**

**Option 1**

That the Dam Safety Management System - Internal Review for 2022 be received.

**Option 2**

That Council takes some other form of action in regard to this report.

**PREVIOUS COUNCIL RESOLUTIONS:**

**Council Meeting - 17 February 2022**

**RESOLVED** that Council:

1. Adopts Dams Safety Management Policy v1.0.
2. ATTACHMENT 2 is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:
  - (a) personnel matters concerning particular individuals (other than councillors)





# Internal Dam Safety Management System Review 2022

Clarrie Hall Dam

Version 1.0

1<sup>st</sup> May 2023

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# 1 Background

## 1.1 Purpose

The purpose of this report is to meet requirements of AS ISO 55001:2014 by demonstrating that Council has established and maintains a top management review process to ensure continuing suitability, adequacy and effectiveness of Council's Dam Safety Management System (DSMS). Top management at Council concerning the DSMS consists of the Councillors, the General Manager and the Director Engineering.

The report is compiled by the Engineer Asset Management and reviewed by the Manager W&WW Business and Assets and the Manager W&WW Operations. The report will cover items relevant to the calendar year reporting period.

### AS ISO 55001:2014 requirements

#### 9.3 Management review

Top management shall review the organization's asset management system, at planned intervals, to ensure its continuing suitability, adequacy and effectiveness.

The management review shall include consideration of:

- a) the status of actions from previous management reviews;
- b) changes in external and internal issues that are relevant to the asset management system;

- c) information on the asset management performance, including trends in:

- nonconformities and corrective actions;
- monitoring and measurement results;
- audit results;

- d) asset management activity;
- e) opportunities for continual improvement;
- f) changes in the profile of risks and opportunities.

The outputs of the management review shall include decisions related to continual improvement opportunities and any need for changes (see [8.2](#)) to the asset management system.

The organization shall retain documented information as evidence of the results of management reviews.

## 1.2 Regulatory Requirements for a Dam Safety Management System

The safety of dams in NSW is regulated by Dams Safety NSW, the NSW Government statutory authority under the Dam Safety Act 2015 (the Act) and the Dam Safety Regulation 2019 (the Regulation). The Regulation requires Council to establish and maintain a Dam Safety Management System (DSMS) that meets the AS ISO 55001:2014 requirements as the owner of Clarrie Hall Dam.

The effectiveness of a DSMS requires an owner to commit adequate funding, time and skilled human resources to the program and to have those responsible for the program reporting directly to top management.

## 2 Report

### 2.1 Status of actions from previous Reports

There are no outstanding actions or recommendations from Top Management.

### 2.2 Changes to external and internal issues relevant to the DSMS

The Regulation came into full effect on 1st November 2021. There was an amendment to the Regulation on the 3<sup>rd</sup> of April 2022 that came into force on 1<sup>st</sup> of July 2022.

The subsequent amendment meant that from 1<sup>st</sup> of July 2022 Council must:

- ensure that a competent person signs off risk rating calculations
- provide the details of a contact person to Dams Safety NSW
- nominate an individual responsible for ensuring compliance with the dam safety management system
- engage an independent competent person to review risk rating calculations
- maintain a panel of at least 2 competent persons to:
  - undertake safety reviews
  - independently review safety reviews
  - independently review work involving dam designs.

The amendments also allow Dams Safety NSW to better administer the Dams Safety Act more effectively by:

- correcting an error that omitted 'environment' as one of the safety goals for the design of the dam safety management system
- clarifying that the safety threshold value for dams undergoing major modification applies to augmentations only
- clarifying minor details in the Dams Safety Regulation 2019 and methodologies.

There was a further amendment to the Regulation on the 1st of July 2022 for very minor formatting that didn't result in any change in requirements for Council.

### 2.3 Information on the DSMS performance

#### 2.3.1 DSMS Audits

Council was audited by Dams Safety NSW on the 18<sup>th</sup> of May 2022 and issued an Audit Report on the 30<sup>th</sup> of August 2022. The audit scope was to ascertain compliance with the Regulation and associated Act with a key focus on operations, maintenance, emergency preparedness and records management. In addition, system elements required by an Asset Management System to be compliant with Asset Management Standard AS ISO 55001:2014 were also assessed.

The audit resulted in six (6) non-compliances, eleven (11) recommendations and fourteen (14) notes. Council provided a response within the required 3-month period which



addressed the six (6) non-compliances as well as ten (10) recommendations and ten (10) notes. The remaining recommendation and four (4) notes are being considered by Council.

Council's full response to the Dams Safety NSW audit is attached in Appendix 2.

### **2.3.2 Nonconformities and Corrective Actions**

As stated in Section 2.3.1 the Dams Safety NSW audit resulted in six (6) non-compliances. There were no other nonconformities in the 2022 reporting period. Refer to Appendix 2 for details of the nonconformities and their respective corrective actions.

### **2.3.3 DSMS Meetings**

In 2022 there were six (6) DSMS meetings held and an additional five (5) meetings to coordinate Council's response to the Dams Safety NSW audit report.

## **2.4 Asset Management Activities**

### **2.4.1 2022 Intermediate Inspection**

The Annual Surveillance Inspection of Clarrie Hall Dam, carried out on the 28<sup>th</sup> of November 2022, indicated that the dam remains in a satisfactory condition. All recommendations made in the report are in progress or have been closed out.

### **2.4.2 DSEP Exercise Summaries**

The Regulation clause 22 (1) requires emergency exercises to be undertaken by staff who are involved in the operation of the dam at least once every 3 years. Since Clarrie Hall Dam is a high consequence dam, the Regulation clause 22 (3) also requires a practical emergency exercise to be undertaken at least once every five years.

The last three-yearly emergency exercise was performed on 10<sup>th</sup> of November 2021.

Last five-yearly exercise was on 28<sup>th</sup> of February 2022, when the DSEP was activated during the February 2022 flood event.

### **2.4.3 Dam Safety Review**

The Regulation requires that a Safety Review and a Consequence Category Assessment be undertaken at least once every fifteen years. A safety review of Clarrie Hall Dam has not been completed to date. Previous legislation did not specify a maximum duration between reviews and other criteria for undertaking a safety review were not met.

A safety review assesses the safety of the dam, and comprises, where relevant, a detailed study of structural, hydraulic, hydrologic and geotechnical design aspects and of the records and reports from risk reports and surveillance activities. The assessment is similar in extent to that undertaken when designing the dam and considers a similar level of design input as for a new dam design.

To comply with the new Regulation, Council has awarded a contract to GHD for undertaking a dam Safety Review which includes updating the consequence category and risk assessment reports. The review was planned to be completed by the end of 2022 but with delays it is now due to be completed in September 2023. The consultancy costs, including

the Independent Peer Review Panel consisting of three expert members which are required by the Regulation, are currently forecasted to cost \$796,555.

The Safety Review has been broken into the following stages:

1. Review of information and scoping of investigations **COMPLETED**
2. Studies and investigations
  - a. Spillway Computational Fluid Dynamics (CFD) Study **COMPLETED**
  - b. Geological Studies **DRAFT**
  - c. Embankment Assessments **ONGOING, due May 2023**
  - d. Parapet Wall Stability Assessments **DRAFT**
  - e. Spillway Structural Assessments **ONGOING, due May 2023**
  - f. Outlet Structural Assessments **ONGOING, due June 2023**
3. Consequence Category Assessment and Dambreak Study **ONGOING, due June 2023**
4. Risk Assessment **ONGOING, due July 2023**
5. Safety Review Report **due September 2023**

#### **2.4.4 Surveillance Activities**

Dam operators now complete their routine surveillance recording using tablets with in-house developed surveys utilising ESRI software to collect and store surveillance data in an electronic database for their routine surveillance checklist. A web-based dashboard is in development to display the surveillance data for ease of internal monitoring and review.

Surveillance data has been analysed and reported on by Council's engaged Dam Safety Engineer as part of their contract. Based on the evaluation of the monitoring data, the performance of Clarrie Hall Dam is considered to be satisfactory at this point in time.

#### **2.4.5 Major Maintenance or Renewal Activities**

There are no items to report on in this reporting period.

#### **2.4.6 Events or Incidents**

##### *Flood event on the 28<sup>th</sup> of February 2022*

The recorded rainfall in the Clarrie Hall Dam Catchment between the 24<sup>th</sup> of February and the 1<sup>st</sup> of March 2022 was 1,131mm which included the highest recorded daily rainfall on record of 460mm on the 28<sup>th</sup> of February 2022. This resulted in the reservoir reaching its highest recorded reservoir level of 66.84mAHD (5,340mm above the spillway crest level) on the 28<sup>th</sup> of February 2022; refer to Figure 1 for event hydrograph. The maximum spillway discharge during the event was 636m<sup>3</sup>/s and between 26<sup>th</sup> February and 2<sup>nd</sup> March a total of 68,718ML (4.58 times the capacity of reservoir) passed through the spillway. Figure 2, taken from the Spillway CFD Study (GHD, 2023), provides an indication of spillway during the peak of the event.

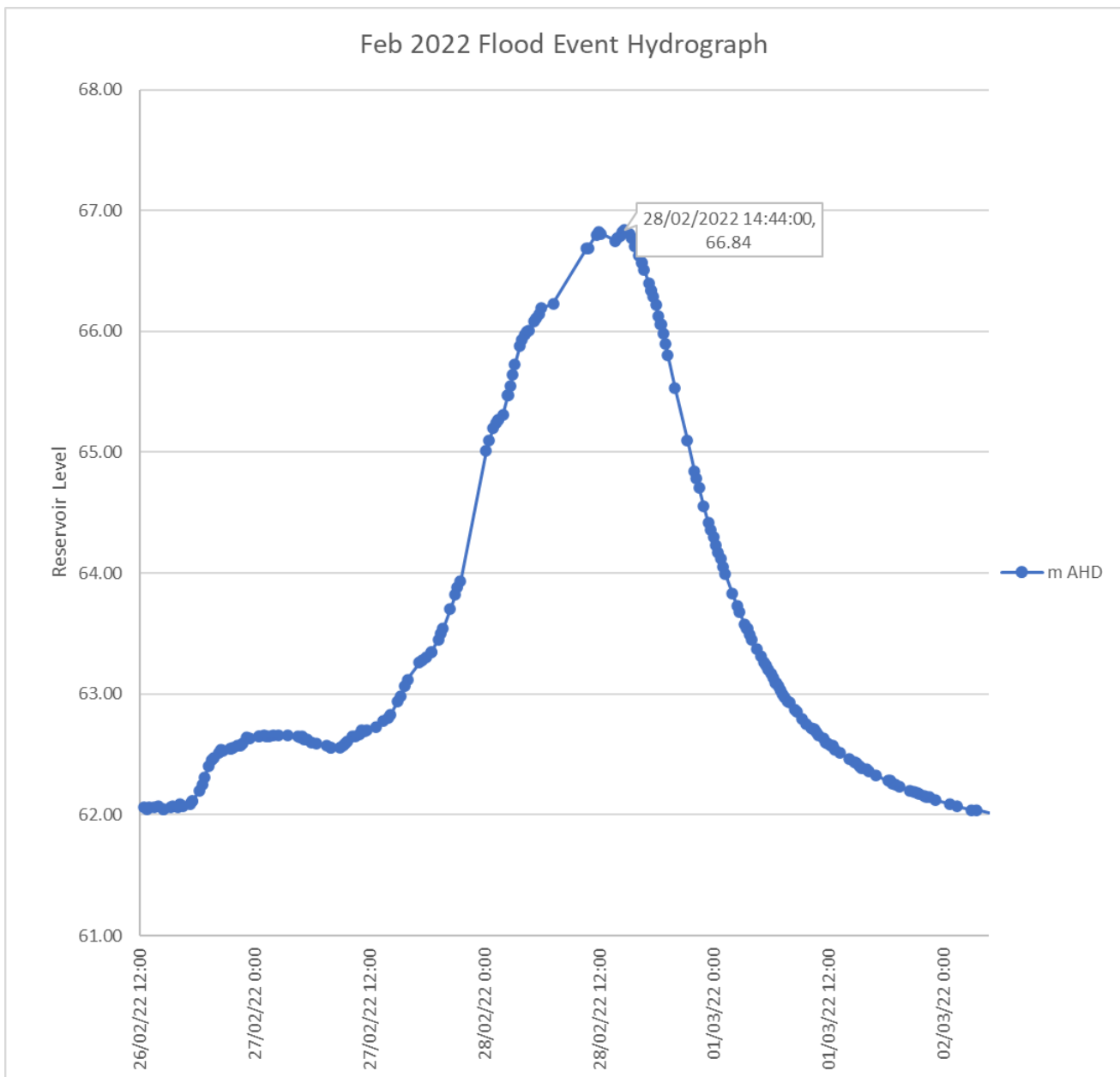


Figure 1 February 2022 Flood Event Hydrograph

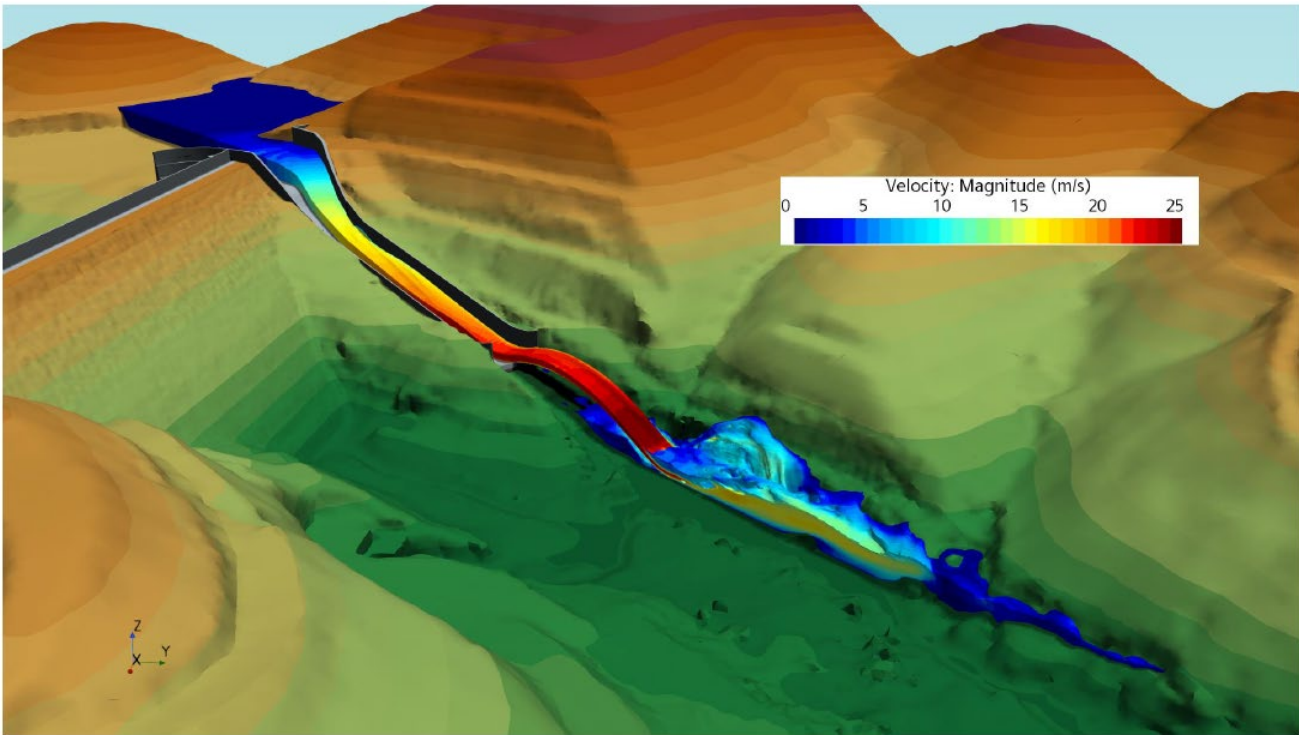


Figure 3.28 Long-section velocity | Sim 03 – 469 m<sup>3</sup>/s – HWL: 65.75 mAHD

Figure 2 Spillway CFD Simulation at Reservoir level 65.75mAHD

Dam safety engineer inspection, EPOCH survey and surveillance data since the event all indicate that the structures remain in good condition. The biggest impact has been the poor water quality in the reservoir caused by the upstream erosion which is still affecting reservoir operation.

The downstream erosion, refer to Figure 3 and Figure 4, caused by the spillway discharge produced short term impacts to routine surveillance until the tailwater was cleared. As seen in Figure 2, the horizontal distance from the spillway flip bucket to where the jet impacts the downstream creek bed is approximately 40-50m. So whilst the downstream erosion was substantial it does not pose a safety risk to the dam.



Figure 3 Spillway Erosion Pre and Post Feb 2022 Flood Event





Figure 4 Spillway Erosion Pre and Post Feb 2022 Flood Event

#### 2.4.7 Notification of Significant Changes to Dam

Council is in the process to undertaking an Environmental Impact Statement for a proposed raising of the dam. Council is not required to formally notify Dam Safety NSW until such time that a Council resolution is passed to commence detailed design.

There are no other significant changes planned for Clarrie Hall Dam.

#### 2.4.8 Dam Consultant Contract

Beca HunterH2O is contracted (RFO2021106 commenced 11/1/2022) to provide dam consultancy services until 2027. The contract covers the annual inspections, quarterly surveillance data reviews, assistance with DSEP training exercises and ongoing general and emergency advice.

### 2.5 Continuous Improvement

The table below contains the key improvement items that are currently listed in the Actions and Recommendations Register.

Item	Description	Responsible Officer	Target Completion
17.7	O&M Plan – Convert Dam Operators' maintenance tasks listed in the O&M Plan to MEX PM's then reference and remove duplication in O&M Plan.	Engineer Asset Management	May 2023
17.9	Development of a formal Change Management Protocol in accordance with Council's current corporate project	Engineer Asset Management & Engineer Water Treatment and Catchment	Dec 2024
15.3	Upgrade equipment to ensure data log of reservoir level is not impacted when power is lost to dam and mobile generator connection.	Engineer Asset Management	Jun 2023



17.6	Bathymetry survey of the dam	Engineer Asset Management	Aug 2023
------	------------------------------	---------------------------------	----------

## 2.6 Changes in the profiles of risk and opportunities

There are no changes in the profiles of risk and opportunities for Clarrie Hall Dam to report on currently. The ongoing Safety Review process has been delayed and any findings on risk and opportunities will be reported on in the 2023 report.

## 2.7 Budget Status and Funding Forecast

Ongoing operations and maintenance activities, including any adhoc expenses, and capital expenditure for planned replacement and renewal activities are fully funded and included in Council's four yearly delivery plan.

The proposed raising of the Dam is included in Council's water fund long term financial plan.

## 2.8 Resources

A newly created position of Catchment and Land Management Officer was recruited in 2022.

Council's Water Treatment Plant Operators perform dam operations and maintenance on behalf of the organisation. Operator staff shortages associated with extended sick and long service, and ultimately vacancy, were experienced during the reporting period. However, the routine surveillance activities performed by the operators continued to be met. Engineering tasks including photogrammetry and dam crack mapping has continued to pose a challenge through the reporting period as a result of staff shortages.

## 2.9 Safety Standards Report submitted to Dams Safety NSW

The 2022 calendar year Safety Standards Report was submitted to Dams Safety NSW on the 7<sup>th</sup> of March 2023 is attached in Appendix 1.

## 3 Recommendations/Actions

There are no recommendations or actions to top management, Councillors, the General Manager and the Director Engineering, in this report.

## **Appendix 1 – 2022 Safety Standards Report**

## [Annual Dams Safety Standards Report](#)

Response ID: [35587](#)

Submitted Date: 13/02/23 14:26:19

Completion Time: N/A

**(Page 1 /9)**

**Page 1 of 9**

The Annual Dams Safety Standards Report demonstrates the declared dam owner's compliance with the dam safety standards set out in the Dams Safety Regulation 2019 (the Regulation).

Every year, declared dam owners must lodge a separate report for each of their declared dams with Dams Safety NSW by 31 March.

The report covers the period 1 January to 31 December of the previous calendar year.

## **How to submit your Annual Dams Safety Standards Report**

Use the online form below to enter information into your Annual Dams Safety Standards Report. Note: you can save your progress and resume at a later time.

**Once completed and submitted, you will receive an email with an unsigned pdf copy of your Annual Dams Safety Standards Report. The PDF report then needs to be signed by the dam owner's accountable office holder(s). A digital signature can be used.**

Once the report is signed by the correct office holder(s), please email to [info@damsafety.nsw.gov.au](mailto:info@damsafety.nsw.gov.au) by **31 March**.

Date of report  
**13/02/2023**

### **Section 1 - Declared dam identification details**

Dam name and location

**Clarrie Hall Dam - Doon Doon Creek near Uki**

Type of dam (If a combination, then consider major type)

**Rockfill**

Main purpose of dam

**Water Supply**

Is the dam built on a river, stream or watercourse?

**Yes**

Name of dam owner ACN number

**Tweed Shire Council 90178732496**

Name of contact person Regulation, subclause 24A (3)

**Mitchell Alward**

Phone number Email address

**0427239775**

[malward@tweed.nsw.gov.au](mailto:malward@tweed.nsw.gov.au)

Website address (if any)

<https://www.tweed.nsw.gov.au/home>

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## Section 2 - Dams safety standards

### Consequence category of dam - Regulation, Part 3

The dam consequence category is a rating of potential impacts resulting from a dam failure. It must be assessed:

- within 6 months of the dam being declared
- at least once every 15 years
- after any significant change in the number of people likely to be affected by a dam failure
- or if required by Dams Safety NSW. [Regulation, subclause 7 \(2\)](#)

Dam consequence category

**High A**

For extreme and high consequence dams only If the consequence category is extreme or high, the consequence category assessment must be reviewed by a competent person who has not been involved in the assessment process. Regulation, subclause 7(4) Has an independent review been done?

**No**

Why has no independent review been done?

### Consequence category assessment carried out prior to 2019

Do you know the date of last consequence category assessment by a competent person? Regulation, subclause 3 (1)

**Yes**

Date of last consequence category assessment

**28/02/2007**

Date next consequence category assessment planned

**28/04/2023**

Has the number of people likely to be affected by a dam failure changed since the last consequence category review?

**No**

How was this checked?

**Dam owner local knowledge**

(Page 3 /9)

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## Dam safety management system - Regulation, Part 5

The dam safety management system is a structured approach to manage all foreseeable risks relating to dam failure. It is designed to be used by the dam owner to ensure, as far as reasonably practicable, the safety of people, property and the environment is not put at risk from the dam. [Regulation Part 5, clause 12](#)

Name of individual responsible for ensuring compliance with dam safety management system

**David Oxenham**

Email

[davido@tweed.nsw.gov.au](mailto:davido@tweed.nsw.gov.au)

## Documenting the dam safety management system

Is the dam safety management system fully documented?

**Yes**

Does the dam safety management system apply to more than one dam?

**No**



## Implementing the dam safety management system

Is the dam safety management system fully implemented at this dam?

**Yes**

(Page 4 /9)

Page 4 of 9

## Dam safety management system review

Since implementing your dam safety management system, have you reviewed it?

**Yes**

Date of last review

**30/11/2022**

## Assessment of societal and individual risk rating

The owner of a declared dam (other than a proposed dam) must use the risk management framework, [Regulation Part 5, clause 14](#) to produce a written report on all foreseeable risks to the dam:

- at least once every 5 years
- when a major change to the dam is proposed, and
- when required by Dams Safety NSW. [Regulation, clause 15](#)

Is your dam above the safety threshold?

**No**

Do you know the date of your last risk report?

**Yes**

Date of last risk report

**31/10/2008**

Individual risk rating of the dam

**$2.8 \times 10^{-5}$  per annum**

Societal risk rating of the dam

**$1.3 \times 10^{-4}$  lives/year**

Date of next planned risk report

**31/08/2023**

Name of competent person and their organisation who signed off the risk report (if risk report commenced after 1 July 2022)

Name of independent competent person and their organisation who reviewed the report (if risk report commenced after 1 July 2022 - for an extreme, high A or high B consequence dam)

(Page 5 /9)

Page 5 of 9

## Other safety requirements - Regulation, Part 6

### Incident reporting

The declared dam owner must report incidents that happen at or in relation to the dam to Dams Safety NSW. [Regulation, clause 19](#)

Have you had any reportable incidents during the 2022 calendar year

**No**

### Safety review

The declared dam owner must ensure that a safety review to assess the overall safety of the dam is undertaken by:

- for an extreme or high consequence dam, other than a high C consequence dam—a team of at least 2 competent persons, or
- otherwise—a competent person.

The declared dam owner must ensure a safety review is carried out at least once every 15 years, and as soon as practicable after:

- a deficiency or weakness in the dam is identified
- there is a change in the accepted technology or methods used in one of the relevant specialties or design criteria for dams
- the dam consequence category changes, or
- it is required by Dams Safety NSW. [Regulation, clause 20](#)

Date of last safety review Regulation, subclause 20(2)

**Review not done yet**

Planned date for next safety review

**31/08/2023**

**(Page 6 /9)**

Page 6 of 9

**For extreme and high consequence dams only**

If the dam's consequence category is extreme, high A or high B, the safety review must be reviewed by a panel of at least 2 independent competent persons. [Regulation, subclause 20\(6\)](#)

If Safety Review commenced after 1 July 2022 - names of independent competent reviewers and their organisation

If the dam's consequence category is high C, the safety review must be reviewed by an independent competent person. [Regulation, subclause 20\(6A\)](#)

Name of independent competent reviewer and their organisation

**Notification of significant changes to the dam**

Before making any significant change to the configuration of the declared dam that may affect the safety of the dam, the dam owner must inform Dams Safety NSW of the proposed change in writing. [Regulation, clause 21](#)

Has any significant change to the configuration of the dam been made during the 2022 calendar year?

**No**

Is any significant change to the configuration of the dam planned?

**No**

**(Page 7 /9)**

## Emergency exercises

The declared dam owner must ensure that staff who are involved in the operation of the dam undertake emergency exercises at least once every 3 years. [Regulation, clause 22](#)

Have you done a 'theoretical classroom' emergency exercise?

**Yes**

Date of last 'theoretical classroom' emergency exercise Regulation, subclause 22(1)

**10/11/2021**

Planned date of next 'theoretical classroom' emergency exercise

**09/11/2024**

## For extreme or high consequence dams only

The declared dam owner must ensure that staff who are involved in operating the dam undertake practical emergency exercises at least once every 5 years, where possible including relevant agencies identified in the emergency plan. [Regulation, subclauses 22 \(3\) and 22 \(4\)](#)

Have you done a practical emergency exercise?

**Yes**

Date of last practical emergency exercise

**28/02/2022**

Planned date of next practical emergency exercise

**27/02/2027**

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**(Page 8 /9)**

## Design and construction

**Do not complete this section unless you are in the design, construction, commissioning, or decommissioning phase**

## **Dam safety management system for design and construction**

Does the dam safety management system cover dam design and construction? Regulation, Clause 12(3)

Was the risk management framework used or is it currently being used to prepare a risk report at the dam design stage? Regulation, clause 15(2)

## **Certain work must be carried out by a person subject to a quality management system [Regulation, subclause 23\(1\)](#)**

Have you ensured that design and construction are carried out by a person subject to an AS ISO 9001:2016 quality management system?

## **Independent competent persons must review work involving dam design [Regulation, clause 24](#)**

For Extreme and High consequence category dams, provide the name of the independent person(s) and their organisation who reviewed or are reviewing the design Regulation, clause 24

For dams still in an early design phase, have you planned an independent competent person design review?

## **Section 3 - Additional information for Dams Safety NSW**

Date of last Emergency Plan review

**17/10/2022**

Date of last Operations and Maintenance Plan review

**30/11/2022**

Did you publish the 2021 Annual Dams Safety Standards Report on your website?

**Yes**



## Section 4 - Attestation

The Attestation of the information provided in the form must be completed by the dam owner office holder(s):

Dam owner	Attesting office holder(s)
Local council	General Manager
Company	<ul style="list-style-type: none"> <li>• 2 directors, or</li> <li>• 1 director and 1 company secretary</li> <li>• The combined director and company secretary (Where there is only 1 director)</li> </ul>
Statutory state-owned corporation	Chief Executive Officer or Managing Director responsible for managing the operation of the statutory state-owned corporation in accordance with the general policies and specific directions of the board
Statutory corporation	Corporation with 2 or more members: <ul style="list-style-type: none"> <li>• President, chairperson or another principal officer of the corporation</li> <li>• Sole corporation</li> <li>• The person who constituted the constitution</li> <li>• The person managing the affairs of the corporation</li> </ul>
Government department	Secretary
Individual	Individual

### Declared dam owner office holder(s) attesting to the accuracy of this report

Name and position of declared dam owner office holder attesting to the accuracy of this report:

**Troy Green - General Manager, Tweed Shire Council**

Signature:  Date: 07/03/2023

Name and position of declared dam owner office holder attesting to the accuracy of this report:

Signature:

## **Appendix 2 – Dams Safety NSW Audit Report Response**

30 November 2022

Rajan Khati  
4 Parramatta Square, 12 Darcy St  
Parramatta, NSW 2150

[rajan.khati@damsafety.nsw.gov.au](mailto:rajan.khati@damsafety.nsw.gov.au)



Dear Dams Safety NSW

### **Dams Safety NSW Audit Report of Tweed Shire Council**

This letter is written in response to the Dams Safety NSW email on 30/08/2022 from Rajan Khati, titled 'Tweed shire Council Audit Report' that attached the Dams Safety NSW Audit Report of Tweed Shire Council.

The audit report requested that all non-compliances be addressed within three (3) months' time of the issue of the audit report and be confirmed to Dams Safety NSW. The dam owner is required to make a formal submission of identified non-compliances to Dams Safety NSW (DSNSW).

The audit resulted in six (6) non-compliances, eleven (11) recommendations and fourteen (14) notes. Council has provided a brief response to each of the six (6) non-compliances below and a detailed response is included in the Detailed Audit Findings & Observations Table (attached). Some of the recommendation and notes have been closed out as outlined in Detailed Audit Findings & Observations Table (attached). The remaining recommendation and notes shall be considered by Council.

### **Clause 12 – Establish and implement Dam Safety Management System**

#### *Dams Safety Regulation 2019, Part 5 clause 12 (1)*

**NC-01.** A Dam Safety Management System (DSMS) had not been fully implemented for the dam.

*Council's Response. No details are provided in the audit to quantify how Council has not fully implemented the DSMS, Council has interpreted this to mean when NC-02 to NC-06 are resolved the DSMS shall be deemed to be fully implemented. Refer to Council's responses to NC-02 to NC-06 below for resolution and how Council has subsequently addressed NC-01.*

## Clause 13 – Content of Dam Safety Management System

*Dams Safety Regulation 2019, Part 5 clause 13 (1)*

**NC-02.** The documented Dam Safety Management System did not clearly define procedures or process to address Dams Safety Regulation 2019 and/or enable effective AS ISO 55001:2014 implementation including but were not limited to:

(e) procedures for ensuring compliance with AS ISO 55001:2014 including:

- ISO 01 - Clause 5.3 – Responsibility & accountability
- ISO 02 - Clause 7.2 – Training, awareness and competence
- ISO 03 - Clause 7.6– Control of document information
- ISO 04 - Clause 9.1 – Monitoring, measurement, analysis & evaluation
- ISO 05 – Clause 9.2 – Internal Audit
- ISO 06 - Clause 10.1 – Nonconformity & Corrective Action
- ISO 07 – Clause 6.1 – Risk and Opportunities

*Council's Response. Refer to the Detailed Audit Findings & Observations Table (attached) for specifics of how Council has addressed each ISO to resolved NC-02 and subsequently define all procedures to ensure the DSMS is compliant with AS ISO 55001:2014.*

## Clause 27 – Records

*Dams Safety Regulation 2019, Part 7 clause 27 (1) (r)*

**NC-03.** There were no records of maps of the dam and its surrounds made available in respect of the dam.

*Council's Response. Council has updated the Dam Safety Emergency Plan (DSEP) to include location maps of Clarrie Hall Dam.*

## Clause 22 – Emergency Exercises

*Dams Safety Regulation 2019, Part 6 clause 22 (3)*

**NC-04.** No evidence provided of practical emergency exercise or training that had been undertaken or planned for

*Council's Response. Council disputes this non-compliance. Section 8.2 of DSEP version 8.3, provided for the audit, details Council's plan for undertaking practical emergency exercises and Table 8.1 clearly states a practical exercise was completed on 25<sup>th</sup> November 2021. To ensure no further misunderstandings, Council has updated the DSEP and DSMSD to provide further details on the process for emergency exercises including referencing the ADIR handbook.*

## Clause 9 – Operations and Maintenance Plans

*Dams Safety Regulation 2019, Part 4 clause 9 (1)*

**NC-05.** Sub-clause (b) – Response and reporting protocols that will occur when the alarm is triggered

*Council's Response. Council has updated Section 3.5.3 of the O&M Plan to describe the response and reporting protocols that will occur when an alarm is triggered.*

**NC-06.** Sub-clause (c) – Staff responsible for dam maintenance

*Council's Response. Council has updated Section 4.2 of the O&M Plan to state that Supervisors are responsible for maintenance and that each PM is assigned to a Supervisor who then assigns work orders to their team.*

If you have any questions about Council's response to the audit findings, please let me know.

Regards,  
Mark

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**Mark Callander** BEng Mechanical  
Engineer - Asset Management



p 02 6670 2454 m 0400 394 939

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Detailed Audit Findings & Observations Table

ITEM	REFERENCE	VERIFICATION / REQUIREMENT	EVIDENCE OF IMPLEMENTATION	COMPLIANCE STATUS	TSC REMEDY	RESPONSIBLE	
	<b>CLAUSE 12</b>	<b>DAM SAFETY MANAGEMENT SYSTEM - ESTABLISH &amp; IMPLEMENT</b>					
	<b>ISO 55001</b>	<b>Management Systems and related approach</b>					
1.	<a href="#">DS Reg Clause 12 (1)</a>	<p><u>Dam Safety Management System</u> Has the Dam Operator <b>established</b> and <b>implemented</b> a Dam Safety Management System in accordance with Part 5, cl 12 (1)?</p> <p>including: Asset Management Policy, Strategy and Plans</p>	<ul style="list-style-type: none"> <li>Version 1.1 of Dam Safety Management System (DSMS) dated May 2022 was available, aligning closely with the Asset Management Standard ISO 55001:2014</li> <li>Whilst a Dam Safety Management System (DSMS) document had been prepared and established, the system had not been fully <b>implemented</b> as required by clause 12 (1) of the <i>Dams Safety Regulation 2019</i></li> <li>Asset Management System (or AMS) documents enabling and supplementing the above included: <ul style="list-style-type: none"> <li>Asset Management Policy, v1.4 reviewed 20 June 2013</li> <li>Asset Management Strategy, dated 21 June 2011 (Minute No.: 371)</li> <li>Dam Safety Management Policy v1.0, dated 17 Feb 2022</li> <li>Water Supply Asset Management Plan, v3.1 dated May 2019</li> </ul> </li> <li>The above AMS documents, mainly the Policy and Strategy, were to be reviewed every 4 years and 3 years respectively (refer s4.1 Asset Management Policy and s9 Asset Management Strategy).</li> <li>Both of the above documents, however, were not reviewed for nearly a decade. Recommended a review as outlined in Policy document</li> <li>Following documents were supplied to DSNSW audit team (post audit): <ul style="list-style-type: none"> <li>Clarrie Hall Dam OPEX and CAPEX budget – Sighted yearly budget allocation for various dam / dam safety activities (2022 to 2032)</li> <li>TSC Annual Financial Statements (FY 2020 / 2021) – Sighted inclusion of dam and its related structures within one of the asset categories whereas in the financial statement 2010 / 2011 (refer Asset Management Strategy 21 June 2011) there was no inclusion of dam and its components</li> </ul> </li> <li>The AMS was practically implemented through following databases and IT solutions: <ul style="list-style-type: none"> <li>ECM – Central repository for the electronic storage and control of documents and communication</li> <li>MEX – Asset specific information and maintenance records</li> </ul> </li> </ul>	<p><b>NC-01</b></p> <p><b>REC</b></p> <p><b>Note</b></p>	<p>All other NC's including ISO's have been closed out <b>COMPLETED</b></p> <p>Asset Management Policy has now been updated (June 2022), document reviewed and no implications for DSMS. <b>COMPLETED</b> Updated Table 1 of DSMSD to include AM Policy, Strategy, and Water AMP. <b>COMPLETED</b> A draft Asset Management Strategy has been developed and is currently on public exhibition.</p> <p>Noted – no further action required</p>	<p>MC</p> <p>MC</p> <p>MC</p> <p>Note</p>	

ITEM	REFERENCE	VERIFICATION / REQUIREMENT	EVIDENCE OF IMPLEMENTATION	COMPLIANCE STATUS	TSC REMEDY	RESPONSIBLE
2.	DS Reg Clause 12 (3)	<u>Dam Safety Management System</u> Does the Dam Safety Management System provide a comprehensive and integrated system for the management all aspects of foreseeable risks in relation to the failure of the dam, and all aspects of the life cycle of the dam, including: <ul style="list-style-type: none"> <li>Design &amp; construction</li> <li>Operation &amp; maintenance, and</li> <li>Decommissioning</li> </ul>	<ul style="list-style-type: none"> <li>DSMS section 1.1 outlined the life cycle of the dam, including design, construction, operation maintenance and decommissioning, alluding to the requirements of AS ISO 55001 and the need for competent persons undertaking work (ref section 6.2 DSMS document)</li> <li>Processes are required to be employed to ensure that Quality Management Systems were assessed as compliant and used</li> <li>DSNSW Auditors suggest that the next DSMS revision or update could better explain how ISO 9001:2016 compliance would be enabled and implemented by Tweed Shire Council and service providers, as well as the process to ensure that an independent design review is undertaken by a competent person</li> </ul>	<p><b>Note</b></p> <p><b>REC</b></p>	<p>Noted – Will look to implement in future DSMS revisions</p> <p>RFO's reference ISO9001 in Section 5.5 SCHEDULE OF QUALITY MANAGEMENT FORM where contractors are requested to provide evidence of full certification to ISO9001, reference added to DSMSD Section 7.6 <b>COMPLETED</b> Expanded on section 6.2 of DSMSD regarding design review by competent person. <b>COMPLETED</b></p>	<p>MC</p> <p>MC</p>
<b>CLAUSE 13</b>		<b>DAM SAFETY MANAGEMENT SYSTEM – CONTENT</b>				
	<b>ISO 55001</b>	<b>Systems Content (Roadmap)</b>				
3.	DS Reg Clause 13 (1)	<u>Document content.</u> Does a Dam Safety Management System document define prescribed Dams Safety Reg clause 13 (1) procedures <b>PLUS</b> systems and processes required to ensure compliance with the Asset Management System standard AS / ISO 55001?	<ul style="list-style-type: none"> <li>The Dam Safety Management System DSMS “document” (above) mostly addressed required <u>content</u> in relation to processes and procedures required by cl 13 (1) the <i>Dams Safety Regulation 2019</i> including: <ul style="list-style-type: none"> <li>Risk management, clause 14, section 5</li> <li>Safety Review, clause 20, section 4.4</li> <li>Notification of changes to dam, clause 21, section 4.5</li> <li>Procedures for review of matters in paragraphs (a) to € , section 1.4</li> <li>Resources to ensure that the DSMS is effective, section 6.1 and RACI Clarrie Hall Dam and RACI B&amp;A and Operations</li> </ul> </li> <li>Clause (13 (1) b) – Incident Reporting procedures in accordance with clause 19 was generally addressed in section 7.7, but the dam incident was not aligned with the Council's Corporate incident management system</li> <li>Clause (13 (1) € – Procedures for ensuring compliance with AS ISO 55001:2014 were addressed, however some procedure and process definition was quite high-level, this compromising implementation and/or evidence indicated as “ISO” weaknesses in Items 4 – 13 further</li> </ul>	<p><b>Note</b></p> <p><b>NC-02</b></p>	<p>Align Section 7.7 of DSMSD with corporate incident management system OH&amp;S incident protocol – corporate system to be referenced In future will look to develop a W&amp;WW incident procedure that links to all the other systems. Business Continuity Plan (BCP) to be updated for W&amp;WW and feed into corporate system once it is created/updated.</p> <p>Closed out items ISO1-7 <b>COMPLETED</b></p>	<p>MC/JC</p> <p>BJ</p> <p>MC</p>
	<b>ISO 55001</b>	<b>System elements - Leadership, PLANNING &amp; Support</b>				

ITEM	REFERENCE	VERIFICATION / REQUIREMENT	EVIDENCE OF IMPLEMENTATION	COMPLIANCE STATUS	TSC REMEDY	RESPONSIBLE
4.	DS Reg Clause 13 (1) (e) – ISO 55001 cl 5.3	<u>Leadership (roles, responsibility and authority)</u> Have formal responsibilities, authorities & accountabilities been documented for personal involved in dam safety-related operations, maintenance, dam safety system management and/or activities?	<ul style="list-style-type: none"> <li>Key personnel, their roles, responsibilities and authorities were defined in section 3.3 of the DSMS document including for: <ul style="list-style-type: none"> <li>Table 5 – Tweed Shire Council (TSC) Areas of Responsibility</li> <li>Table 6 – External Parties Areas of responsibility</li> </ul> </li> <li>Responsibilities &amp; accountabilities were also defined in the abovementioned RACI Matrix</li> <li>Sighted Position Descriptions (PD's) for Operations Coordinator – Treatment and Catchment and Water Treatment Plant Operator, revised December 2021 (both the PD's were supplied post audit), however, there was no description of formal authorities and accountabilities in both the PD's</li> <li>DSMS document section 2.1 outlined that the Director Engineering is accountable in ensuring Council's compliance with DSMS. The Organisation Structure (Figure 6), however, did not have specific title / position to oversee assets from a dam safety perspective. TSC mentioned that the Organisation Structure will be updated soon</li> <li>Sighted several email correspondences between TSC team and senior management members of the council (supplied post audit) evidencing their active participation in planning and decision-making processes</li> <li>However, while sighting minutes of the Dam Safety Management System meeting dated 03/02/2022 and 17/03/2022, the senior management members' participation was not noted</li> <li>TSC team mentioned that all council business meeting that occurs every fortnight is the forum for senior management participation, and involvement, in key dam / dam safety issues</li> </ul>	<p><b>ISO-01</b></p> <p><b>Note</b></p>	<p>PD will not cover at this level. Authorities added to DSMSD Table 5 and the table has been expanded to clarify different roles <b>COMPLETED</b></p> <p>Engineering Operational Team Meeting, fortnightly, now includes DSMS as an agenda line item.</p>	<p>MC</p> <p>Note</p>
5.	DS Reg Clause 13 (1) (e) – ISO 55001 cl 7.2	<u>Support (competency of human resources)</u> Is education, experience and competence defined for above-mentioned key roles or functions related to dam safety?	<ul style="list-style-type: none"> <li>The above Position Descriptions covered knowledge, competence and personal attributes required for the roles. It is recommended to also document whether the candidate was assessed against those requirements and found competent or otherwise with any improvement plan</li> <li>Training in dam safety matters including relevant procedures and DS Surveillance was discussed in DSMS section 6.2 "Competency and Training"</li> <li>Sighted training matrix spreadsheet, a documented current training needs analysis, and it was noted that the matrix included "Dam Surveillance Training". Council team mentioned that TSC is currently undertaking a business improvement project to transfer all training records to Council's electronic Human Resources Software HR21</li> <li>The audit team recommended that the training matrix to be updated ensuring DSEP Emergency Exercises training are included</li> <li>There was no formal process for competency assessments of staff and operatives involved in dam safety <b>procedures</b> / matters including but not limited to visual inspections</li> </ul>	<p><b>REC</b></p> <p><b>REC</b></p> <p><b>ISO-02</b></p>	<p>Refer to DSMS TNA document and DSMSD. The corporate TNA will be updated in future to remove reference to dam safety training. OPTs will not cover extent of DSMS TNA. PDs include essential and desirable criteria for OC-TC and WTP Operators respectively and these are verified at recruitment (including background screening). However, DSMS TNA includes ability for professional development as well as on the job training.</p> <p>DSEP Emergency exercises are not training and rather form mock implementation of the DSEP. Because these are not training they are not included in the DSMS TNA.</p> <p>Created two competency assessments, Routine Surveillance and Operational Procedures. Updated DSMSD Section 6.2.2 to outline process <b>COMPLETED</b></p>	<p>Note</p> <p>Note</p> <p>MA/MC</p>

ITEM	REFERENCE	VERIFICATION / REQUIREMENT	EVIDENCE OF IMPLEMENTATION	COMPLIANCE STATUS	TSC REMEDY	RESPONSIBLE
6.	DS Reg Clause 27 (1) (e)	<b>Records to be maintained:</b> Records of training undertaken by members of staff in respect of the procedures	<ul style="list-style-type: none"> <li>• Following training and competency records were provided (post audit):               <ul style="list-style-type: none"> <li>○ Record of Results and Statement of Attainment in NWPSS00004 Dam Operations for DM dated 31 January 2020</li> <li>○ TSC internal competency assessment for BC (Water Treatment Plant Operator) completed on 03 February 2022 and approved on 09 February 2022</li> </ul> </li> <li>• Also sighted TSC internal documents including:               <ul style="list-style-type: none"> <li>○ Position competency report for Water Treatment Plant Operator with competency unit/element against performance criteria. Noted dam and embankment safety tasks as competency units</li> <li>○ Water treatment, and assistant water treatment, plant operator progression pathway requiring formal training and competencies related to dam safety and embankment</li> </ul> </li> </ul>			
7.	DS Reg Clause 13 (1) (e) – ISO 55001 cl 7.6	<u>Support (documented information)</u> Has documented information been created, updated, reviewed for suitability and adequacy, and controlled (version and/or change control)?	<ul style="list-style-type: none"> <li>• Documents were mostly identified, readily available and controlled, as indicated throughout this report</li> <li>• Records relating to DSMS were maintained in the following TSC electronic systems, including but not limited to:               <ul style="list-style-type: none"> <li>○ ECM – Central repository for the electronic storage and control of documents and communication</li> <li>○ HR21 – Records of training undertaken by staff</li> <li>○ MEX – Asset specific information and maintenance records</li> <li>○ GIS – Flood inundation maps</li> </ul> </li> <li>• DSMS sections 6.5 and 6.6 outlined Information Requirements and Documented Information respectively</li> <li>• However, conflicting review dates were noted for “Clarrie Hall Dam Risk Register” – DSMS document Table 1 (April 2022) and risk register (May 2022)</li> </ul>	ISO-03	Update DSMS document Table 1 with ‘May 2022’ <b>COMPLETED</b>	MC
	ISO 55001	<b>System elements - Performance Evaluation</b>				

ITEM	REFERENCE	VERIFICATION / REQUIREMENT	EVIDENCE OF IMPLEMENTATION	COMPLIANCE STATUS	TSC REMEDY	RESPONSIBLE
8.	DS Reg Clause 13 (1) (e) – ISO 55001 cl 9.1 a) – c)  DS Reg Cl 27 (1) (h)	<u>Monitoring, measurement, analysis &amp; evaluation</u> <ul style="list-style-type: none"> <li>• Are performance evaluation requirements <b>determined</b>?               <ul style="list-style-type: none"> <li>○ What?</li> <li>○ How?</li> <li>○ When?</li> </ul> </li> </ul>	<ul style="list-style-type: none"> <li>• Defined in DSMS document section 8, Performance Evaluation, which included:               <ul style="list-style-type: none"> <li>○ Monitoring, measurement, analysis and evaluation</li> <li>○ Internal audit of DSMS</li> <li>○ Top management review of DSMS</li> <li>○ DSNSW audit of DSMS</li> </ul> </li> <li>• Dam inspection regime was mentioned under Table 12 of the DSMS document</li> <li>• Routine surveillance inspections were defined in O&amp;M Plan section 5.2, reference to SOP (WWO CHD routine surveillance inspections) was made. Sighted this draft SOP (supplied post audit), recommended frequencies were:               <ul style="list-style-type: none"> <li>○ Instrumentation, telemetry and gauges – Daily</li> <li>○ Dam infrastructure – 2 x weekly</li> <li>○ Spillway – 2 x weekly</li> <li>○ Boat – 1 x weekly</li> <li>○ Photogrammetry – Yearly</li> <li>○ Dry tunnel crack mapping – Yearly</li> </ul> </li> <li>• It is noted that the basis for inspections (risk based or ANCOLD guidelines) was not discussed. TSC team, however, mentioned they were based on ANCOLD guidelines. It is recommended that the basis or criteria for inspection and their frequency is documented</li> <li>• The responsibilities for above inspections were mentioned in the SOP</li> <li>• TSC provided (post audit) copies of daily inspection reports for several days. Sighted reports included 9<sup>th</sup> May to 23<sup>rd</sup> May 2022</li> <li>• Not all management level performance evaluation requirements were defined, including but not limited to:               <ul style="list-style-type: none"> <li>○ Maintenance, asset and engineering activities</li> <li>○ Dam and Dam Safety function (including external resource) activity data and performance limits / criteria</li> </ul> </li> </ul>	<p style="text-align: center;"><b>REC</b></p> <p style="text-align: center;"><b>ISO-04</b></p>	<p>Photos and crack shall change to 5 yearly or after event. Update list in O&amp;M Plan</p> <p>Section 7.2.1 of DSMSD updated to state that frequencies are based on ANCOLD guidelines on Dam Safety Management, August 2003. <b>COMPLETED</b></p> <p>Section 8.1 updated in DSMSD to better define maintenance (MEX) and Sections 8.3 updated for how we report on the performance evaluation of these items. <b>COMPLETED</b></p>	<p style="text-align: center;">MC/MA</p> <p style="text-align: center;">MC</p> <p style="text-align: center;">MC</p>



ITEM	REFERENCE	VERIFICATION / REQUIREMENT	EVIDENCE OF IMPLEMENTATION	COMPLIANCE STATUS	TSC REMEDY	RESPONSIBLE
9.	DS Reg Clause 13 (1) € – ISO 55001 cl 9.1 d)  DS Reg CI 27 (1) (h)	<u>Monitoring, measurement, analysis &amp; evaluation</u> (continued)  ➤ Are there systems in place to <b>monitor, measure and analyse</b> the asset performance and management?  <b>Compliance Records to be maintained:</b> DS Reg cl27 (1) (h) records of monitoring, measuring, analysis or evaluation undertaken in relation to the dam safety management system.	<ul style="list-style-type: none"> <li>O&amp;M Plan outlined surveillance activities, section 5, and they included: <ul style="list-style-type: none"> <li>Routine surveillance inspections</li> <li>Event based inspections</li> <li>Intermediate and comprehensive surveillance inspections</li> </ul> </li> </ul> <u>Routine Visual Inspections</u> <ul style="list-style-type: none"> <li>Refer above section</li> <li>While visiting dam site, DSNSW audit team observed that V-notch weir was not operational</li> </ul> <u>Dam Safety Inspection</u> <ul style="list-style-type: none"> <li>Sighted Hunterh2o Comprehensive Dam Safety Inspection Report dated March 2021 and most recent Intermediate Dam Safety Inspection Report dated February 2022</li> <li>Summary statement in above reports of assessed safety of the dams concluded the “<i>Clarrie Hall Dam is in satisfactory condition</i>” also mentioning, including but not limited to (refer recent Intermediate Inspection Report): <ul style="list-style-type: none"> <li>Continue monitoring rock fracturing and abnormalities on the left- hand side of the downstream channel</li> <li>Inspect the tunnel outlet pipework to ascertain the extent of corrosion</li> </ul> </li> <li>No “<i>Action Plan</i>” sighted for the work in-progress from the current and previous inspection reports. It is recommended to create and utilise action plan for traceability and the status of the recommendations</li> </ul> <u>Engineering data monitoring</u> <ul style="list-style-type: none"> <li>Sighted Hunterh2o Survey Monitoring Report dated January 2021 which reflected Period Movement (2017 to 2019) and Total Movement (1983 to 2019)</li> <li>It is noted that the above report recommended a follow up monitoring survey in 2021</li> </ul> <ul style="list-style-type: none"> <li><b>Audit limitation note</b> – Instrument monitoring of settlement / piezometers, groundwater etc. were not sighted during this audit</li> </ul>	<p><b>ISO-04</b></p> <p><b>REC</b></p> <p><b>Note</b></p> <p><b>Note</b></p>	<p>It's a physical characteristic of the dam that the v-notch is susceptible to flooding. Will form part of the Safety Review to determine if SFAIRP is achieved for this arrangement or if upgrade is required. Due to Feb Flood this was temporarily exacerbated due to downstream erosion changing the tailwater level. Clear debris and remove tailwater from flooding v-notch. <b>COMPLETED</b></p> <p><b>No further action can be undertaken until Safety Review completed</b></p> <p>All actions are now listed in the meeting minutes to capture. Section 9 updated in DSMSD stating this is the new process <b>COMPLETED</b></p> <p>Correct – was explained in DSMSD (May 2022) that due to COVID and flooding this inspection was delayed. Inspection has now been completed and will be listed in next DSMSD revision. <b>COMPLETED</b></p> <p>Noted</p>	<p>Note</p> <p>DL</p> <p>MC</p> <p>MC</p>

ITEM	REFERENCE	VERIFICATION / REQUIREMENT	EVIDENCE OF IMPLEMENTATION	COMPLIANCE STATUS	TSC REMEDY	RESPONSIBLE
10.	DS Reg Cl 13 (1) € – ISO 55001 cl 9.1  DS Reg Cl 27 (1) (h)	<u>Monitoring, measurement, analysis &amp; evaluation</u> (continued) <ul style="list-style-type: none"> <li>Evaluation &amp; Reporting</li> </ul> <p>Are there systems in place to evaluate, report and where necessary raise actions relating to:</p> <ul style="list-style-type: none"> <li>dam (asset) performance</li> <li>dam management performance</li> <li>the effectiveness of the Dam Safety Management System</li> </ul> <p><b>Compliance Records to be maintained:</b> DS Reg cl27 (1) (h) records of monitoring, measuring, analysis or evaluation undertaken in relation to the dam safety management system.</p>	<p>Dam (asset) performance:</p> <ul style="list-style-type: none"> <li>Although inspection records were being produced, no process existed, or evidence sighted of responsible personnel evaluating findings and ensuring actions were addressed</li> </ul> <p>Dam Management Performance:</p> <ul style="list-style-type: none"> <li>There were no processes in place to ensure key KPIs were tracked, including number of routine inspections completed etc.</li> </ul> <p>Effectiveness of Dam Safety Management System:</p> <ul style="list-style-type: none"> <li>Although the Dam Safety Management System for the dams has been fully <u>established</u> and <u>implemented</u> to some extent, the effectiveness of the system has not been evaluated or reported on</li> </ul>	ISO-04	<p>DSMSD updated:</p> <ul style="list-style-type: none"> <li>Updated Section 8.1 to state Council's performance shall be reported on quarterly reviews by Hunterh2o, <b>COMPLETED</b></li> <li>Section 7.2.1 updated to outline process for reviewing Inspections, survey results quarterly review by Hunterh2o, <b>COMPLETED</b></li> <li>Section 7.2.1 updated to outline process for internally reviewing routine surveillance <b>COMPLETED</b></li> <li>Section 4.4.1 updated to outline process for reviewing Safety Reviews, <b>COMPLETED</b></li> <li>For each item above reference that recommendations/actions go into meeting minutes for tracking resolution, Section 7.2.1, 7.2.2, 4.4.1, 8.1 <b>COMPLETED</b></li> </ul> <p>DSMSD updated Section 7.2.1 to outline process for ensuring KPI for routine surveillance. <b>COMPLETED</b> DSMSD updated Appendix 1 DSMS Internal Audit Checklist, to ensure all inspections have been undertaken <b>COMPLETED</b></p> <p>The DSMS has been in place for less than a year and has not been through the full annual process yet.</p> <p>Updated DSMSD Table 2 to state annual review to be undertaken by Internal Auditor, Corporate Governance (Matt Elphick) <b>COMPLETED</b></p>	MC  MC  MC
11.	DS Reg Clause 13 (1) (e) and ISO 55001 cl 9.2	<u>Internal Audit</u> Has an internal audit programme been established and implemented?	<ul style="list-style-type: none"> <li>There was no Audit Program in place with respect to Dam Safety Management System audits for declared dams</li> <li>The purpose and the audit process were discussed in the DSMS section 8.2. However, the procedures applied to carry out audits were not discussed</li> <li>Internal audit checklist was outlined in DSMS (Appendix 1)</li> </ul>	ISO-05	DSMSD Section 8.2 updated to make it clearer. Added 'Internal Auditor, Corporate Governance' to Figure 4. Added task to Table 2 for Internal Audit of DSMS. <b>COMPLETED</b>	MC
12.	DS Reg Clause 27 (1) (f)	<b>Records to be maintained:</b> <ul style="list-style-type: none"> <li>Reg s27 (1) (f) records of dam safety management system internal audits</li> </ul>	<ul style="list-style-type: none"> <li><b>Audit limitations note</b> – As mentioned above there was no Audit Program in place with respect to Dam Safety Management System audits for the declared dams and no records were sighted</li> </ul>	Note		
	ISO 55001	<b>System elements - Improvement</b>				

ITEM	REFERENCE	VERIFICATION / REQUIREMENT	EVIDENCE OF IMPLEMENTATION	COMPLIANCE STATUS	TSC REMEDY	RESPONSIBLE
13.	DS Reg Clause 13 (1) (e) – ISO 55001 cl 10.1  DS Reg Clause 27 (1) (g)	<u>Nonconformity &amp; Corrective Action</u> Are identified dam safety and related asset nonconformities, issues and incidents evaluated, and actions planned and tracked completion and/or effectiveness?  <b>Records to be maintained:</b> <ul style="list-style-type: none"> <li>Clause 27 (1) (g) records of dam safety management system improvement activities and corrective actions</li> </ul>	<ul style="list-style-type: none"> <li>An established Maintenance Works/Records tracking platform “MEX” reflected some but not all Surveillance Reports recommendations resulting in corrective actions and completion tracking.</li> <li>Sighted samples of “Work Orders” and “Inspection Records” (see below sections)</li> <li>DSMS section 9.1 discussed “Nonconformity and corrective action review”. However, there was no formal Corrective Action process to manage identified dam safety review issues, recommendations, or incidents, and to enable actions to be planned and allocated, with progress tracked to completion and/or effectiveness</li> <li>The DSMS did not define and/or provide formal evidence of a Corrective Action process being implemented to manage all dam safety issues, such as asset management and dam safety system improvements, recommendations from Hunterh2o which were non-maintenance work, audit findings, incident / DSEP exercise debriefs and preventive actions</li> <li>It follows, that in absence of a systems focused process, no records of dam safety management system improvement activities and corrective actions were provided and/or available</li> </ul>	ISO-06	Update DSMSD Section 9 to remove Actions Register and instead reference the DSMS meeting minutes as the tool used for managing actions <b>COMPLETED</b>	MC
<b>CLAUSE 14</b>		<b>RISK MANAGEMENT FRAMEWORK</b>				
14.	DS Reg Clause 14 (1)	Has a Risk Management Framework been established (or adopted from a site wide system) as part of the dam safety management system?	<ul style="list-style-type: none"> <li>DSMS section 5 discussed “Risk Management Framework” referencing Council’s Risk Management Policy, regulatory requirements and adoption of SFAIRP dam strategy</li> <li>Sighted “Clarrie Hall Dam Risk Register” (supplied post audit). For the majority of dam assets, risk details and controls have been identified and residual risks have been estimated According to Australian Government’s Critical Infrastructure Resilience (CIR) Strategy, Clarrie Hall Dam is considered “Critical Infrastructure” (refer DSEP section 8) and it is recommended to capture and address relevant safety and security hazards / risks in the risk register</li> <li>Conflicting review dates were observed for the risk register (refer item 7 above)</li> </ul>	REC	Add risks associated with public safety and security to Risk Register	JC/MC
<b>CLAUSE 10</b>		<b>EMERGENCY PLANS</b>				
15.	DS Act Section 17 (1) & DS Reg Clause 10 (1)	What Emergency Plans have been developed under section 17 (1) of the Act? i.e. <i>The owner of a declared dam must prepare and implement an emergency plan for the dam that complies with the requirements specified in the regulations.</i>	<ul style="list-style-type: none"> <li>Dam Safety Emergency Plan (DSEP) Version 8.3 dated May 2022 was provided for the purpose of the audit</li> </ul>			

ITEM	REFERENCE	VERIFICATION / REQUIREMENT	EVIDENCE OF IMPLEMENTATION	COMPLIANCE STATUS	TSC REMEDY	RESPONSIBLE
16.	DS Reg Clause 27 (1) (c) & (r)	<b>Records to be maintained:</b> <ul style="list-style-type: none"> <li>Reg cl27 (1) (c) plan copy record.</li> <li>Reg cl27 (1) (r) map of dam and surrounds</li> </ul>	<ul style="list-style-type: none"> <li>Plan copy records were available and maintained in <b>ECM</b></li> <li>Summary Information Sheet (section 1) provided the dam location. However, location map was not included in the DSEP</li> </ul>	<b>NC-03</b>	Location maps added to DSEP <b>COMPLETED</b>	MC
17.	DS Reg Clause 10 (3) & DS Act Section 17 (3)	Have Emergency Plans been updated in the last 5 years? <i>The emergency plan for a declared dam must be updated by the owner of the dam on an annual basis or at such other intervals as may be required by the regulations</i>	<ul style="list-style-type: none"> <li>"Revision List" page reflected updates since September 2009 to May 2021</li> </ul>			
18.	DS Reg Clause 10 (4)	Have Emergency Plans been updated within 30 days after a change to dam consequence category or change to emergency management arrangements?	<ul style="list-style-type: none"> <li>Section 9 of the DSEP outlined this requirement</li> </ul>			
19.	DS Reg Clause 10 (5)	<i>The Emergency Plan must be routinely reviewed, at least annually, to ensure that a change to the contact details of the person responsible for exercising functions in the event of an emergency is updated as soon as practicable after the change.</i>	<ul style="list-style-type: none"> <li>As mentioned above, DSEP was last reviewed/updated in May 2022</li> <li>It was noted that Emergency Communication Contacts Table listed mobile (0403 681 645) as regulator (DSNSW) contact number whereas this mobile is DSNSW 24x7 incident reporting number (refer DSNSW web site). DSNSW contact person's name/title was not mentioned</li> </ul>	<b>Note</b>	Fixed naming in DSEP, spilt into two rows 'DSNSW 24x7 incident reporting' and 'general inquiry'. <b>COMPLETED</b>	JC
		Could the Dam Owner demonstrate that Emergency Plans comply with requirements of DS Reg clause 10 (1), informed by foreseeable hazards including those identified in Regulation clause 14 (3) subsections, in summary:	<i>The following observations and/or findings should not be construed as a detailed compliance review against the Dams Safety Regulation. Furthermore, the Dam Operator is also encouraged to consider the Dams Safety NSW Guideline on Emergency Plans.</i>	<b>Note</b>		
20.	DS Reg Clause 10 (1) (a)	a) consequence category	<ul style="list-style-type: none"> <li>Consequence Categories were specified in the "Summary Sheet for Emergency Agencies"</li> </ul>			
21.	DS Reg Clause 10 (1) (b)	b) material contained.	<ul style="list-style-type: none"> <li>Material contained was described in the "Summary Sheet for Emergency Agencies" as "untreated water"</li> </ul>			

ITEM	REFERENCE	VERIFICATION / REQUIREMENT	EVIDENCE OF IMPLEMENTATION	COMPLIANCE STATUS	TSC REMEDY	RESPONSIBLE
22.	DS Reg Clause 10 (1) (c)	c) failure circumstances	<ul style="list-style-type: none"> <li>DSEP section 6.1 outlined the major possible causes of failure as: <ul style="list-style-type: none"> <li>Failure due to extreme flood levels overtopping the dam</li> <li>Failure due to a rapidly deteriorating structural deficiency, induced by extreme earthquake or internal erosion (Sunny Day Failure)</li> </ul> </li> </ul>			
23.	DS Reg Clause 10 (1) (d)	d) emergency warning systems, triggers for alerts and required responses	<ul style="list-style-type: none"> <li>Alert level triggers were set out as flooding, earthquake, and conditions other than flooding and earthquake and were consistent with the SES definitions of White, Amber and Red alerts</li> <li>Different categories of responses were described for the above alert levels in DSEP and response procedures were defined in Dam Safety Emergency Notification Flow Charts: <ul style="list-style-type: none"> <li>Flow Chart Number 1 – DSEP for Flood</li> <li>Flow Chart Number 2 – DSEP for Earthquake</li> <li>Flow Chart Number 1 – DSEP for other than Flood and Earthquake</li> </ul> </li> <li>DSEP section 5 outlined prime means of emergency identification as regular inspection of the dam and monitoring by a network of instrumentation including telemetry system (refer Table 5.1)</li> <li>Warning indicators and potential triggers for alerts included: <ul style="list-style-type: none"> <li>Quantitative triggers for required storage water level responses, and rate of level rising (Table 3.1 to 3.3)</li> <li>Seismic MMI alert criteria being felt earthquake, <math>4 &lt; \text{MMI} \leq 4</math> (Table 3.4 and 3.5)</li> <li>Non-seismic / flooding triggers such as cracks, increased seepage flow / turbidity etc. (Table 3.6 and 3.7)</li> </ul> </li> </ul>			
24.	DS Reg Clause 10 (1) (e)	e) emergency exercises	<ul style="list-style-type: none"> <li>DSEP section 8 sets out the minimum requirements and frequency for Emergency Exercises based on Clause 22 of the <i>Dams Safety Regulation 2019</i></li> <li>DSEP also outlined the emergency exercise history (Table 8.1). However, the plan did not definitively articulate when, how and the type of exercises which will be conducted</li> <li>Suggest that Who and How and Process of planning, undertaking and evaluating emergency exercises be more definitively explained. Also, the minimum 3-yearly staff training exercise needed to be mandated</li> </ul>	<b>REC</b>	Expanded DSEP Section 8 to clearly articulate <b>COMPLETED</b>  These exercises are not training and do not form part of TNA. Rather, they are mock implementation of DSEP document. They are already mandated through the content of the DSEP.	MC  Note
<b>CLAUSE 22</b>		<b>EMERGENCY EXERCISES</b>				



ITEM	REFERENCE	VERIFICATION / REQUIREMENT	EVIDENCE OF IMPLEMENTATION	COMPLIANCE STATUS	TSC REMEDY	RESPONSIBLE
25.	DS Reg Clause 27 (1) (n)	Records to be maintained: Reg cl 27 (1) (n) emergency exercise record	<ul style="list-style-type: none"> <li>Desktop exercises had been undertaken for the declared dam on 10 November 2021 and 25 November 2021. Audit Team observed that effort undertaken and/or apparent comprehensiveness was of exemplary high standard</li> <li>Following records were sighted: <ul style="list-style-type: none"> <li>Emergency Exercise Evaluation Report: Internal Exercise, Clarrie Hall Dam Safety Emergency Plan dated December 2021 – Revision 1.0</li> <li>Emergency Exercise Evaluation Memo – DSEP Mock Exercise prepared by Hunterh2o dated 17 January 2022</li> </ul> </li> <li>These above records included different scenarios for the dam, plus running sheets, participant comments and recommended actions</li> <li>The first exercise included TSC internal staff whereas the second one included TSC staff and few members of Hunterh2o</li> </ul>			
26.	DS Reg Clause 22 (1)	Have emergency exercises been planned or undertaken by staff involved in the operation of the dam within the last 3 years?	<ul style="list-style-type: none"> <li>Undertaken as above</li> </ul>			
27.	DS Reg Clause 22 (3)	For High/Extreme Consequence Category Dams, have practical emergency exercises been planned or undertaken within the last 5 years?  These exercises should involve relevant agencies identified within the Emergency Plan	<ul style="list-style-type: none"> <li>No practical emergency exercises / training (of DSEP) had been planned or undertaken for high CC dam</li> </ul>	<b>NC-04</b>	Dispute this Non-Compliance. DSEP section 8.2 details plan and section 8.3 in Table 8.1 states exercise completed on 25th Nov 2021.  DSEP Section 8 updated and DSMSD Section 7.3.1 added to ensure no further misunderstanding. <b>COMPLETED</b>  Added statement to DSEP Section 8 and DSMSD Section 7.3.1 that Council interprets activations to be practical exercises. Note, there is no reference in guideline or ADIR handbook to back this up. <b>COMPLETED</b>  Table 6 added responsibility for Hunter to facilitate exercise <b>COMPLETED</b>	MC MC MC
28.	ISO 55001 cl 10.1	<u>Nonconformity and Corrective Action</u> Were any improvement and/or corrective actions identified and progressed as a result of incidents and actual / simulated emergencies?	<ul style="list-style-type: none"> <li>Debriefing actions, learnings or improvements and/or corrective actions were identified for both the emergency exercises</li> <li>DSNSW noted that debrief identified improvement and/or corrective actions relating to the above-mentioned were not managed through a formal ISO required Corrective Action system – refer Item 13 earlier in <u>this</u> report</li> </ul>	<b>ISO-06</b>	DSMSD sections 7.3.1 and 9 and DSEP Section 8 updated to state that all actions/recommendations are added to DSMS meeting minutes <b>COMPLETED</b>	MC
	<b>CLAUSE 9</b>	<b>OPERATIONS &amp; MAINTENANCE PLANS</b>				
		<b>Dam operations</b>				

ITEM	REFERENCE	VERIFICATION / REQUIREMENT	EVIDENCE OF IMPLEMENTATION	COMPLIANCE STATUS	TSC REMEDY	RESPONSIBLE
29.	DS Act Section 16 (1) & DS Reg Clause 9 (1)	Has an O&M Plan been developed for the dam(s) under section 16 (1) of the Act? The owner of a declared dam must prepare and implement an operations and maintenance plan for the dam that complies with the requirements specified in the regulations.	<ul style="list-style-type: none"> <li>Operations &amp; Maintenance Plan (O&amp;M Plan) Revision 4.1 dated November 2021 was provided the purpose of the audit</li> </ul>			
30.	DS Reg Clause 27 (1) (b) & (p)	<p><b>Records to be maintained:</b></p> <ul style="list-style-type: none"> <li>Reg cl 27 (1) (b) O&amp;M Plan copy record.</li> <li>Reg cl 27 (1) (p) Physical structure surveys, including accompanying plans and reports.</li> </ul> <p>Are infrastructure, process, plant and/or equipment operating records maintained?</p>	<ul style="list-style-type: none"> <li>O&amp;M Plan copy record was available in <b>ECM</b>, as were numerous drawings, studies, assessments, reports etc.</li> <li>Plans, records and register library sighted during the audit</li> <li>DSNSW team recommended that references be made in the O&amp;M Plan for these records</li> </ul>	<b>REC</b>	Add list of available drawings to O&M Plan appendix <b>COMPLETED</b>	MC
31.	DS Act Section 16 (3) & DS Reg Clause 9 (4)	Have O&M Plan(s) and specified procedures (detailed further below) been maintained and updated at prescribed frequency?  The operations and maintenance plan for a declared dam must be updated by the owner of the dam on an annual basis <sup>^^</sup> or at such other intervals as may be required by the regulations.  <sup>^^</sup> Annually for High and Extreme consequence	<ul style="list-style-type: none"> <li>"Revisions and Additions List" table of O&amp;M Plan evidenced a few revisions since 1983, however: <ul style="list-style-type: none"> <li>It was noted that prior to 2021 there were some missing years of revisions</li> </ul> </li> <li>It is recommended that annual triggers or reminders are implemented to ensure that O&amp;M Plans are reviewed and maintained</li> </ul>	<p><b>Note</b></p> <p><b>REC</b></p>	<p>Noted – no further action</p> <p>Maintenance is covered in MEX Annual update of O&amp;M Plan has been added to DSMSD Appendix 1 checklist <b>COMPLETED</b> Routine Surveillance checked in ESRI</p>	<p>Note MC Note</p>
			<i>The following findings should not be construed as a detailed compliance review against the Dams Safety Regulation with the Dam Operator encouraged to consider the Dams Safety NSW Guideline on Operations and Maintenance Plans.</i>	<b>Note</b>		

ITEM	REFERENCE	VERIFICATION / REQUIREMENT	EVIDENCE OF IMPLEMENTATION	COMPLIANCE STATUS	TSC REMEDY	RESPONSIBLE
32.	DS Reg Clause 9 (1) (a)	Operating procedures to concisely describe the <b>procedures and limits</b> (operator controls) of plant and equipment used in the operation of the dam	<ul style="list-style-type: none"> <li>Whilst O&amp;M Plan discussed procedures / operating instructions and maintenance instructions, only a few operational response “procedures” were described</li> <li>Other than general operating instructions, there were a few details on <u>procedural control limits</u> for an operator to follow and practically implement in the day-to-day operation of the dam. Recommend including more details</li> <li>Sighted SOP WWO Clarrie Hall Dam Routine Surveillance Inspections (post audit)</li> </ul>	REC	Review procedures	MA/DL
33.	DS Reg Clause 9 (1) (b)	Details to be defined of each circumstance in which a dam alarm will be triggered, and the response and reporting protocols that will occur when that alarm is triggered.	<ul style="list-style-type: none"> <li>O&amp;M Plan section 3.5 described emergency notifications, flood alarms, SCADA alerts and monitoring equipment. Table 3.3 outlined CHD critical SCADA alarms</li> <li>However, response and reporting protocols that will occur when the alarm is triggered were not defined in the O&amp;M Plan</li> <li>Triggers for raising the alarm referred to emergency operations were described in DSEP</li> <li>Sighted CHD SCADA Event Log (supplied post audit) which provided following information: <ul style="list-style-type: none"> <li>Raw Events – All the events from CHD RTU from 01/01/2022 until 24/05/2022</li> <li>Alarms Filtered – That are not “False Alarms”</li> <li>Raw Level Data Dump – All the data from the radar level sensor from 01/01/2022 until 24/05/2022</li> <li>Alarms not relevant – Alarms that were determined to be false</li> </ul> </li> </ul>	NC-05	Updated O&M Plan Section 3.5.3 to describe the response and reporting protocols that will occur when the alarm is triggered. <b>COMPLETED</b>	MC
34.	DS Reg Clause 27 (1) (b)	<b>Records to be maintained:</b> Reg cl 27 (1) (b) O&M Plan activity records	<ul style="list-style-type: none"> <li>Already mentioned in above sections</li> </ul>			
35.	DS Reg Clause 9 (1) (d)	Are procedures and measures defined for reporting incidents?	<ul style="list-style-type: none"> <li>O&amp;M Plan section 9 Incident Reporting described: <ul style="list-style-type: none"> <li>The steps that are to be followed to report and record the dam incident</li> <li>Types of incidents that are to be reported to DSNSW</li> </ul> </li> <li>O&amp;M Plan also covered DSNSW reporting requirements defined under clause 19 of <i>Dams Safety Regulation 2019</i></li> <li>DSMS document section 7.7 Incident Management and Reporting also described Dams Safety NSW reporting requirements and classifications defined under clause 19 of <i>Dams Safety Regulation 2019</i></li> <li>DSMS document section 6.6 mentioned that all incident records and related details are maintained in ECM</li> </ul>			

ITEM	REFERENCE	VERIFICATION / REQUIREMENT	EVIDENCE OF IMPLEMENTATION	COMPLIANCE STATUS	TSC REMEDY	RESPONSIBLE
36.	DS Reg Clauses 9 (1) (e) & (f)	Are procedures and measures defined for ensuring public safety and security?	<ul style="list-style-type: none"> <li>Public safety and security described in respect of the dam: <ul style="list-style-type: none"> <li>Public Safety section 6 – The discussion included hours of access and current public safety features (public carparks and picnic area, intake tower, spillway, dam upstream / downstream faces and outlet valve house)</li> <li>Security section 8 – Which included possible security threats, current dam security features (dam main entry, upstream and downstream access, residence access roads, intake structure, dam crest, outlet works and, internal and information security threats)</li> </ul> </li> <li>During a brief site visit, DSNSW audit team noted: <ul style="list-style-type: none"> <li>A few caution signs needed a proper cleaning (were about to be faded)</li> <li>V-notch not being in operation (refer above sections)</li> </ul> </li> <li>As mentioned in above sections, Clarrie Hall Dam being a “Critical Infrastructure” relevant hazards and risks be identified and addressed</li> </ul>	Note	Organise new signage to replace. Ensure any changed signage is captured in the relevant section in O&M Plan	DL MC
37.	DS Reg Clause 9 (2) (a)	Does the O&M Plan address normal, abnormal and extreme loading conditions?	<ul style="list-style-type: none"> <li>The O&amp;M Plan addressed normal, abnormal and extreme (special) loading conditions as set out by clause 9 (2) (a) of <i>Dams Safety Regulation 2019</i> (NSW), explaining the context and/or operating procedures</li> </ul>			
38.	DS Reg Clause 9 (3)	Has the dam operator considered and/or included in the O&M Plan any matters relevant to the operation and maintenance of the dam?	<ul style="list-style-type: none"> <li>There were no extraordinary matters stated in the O&amp;M Plan</li> <li>The TSC team, however, mentioned that the “Bray Park Weir” and its operation will be a critical factor for the operation of CHD and needed to be addressed</li> </ul>	Note	Review reference to Weir in O&M Plan to ensure it is adequate. I thought we had fixed this in the current version so not anticipating having to do much work to address	MC
<b>Dam maintenance</b>						
39.	DS Reg Clause 9 (1) (c)	The Operations and Maintenance Plan to define maintenance (comprising corrective and preventive) that will be carried out on the dam, the times at which the maintenance will be carried out and who is responsible for the maintenance.	<ul style="list-style-type: none"> <li>O&amp;M Plan outlined preventative, corrective or emergency maintenance that are carried out in CHD and its related assets</li> <li>O&amp;M Plan section 4 discussed maintenance tasks, frequency of maintenance and tasks approval process</li> <li>Staff responsible for some of the tasks / activities was not defined in the O&amp;M Plan. TSC team, however, mentioned that the supervisor / manager assigns the tasks to relevant team member</li> <li>TSC team also mentioned that the contingency plan is in place for dam maintenance activities within the Council</li> <li>O&amp;M Plan outlined operational testing, and recommended frequency, of the equipment in the intake structure / outlet works (O&amp;M Plan, section 4.4)</li> </ul>	NC-06	O&M Plan updated Section 4.2 to state that Supervisors are responsible for maintenance and that each PM is assigned to a Supervisor who then assigns work orders to their team <b>COMPLETED</b>	MC

ITEM	REFERENCE	VERIFICATION / REQUIREMENT	EVIDENCE OF IMPLEMENTATION	COMPLIANCE STATUS	TSC REMEDY	RESPONSIBLE
40.	DS Reg Clause 13 (1) (e) – ISO 55001 cl 8.1	Does the maintenance management system include preventive maintenance schedules, technical information and work tasks supporting the above-mentioned?	<ul style="list-style-type: none"> <li>• “MEX” Asset Management / Maintenance System (database) was available to enable scheduling, tracking and corrective / preventive maintenance tasks plus recording thereof</li> <li>• Sighted various planned maintenance schedules in the “MEX” system along with their work orders: <ul style="list-style-type: none"> <li>○ Work Order 70289 – CHD intake tower / reservoir radar level sensor (no feedback from level sensor)</li> <li>○ Work Order 67378 – CHD left tunnel seepage meter not operating</li> </ul> </li> <li>• Also sighted maintenance inspection record number 1232 with following ID's: <ul style="list-style-type: none"> <li>○ WA01-TUN-ZT01 – Proximity sensor, 400 FCDV</li> <li>○ WA01-TUN-ZT02 – Proximity sensor, 900 FCDV</li> <li>○ WA01-TUN-LT01 – Reservoir radar level sensor</li> </ul> </li> <li>• <b>Audit limitations note</b> – other than aforementioned records <u>this</u> audit did not evidence the extent of MEX preventive maintenance schedules, technical information and work tasks, noting these were not alluded to from the O&amp;M Plan either</li> </ul>			
41.	DS Reg Clause 27 (1) (b)	<b>Records to be maintained:</b> Reg cl 27 (1) (b) O&M Plan activity records	<ul style="list-style-type: none"> <li>• See above section</li> </ul>			
42.	DS Reg Clause 27 (1) (s)	<b>Records to be maintained:</b> Reg cl 27 (1) (s) As-built drawings	<ul style="list-style-type: none"> <li>• As previously mentioned, drawings were available in ECM</li> <li>• However, WAE drawings were neither listed in Appendix B, as mentioned in numerous O&amp;M Plan sections, nor any references were made to ECM</li> <li>•</li> </ul>	<b>Note</b>	As stated above, add WAX drawings to Appendix B and state drawings are in Library	MC
43.	DS Reg Clause 27 (1) (t)	How are O&M Incidents / issues / breakdowns reported and corrective action managed?  <b>Records to be maintained:</b> Reg cl 27 (1) (t) Repair & Modification records	<ul style="list-style-type: none"> <li>• Sighted work orders and inspection records as mentioned in above sections</li> <li>• No corrective action register and summary of actions were sighted from current and previous surveillance inspections reports (refer above sections)</li> </ul>			
44.	DS Reg Clause 13 (1) (e) – ISO 55001 cl 6.1	Has a risk-based approach been used to establish equipment or maintenance criticality and/or is criteria specified for maintenance related decision- making?	<ul style="list-style-type: none"> <li>• Risk-based approach has not been implemented to establish equipment and maintenance criticality</li> </ul>	<b>ISO-07</b>	FMECA completed and O&M Plan Section 4.1 added to outline process <b>COMPLETED</b>	MC
	<b>CLAUSE 27</b>	<b>RECORDS</b>				



ITEM	REFERENCE	VERIFICATION / REQUIREMENT	EVIDENCE OF IMPLEMENTATION	COMPLIANCE STATUS	TSC REMEDY	RESPONSIBLE
45.	DS Reg Clause 27 (1)	What formal system of records management has been established to maintain statutory records required by the Dams Safety regulation?	<ul style="list-style-type: none"> <li>As mentioned throughout <u>this</u> report the Document Management System “ECM” was well established and actively used, maintained and referenced for the management of prescribed information, records and documents.</li> </ul>			



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PO Box 816  
Murwillumbah NSW 2484

**TITLE: Dulguigan Road Traffic Survey Report – 1st Quarter 2023**

**Submitted By:** Director Engineering

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**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Living - We want to be safe at home and in the community**

**Deliver a safe and connected local road and active transport network that can accommodate increased traffic as our shire grows and connects people, places and businesses to each other**

2.2.1 Roads and Traffic - To provide and maintain a network of roads and bridges that is safe, efficient and accessible.

**ROLE:**

COLLABORATOR - Council works together with a range of stakeholders to bring outcomes for the community to fruition.

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**EXECUTIVE SUMMARY**

This report is in response to a Council resolution from meeting held 15 December 2019, where it was resolved that Council: “Retains counters on a permanent basis with quarterly reports to Council on truck numbers and speeding issues”

The last quarterly report provided to Council was for 4th Quarter 2022, considered at the 16 March 2023 meeting.

This report is provided for the first quarter of 2023. The data still shows some non-compliance with the speed limits, particularly with light trucks. The Police will be provided with the report and a detailed breakdown of the speed survey to encourage targeted enforcement, particularly for light trucks.

**RECOMMENDATION:**

That Council receives the 1st Quarter 2023 Traffic Survey Report for Dulguigan Road, North Tumbulgum.

**ATTACHMENTS**

None

**COUNCIL IMPLICATIONS:**

a. **Legislation/Policy/Existing Strategic Plans**  
Not applicable.

b. **Sustainability:**

i. **Financial (Budget/Long Term Financial Plan/Whole of Life Cost):**

The traffic surveys are conducted through the existing traffic monitoring program.

**ii. Environmental (including climate change):**

Not applicable.

**iii. Social:**

Speeding is of great concern to the community, particularly where trucks are involved and on rural roads. The actions listed in this report aim to increase awareness of the special 'trucks and buses' 60 km/h speed limit and encourage enforcement of the speed limit by Police. If motorists are driving at safer speeds, residents and other roads users will be safer driving on Dulguigan Road.

**c. Legal Considerations:**

Not applicable.

**d. Risk Considerations:**

Speeding is the greatest contributing factor to crashes in our area. Encouraging greater compliance with the speed limit should reduce the risk of crashes on this road.

**e. Engagement/Communication:**

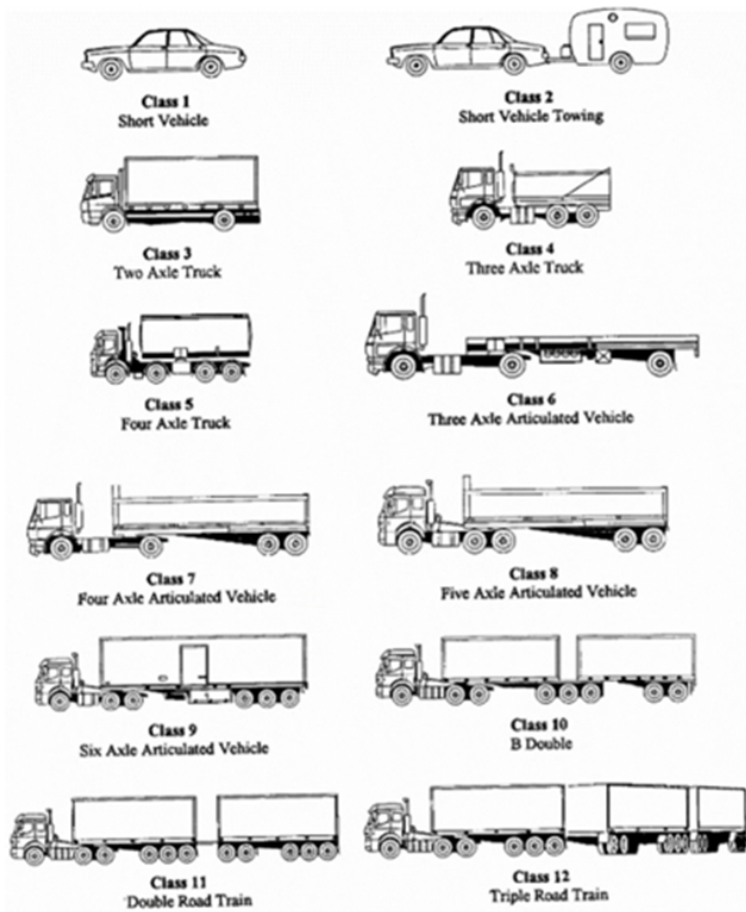
**Inform** - Assisting the community to learn about Council services and programs.

**REPORT:**

Following concerns about speeding and a high number of heavy vehicle movements, Council resolved to monitor traffic volume and speeds on Dulguigan Road. While most of the community concern relates to quarry generated traffic, the collected data represents all traffic past a designated point. The traffic survey data cannot distinguish between quarry and non-quarry related vehicles.

In response to a request from Council, Transport for NSW reduced the speed limit on Dulguigan Road from a default rural 100 km/h to 80 km/h. The special 60 km/h speed limit for trucks along the quarry route remains but now also applies to buses. The new speed limit signage was installed on 31 January 2020.

Council traffic tubes were installed at the end of January 2020 near 809 Dulguigan Road. This location was selected because it is on a straight section of road where motorists would likely reach their maximum speed. The software captures the Austroads 94 Vehicle Classification Scheme. An overview of each class is provided in Figure 1.



**Figure 1:** Austroads 94 Traffic Classification Scheme Chart

**Traffic Survey**

The data below in Table 1 is the average for 2022. The data for the first quarter 2023 is presented in Table 2. Vehicle speed data is presented quarterly and traffic volumes monthly (Table 3). Figures 2-5 compare the average speed data, 85th percentile speeds and percentage over the speed limit for each quarter.

	<b>Class 1 &amp; 2</b>	<b>Class 3-5</b>	<b>Class 6 and above</b>
Average speed	71 Km/h	66 Km/h	60 Km/h
85 <sup>th</sup> percentile	83 Km/h	81 Km/h	69 Km/h
Percentage over the speed limit	23%	69%	55%
Percentage more than 10 km/h over speed limit	7%	49%	14%

**Table 1:** 2022 Averages

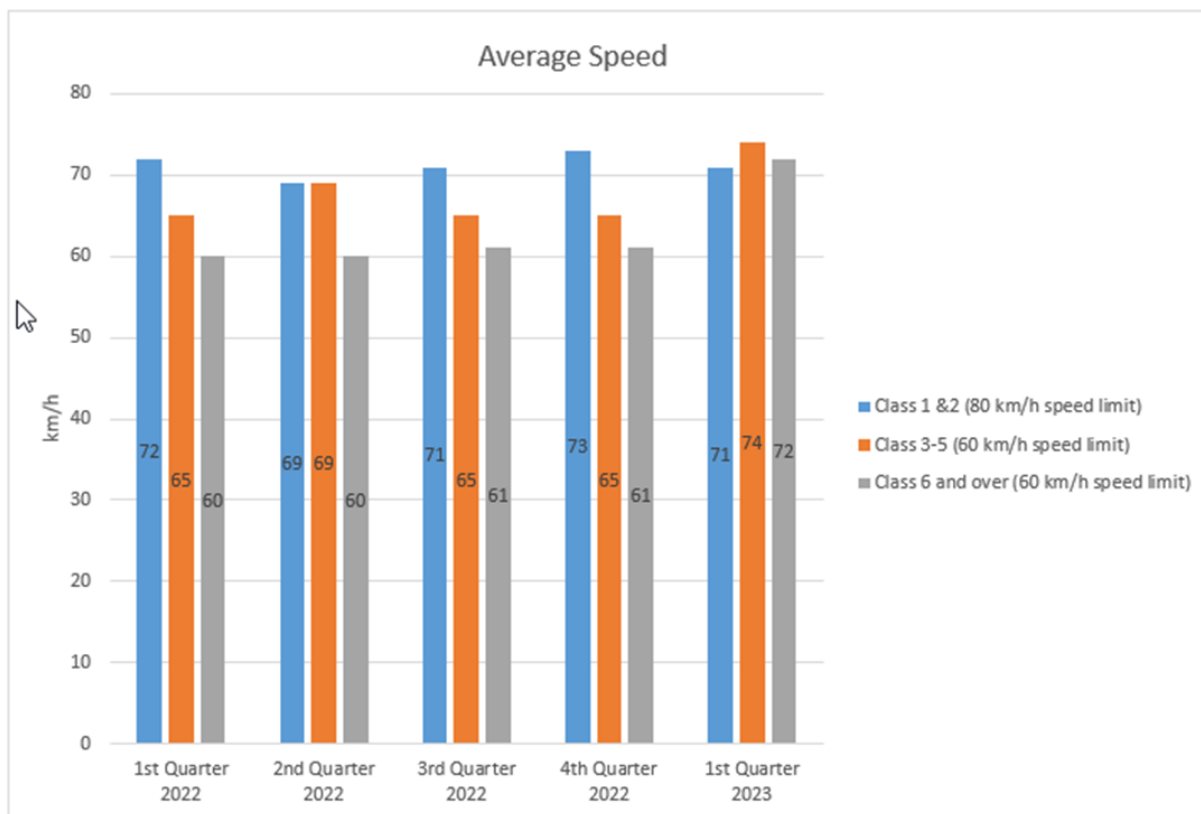
	<b>Class 1 &amp; 2</b>	<b>Class 3-5</b>	<b>Class 6 and above</b>
Average speed	71 Km/h	74 Km/h	71 Km/h
85 <sup>th</sup> percentile	85 Km/h	89 Km/h	72 Km/h
Percentage over the speed limit	25%	81%	63%
Percentage more than 10 km/h over speed limit	7%	58%	18%



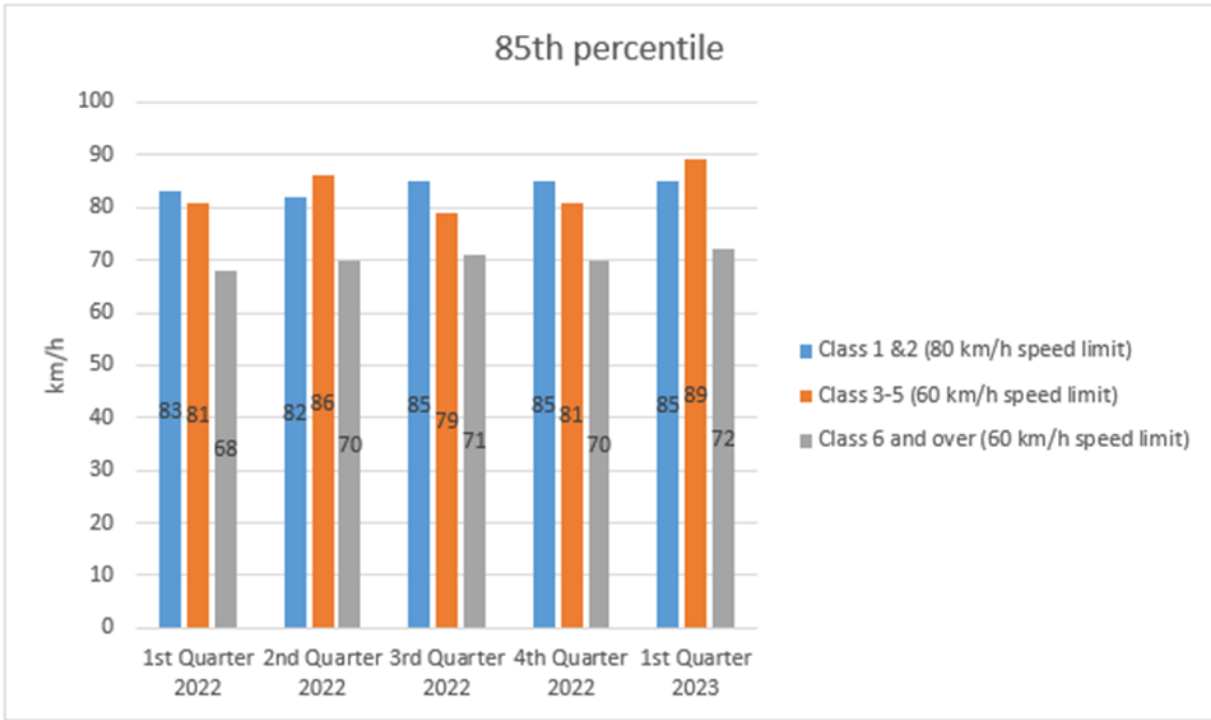
**Table 2:** Speeds at 809 Dulguigan Road, first quarter 2023 (January to March)

Average Daily Traffic (ADT) by month	All Vehicles	Class 1 & 2	Class 3-5	Class 6 and above
January 2022 ADT	647	564	65	17
February 2022 ADT	644	531	96	18
March 2022 ADT	666	516	128	23
April 2022 ADT	681	530	125	25
May 2022 ADT	623	477	122	22
June 2022 ADT	706	543	131	32
July 2022 ADT	631	490	114	27
August 2022 ADT	731	555	136	40
September 2022 ADT	680	536	125	19
October 2022 ADT	653	514	114	25
November 2022 ADT	740	573	138	30
December 2022 ADT	660	524	116	21
January 2023 ADT	700	559	115	24
February 2023 ADT	720	574	119	27
March 2023 ADT	688	548	113	26

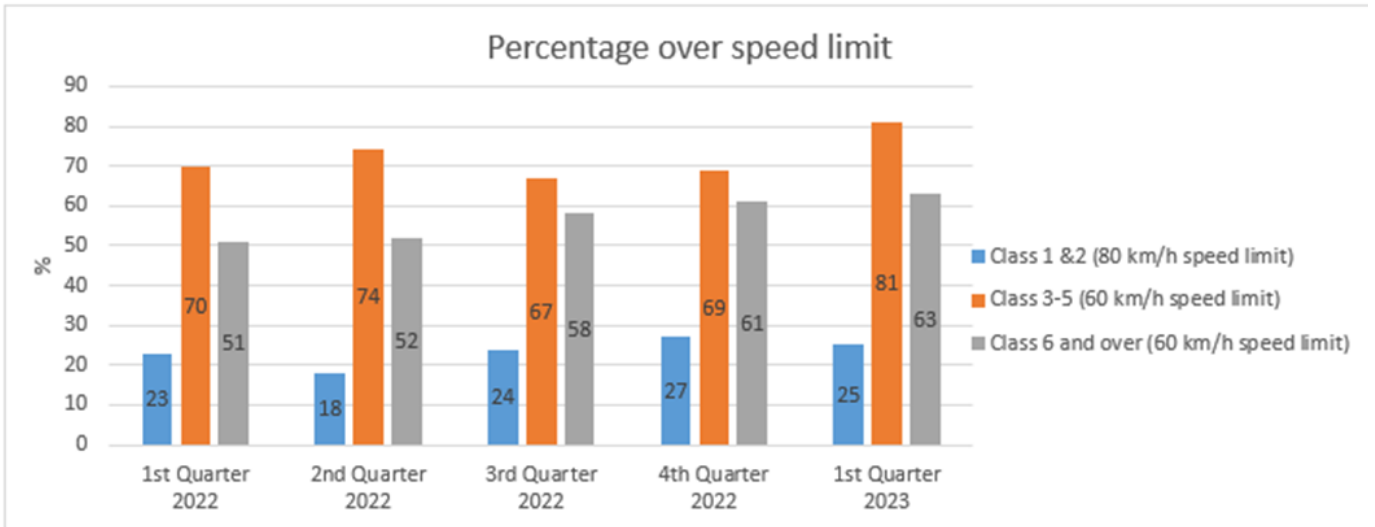
**Table 3:** Traffic volumes



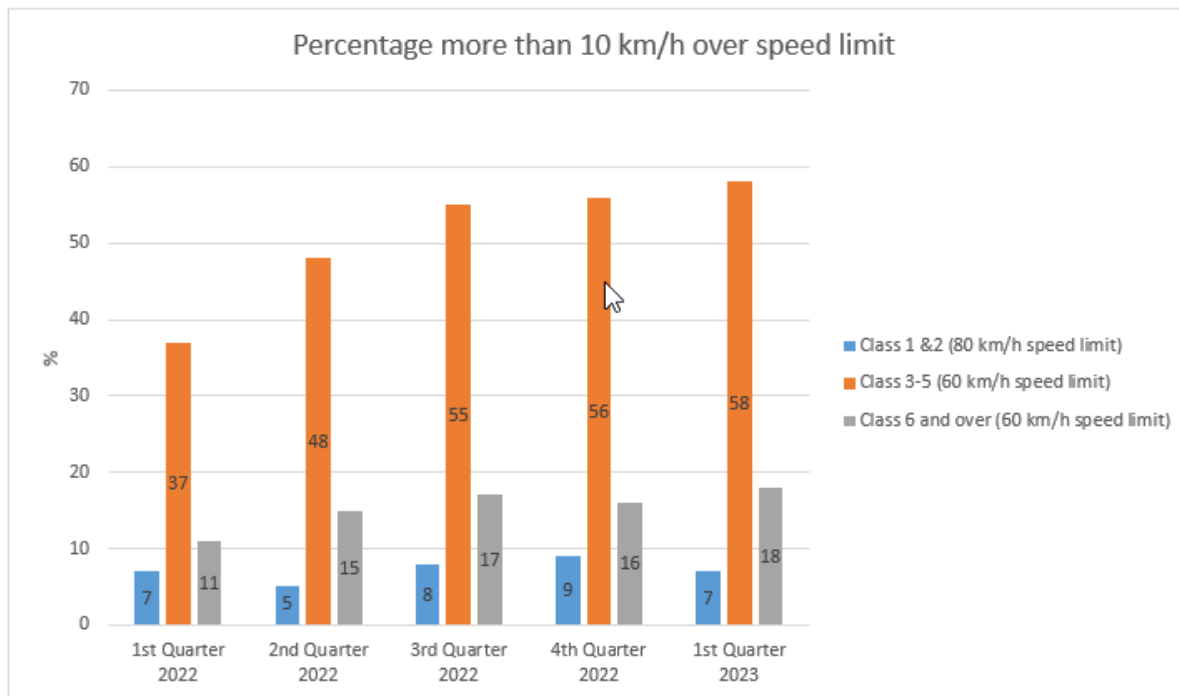
**Figure 2:** Average speed of the different classes of vehicles using Dulguigan Road.



**Figure 3:** 85th percentile speed of the different classes of vehicles using Dulguigan Road.



**Figure 4:** Percentage of vehicles over the speed limit.



**Figure 5:** Percentage of vehicles more than 10km/h over the speed limit.

The data still shows some non-compliance with the speed limit, particularly for class 3-5 vehicles. This group is still the most non-compliant with 58% of drivers in this class travelling more than 10km/h over the speed limit. The percentage of heavy vehicles (class 6 and over) more than 10km/h over the speed limit has increased from 16% to 18%.

The following actions have been taken to encourage better compliance with the speed limit:

Quarterly reports are provided to the police, with a detailed breakdown of speeding issues to encourage targeted enforcement. The Police have now included Dulguigan Road in their regular patrols, targeting heavy vehicles.

- Hy-Tec Quarry operators were provided with the report from the first and second quarter and responded by issuing flyers to all drivers to remind them of the 60 km/h speed limit. They have also issued warnings to drivers who have exceeded the speed limit during their daily audits.
- Council truck drivers have been reminded of the 60 km/h speed limit on Dulguigan Road and the importance of travelling at safe speeds.

The next quarterly report will be provided to Council at the August 2023 meeting.

**OPTIONS:**

Option 1

That Council receives the 1st Quarter 2023 Traffic Survey Report for Dulguigan Road, North Tumbulgum.

Option 2

Council receives the report with additional resolution(s).

**Option 1** is the recommendation of the report.

**PREVIOUS COUNCIL RESOLUTIONS:**

Council Meeting - 15 December 2019

This report is in response to a Council resolution from 15 December 2019, which included: "Retains counters on a permanent basis with quarterly reports to Council on truck numbers and speeding"

# **TITLE: Corporate Quarterly Performance Report as at 31 March 2023**

**Submitted By:** Financial Services

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## **LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Growing – We want to work together to plan for the future so the Tweed grows and evolves in a sustainable way**

**Plan ahead so the Tweed is ready for the future.**

4.1.1 Financial Services – To collect and manage Council funds and provide information and advice to support sound financial decision-making.

**Growing – We want to work together to plan for the future so the Tweed grows and evolves in a sustainable way**

**Make sure Council services supported to deliver effective transparent programs and operations**

4.3.3 Governance – To provide governance and risk advice, processes and systems to facilitate good governance practices.

## **ROLE:**

**LEADER** - Council grows strong, transparent and visionary leadership promoting unity to make our Tweed community even better tomorrow than it is today.

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## **EXECUTIVE SUMMARY**

The Quarterly Corporate Performance Report is presented to Council for consideration.

In summary, Council's performance across the streams of Protecting, Living, Thriving and Growing are:

- Complete: 55 (14%)
- On Track: 285 (73%)
- Nearly There: 16 (4%)
- Behind: 34 (9%)
- Not Started: 1

This report and accompanying attachment detail the third quarter of the 2022-23 Operational Plan activities up to 31 March 2023.

## **RECOMMENDATION:**

**That Council receives the Corporate Quarterly Performance Report as at 31 March 2023.**

## **ATTACHMENTS**

1. Quarterly Operational Plan Review - March 2023

## **COUNCIL IMPLICATIONS:**

### **a. Legislation/Policy/Existing Strategic Plans**

This report is provided in accordance with requirements associated with Integrated Planning and Reporting Framework.

**b. Sustainability:**

**i. Financial (Budget/Long Term Financial Plan/Whole of Life Cost):**

Financial aspects, where relevant, are included within the performance of the KPI's and projects in this performance report

**ii. Environmental (including climate change):**

Environmental aspects are included within the performance of the KPI's and projects in this performance report

**iii. Social:**

Social aspects are included within the performance of the KPI's and projects in this performance report

**c. Legal Considerations:**

Not applicable.

**d. Risk Considerations:**

Risk considerations are included within the performance of the KPI's and projects in this performance report

**e. Engagement/Communication:**

**Inform** - Assisting the community to learn about Council services and programs.

**REPORT:**

At the Council meeting held 16 June 2022, Council adopted the Community Strategic Plan 2022-32 "Our vision for the future".

At the same Council meeting, the Delivery Program 2017-22 / Operational Plan 2022-23 was adopted by Council. Both of these documents contain a reporting structure which is based upon the following four principal streams:



**We want a healthy natural environment**

In the Tweed, we value the importance and beauty of our internationally significant environment and biodiversity and we feel a shared responsibility to protect and enhance it for current and future generations.

Council actively works together with traditional custodians and the broader community to minimise our impact on the environment; protect and improve the health of our land, waterways and native wildlife and mitigate the impacts of climate change.



**We want to be safe at home and in the community with reliable essential services and infrastructure**

Safety is a fundamental human need. All of us want and need to feel safe in the place we call home, have affordable access to essential services and confidence that our community will be supported to be safe in times of crisis.

Council provides safe and reliable water and wastewater services, ensures our built environment is constructed safely and provides comfort that the local businesses that we visit, like restaurants, cafés and service stations, are safe for us all to enjoy. Council provides a safe and connected local road network that can accommodate increased traffic as our shire grows and works with others to make sure that the Tweed is resilient and ready in the face of our changing climate.



**We want the Tweed's people and places to thrive**

People in the Tweed value our friendly and inclusive community and the high quality of life we enjoy thanks to our outdoor lifestyle and vibrant arts and culture scene. We care for each other in times of need, we support our local economy and we work together to create opportunities for us all to succeed.

Council provides infrastructure and creates connections to facilitate and nurture our community's active, vibrant lifestyle, growing economy and to help make the Tweed a great place to live, work and visit.



**We want to work together to plan for the future so the Tweed grows and evolves in a sustainable way**

Some residents were lucky to be born in the Tweed, others have made the fortunate choice to make this shire their home – all of us have a role to play in shaping a liveable community that is ready for the future and respects the unique characteristics that make the Tweed so special.

Council's role is to work with the community and others to plan strategically for sustainable growth and manage change in a way that retains and enhances our diverse natural and built environments. The community expects Council to make responsible and transparent decisions in the best interests of the Tweed.

Section 404(5) of the *Local Government Act 1993* provides that:

*“The general manager must ensure that regular progress reports are provided to the council reporting as to its progress with respect to the principal activities detailed in its delivery program. Progress reports must be provided at least every 6 months.”*

Consistent with previous practice, the General Manager has elected to report more frequently (on a quarterly basis) to Council on its progress in meeting activities and targets of the Operational Plan.

This is the third quarterly performance report on the progress against the Operational Plan for the 2022-23 financial year.

Following Council's decision on this report, it will be made available via the Integrated Planning and Reporting Framework page on Council's website.

**OPTIONS:**

Nil

**PREVIOUS COUNCIL RESOLUTIONS:**

Nil



# Operational Plan Quarterly Review

Tweed Shire Council

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As at 31 March 2023

*Delivering our future*

Delivery Program 2022 – 2026

Operational Plan 2022 – 2023



## About this Report

This report presents the quarterly progress report on the Council's performance relative to:

- the Council's long term sustainability; and
- the Council's achievements in implementing the 2022/2026 Delivery Program and 2022/2023 Operational Plan.

Each Item in the Delivery Program and Operational Plan is referenced to one of the Strategic Priorities of the Community Strategic Plan.

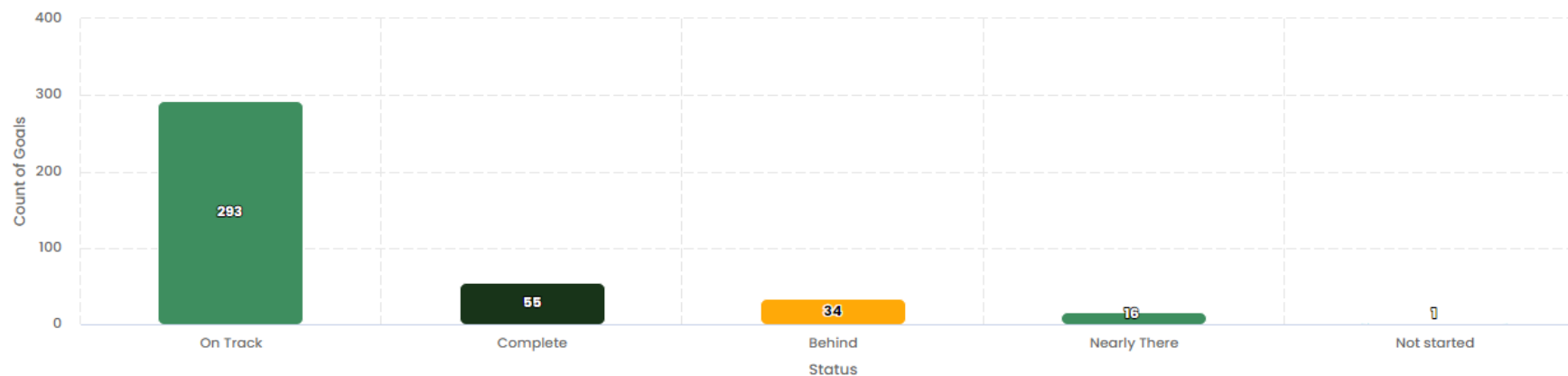
1. Protecting
2. Living
3. Thriving
4. Growing

To assess the progress in implementing the Council's 2022/2026 Delivery Program and 2022/2023 Operational Plan, a range of qualitative and quantitative performance measures are being used.



## Organisational Performance

### Overall Performance



### Performance by stream

Stream	Complete		On Track		Nearly There		Not Started		Behind	
	No.	%	No.	%	No.	%	No.	%	No.	%
Protecting	3	6%	40	74%	5	9%	0	0%	6	11%
Living	30	19%	105	66%	6	4%	0	0%	19	12%
Thriving	10	9%	92	84%	2	0%	0	0%	5	5%
Growing	12	16%	56	74%	3	4%	1	1%	4	5%
<b>Total</b>	<b>55</b>	<b>14%</b>	<b>285</b>	<b>73%</b>	<b>16</b>	<b>4%</b>	<b>1</b>	<b>0%</b>	<b>34</b>	<b>9%</b>



## **Highlights for the period**

### **PROTECTING**

#### **We want a healthy natural environment**

#### **Goal 1.1: Take action as caretakers for our internationally significant environment to pass onto our next generation**

##### **Protecting the Tweed's Koala population**

Council has provided information and direction to the NSW State Government to assist with addressing koala vehicle strike on the M1. It has also submitted a funding proposal under the NSW Koala Strategy for a range of projects aimed at reducing koala vehicle strike incidents.

Koala habitat restoration works are continuing in priority locations and maintenance work has been carried out across approximately 30 hectares of planted and existing koala habitat between January and March 2023.

For more information visit [tweed.nsw.gov.au/koalas](https://tweed.nsw.gov.au/koalas)

##### **Planning Proposal progresses**

In March, Council resolved to progress a planning proposal to amend the Tweed Local Environmental Plan (LEP) 2014 to introduce the statutory controls for the C2 Environmental Conservation and C3 Environmental Management zones.

The NSW Department of Planning issued a Gateway Determination for this proposal (PP23/0001) which is the first of a series of planning proposals which will ultimately apply conservation zones across the Tweed and integrate deferred matter land into Tweed LEP 2014.

The first planning proposal (to be exhibited in May 2023) seeks to:

- Introduce the C2 Environmental Conservation and C3 Environmental Management zones to the list of available land use zones under Section 2.1 and to include relevant statutory provisions for each of those zones within the Land Use Table at the end of Part 2 of the Tweed LEP 2014.



- Facilitate efficient development outcomes by making conservation zones available for use within proponent lead rezoning applications. For more information visit [yoursaytweed.com.au/czones](https://yoursaytweed.com.au/czones)

### **National Flying-fox Monitoring Program**

The National Flying-fox Monitoring Program February quarterly monitoring and reporting was completed with results indicating that the Grey-headed Flying-fox population is stable and there was no measurable impact from the 2019-20 bushfires. Cudgerie Reserve flying-fox habitat restoration plantings are also progressing well.

For more information visit [tweed.nsw.gov.au/native-animals](https://tweed.nsw.gov.au/native-animals)

### **River Health Grants**

River Health Grants have been instigated on 5 new properties since January 2023 and include planting works to stabilise or rehabilitate 2 badly eroded riverbanks affected by the 2022 floods. Stock exclusion fencing and cattle watering points have been installed to protect 760m creek line in Pumpenbil. Six properties are receiving follow-up grants to restore riparian vegetation that was badly damaged by flooding. A landowner in Kunghur is receiving a grant to supply revetment rock, where approvals were obtained, and landowner is installing the structural works.

For more information visit [tweed.nsw.gov.au/environmental-grants-incentives](https://tweed.nsw.gov.au/environmental-grants-incentives)

### **Delivering actions from the Tweed Estuary Coastal Management Program**

Council has completed work on a river erosion stabilisation project at Condong, at a site exposed to high levels of wake wave energy associated with the Condong Boat Ramp. Preliminary work has also commenced on the issue of future tidal inundation associated with sea level rise, and how this should be mapped and considered by the land use planning scheme.

For more information visit [tweed.nsw.gov.au/rivers-creeks](https://tweed.nsw.gov.au/rivers-creeks)



**Expressions of Interest open for Keeping Cats Safe at Home vouchers**

Council offered cat owners in the Tweed a chance to help transform their homes into a cat haven as part of a program to encourage those who have a cat in their lives to keep them safe from harm – at home. Thirty-six \$500 vouchers are up for grabs for eligible cat owners who complete an expression of interest form..

For more information visit [tweed.nsw.gov.au/cats](https://tweed.nsw.gov.au/cats)

**Tweed stepped up to clean up!**

Council proudly supported this year's Clean Up Australia Day on Sunday 5 March which saw hundreds upon hundreds of kilos of waste removed from Tweed parks, gardens, and waterways. Across the Shire, there were some 50 registered clean up events organised by individuals, primary and secondary schools, and community organisations. Volunteers of all ages helped at each clean up event, doing their bit to reduce the amount of litter found in our natural environment - and spread the message that the less waste we create, the better.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/general-news/clean-up-australia-day-wrap-up](https://tweed.nsw.gov.au/council/news-updates/latest-news/general-news/clean-up-australia-day-wrap-up)

**Successful osprey nest relocation at Hastings Point**

Council staff successfully relocated the Hastings Point osprey nest material from its location on a light pole on the Hastings Point Tweed Coast Road Bridge, to a new nest cradle located a stone's throw away at the Hastings Point Holiday Park. The mission was challenging due to the height of the nest, and its exposed location right next to the busy road. The nest material was carefully transferred to the new nest cradle and it's good news - the birds have relocated and are looking comfortably set up in their new 'room with a view'.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/general-news/Successful-osprey-nest-relocation-Hastings-Point](https://tweed.nsw.gov.au/council/news-updates/latest-news/general-news/Successful-osprey-nest-relocation-Hastings-Point)





**Goal 1.2 Work together to reduce our impact on the natural environment and adapt to climate change for a sustainable future.****climate change for a sustainable future.****Climate risk assessment and adaptation plans**

Councillors received an update on the climate change risk assessment at a workshop on 23 March, including feedback regarding Tweed's climate context and future projections from David Rissick, Partner in Sustainability and Climate Change at Deloitte Risk Advisory.

Twelve external technical stakeholders were invited to review Council's draft risk statements. The Aboriginal Advisory Council also received a briefing about the work and relevant risk statements at their 10 March meeting. External stakeholder feedback is due 5 May, and Council will receive the finalised Climate Change Risk Assessment at their 22 June meeting.

For more information visit [tweed.nsw.gov.au/climate-change](https://tweed.nsw.gov.au/climate-change)

**Progress on renewable energy projects**

Construction of 604kW solar at Banora Point Wastewater Treatment plant is 90% complete. All panels and switchboards have been installed with all remaining works expected to be complete by end of May 2023. Council is currently setting up the eGauge unit for monitoring and performance of panels for an additional 99kW solar at Tweed Regional Art Gallery and 14kW solar at Banora Point Community Centre. Council is also currently seeking quotes to complete the works to install 12kW solar at Uki Wastewater Treatment Plant.

For more information visit [tweed.nsw.gov.au/sustainable-operations](https://tweed.nsw.gov.au/sustainable-operations)

**Preparing for the Community Emissions Reduction Strategy**

As part of the Climate Ready Tweed project, grant funded by the Australian Government, Griffith University hosted a community survey to identify opportunities for community-based action on climate change. 252 Tweed Shire residents responded to the survey.

Three strong themes were expressed about priorities for carbon reductions Solar PV on homes and energy efficiency; car alternatives, riding and public transport; and plastic consumption and waste reduction. Survey respondents remarked on Council's role in climate action: leadership



in Council's own actions, maintaining and supporting key infrastructure, providing relevant resources coupled with facilitation conversations, supporting existing strong networks of action within the community and liaising with other government agencies.

For more information visit [tweed.nsw.gov.au/environment/climate-sustainability/climate-change](https://tweed.nsw.gov.au/environment/climate-sustainability/climate-change)

### **Progress on works at Stotts Creek**

Unsuitable materials that have been identified in the ground are being removed and crushed concrete from the site is being replaced, resulting in project delays. The temporary weighbridge is on-site and ready to be used once the IT equipment is installed. The changeover to temporary arrangements is expected late May 2023 with project completion expected by end of October 2023. The final landfill cell at the Stotts Creek Resource Recovery Centre is now delivered and commissioned.

For more information visit [yoursaytweed.com.au/site-entrance](https://yoursaytweed.com.au/site-entrance)

### **Drought resilient beef and dairy farms in the Tweed**

A range of activities under the Australian Government-funded Future Drought Fund project were completed in March 2023 including: a whole farm planning course and the development and initial implementation of drought preparedness plans. In addition, 4 education and information-sharing events were held to showcase project outcomes and learnings to the wider community including a climate change and adaptation awareness raising workshop, pasture improvement field day, dung beetle workshop and a whole farm planning workshop. The project also included a number of trials and demonstrations including a multispecies pasture cropping trial, a shire-wide dung beetle survey and a biochar cattle-feeding trial. Final reports are being prepared and a short film is also being finalised to document the project outcomes.

For more information visit [tweed.nsw.gov.au/environment/agriculture-farming/agriculture-projects](https://tweed.nsw.gov.au/environment/agriculture-farming/agriculture-projects)

### **Opportunity to support sustainable growth of agriculture in the Tweed**

Council sought expressions of interest from members of the community to join two management committees: the Rural Land Industry Management Committee and the Koala Beach Wildlife and Habitat Management Committee.



For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1395456-opportunity-to-support-sustainable-growth-of-agriculture-in-the-tweed](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1395456-opportunity-to-support-sustainable-growth-of-agriculture-in-the-tweed)



## LIVING

**We want to be safe at home and in the community with reliable essential services and infrastructure**

**Goal 2.1 Provide safe, sustainable and affordable water supply and wastewater services as the foundations of a healthy community.**  
**services as the foundations of a healthy community.**

### **Construction completed on a water supply link to City of Gold Coast**

Commercial arrangements for the new link will be presented to Council for a resolution in coming months.

For more information visit [tweed.nsw.gov.au/future-water-supply](https://tweed.nsw.gov.au/future-water-supply)

**Goal 2.2 Deliver a safe and connected local road and active transport network that can accommodate increased traffic as our shire grows and connects people, places and businesses to each other.**

### **Maintaining our local roads**

In the period, Council resealed 10km of bitumen taking the total this financial year to 50km. Council also commenced upgrades to Kyogle Road and Quarry Road.

For more information visit [tweed.nsw.gov.au/roads](https://tweed.nsw.gov.au/roads)

### **Footpath repairs**

40m of footpath sections repaired this period at Prince Street and Nullum Street in Murwillumbah and Winders Place in Banora Point.

For more information visit [tweed.nsw.gov.au/roads](https://tweed.nsw.gov.au/roads)



**Scenic Drive reopened ahead of schedule after landslip repair**

A favourable run of weather, combined with the use of specialised materials to speed up construction, saw the restoration of Scenic Drive completed in February well ahead of schedule. The devastating flood of February and March 2022 caused two major slips on Scenic Drive, cutting access on the main road connecting Bilambil Heights and Tweed Heads. This forced residents to make a lengthy detour until temporary access was restored with the opening of one lane in late September.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1387351-scenic-drive-to-reopen-to-dual-lane-traffic-after-landslip-repair](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1387351-scenic-drive-to-reopen-to-dual-lane-traffic-after-landslip-repair)

**Reserve Creek Road landslip work took a major step forward**

The 2022 February – March floods significantly undermined the road, causing a 15-metre high, near-vertical landslip. The Reserve Creek Road landslip presented Council with a major design and engineering challenge. Contractor SEE Civil Pty Ltd was awarded the \$5,978,367 restoration work contract and is now progressing design work from 30% to 100% completion. Initial work on site is on track to begin the start of May with the aim of temporary access being completed approximately 7 weeks after site work begins.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1392509-reserve-creek-road-landslip-work-takes-major-step-forward](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1392509-reserve-creek-road-landslip-work-takes-major-step-forward)

**Green light to restore Tyalgum Road landslip with award of \$16 million contract**

Work to repair the significant landslip on Tyalgum Road is set to progress, with a \$16 million contract awarded to local construction company SEE Civil Pty Ltd. The contract was awarded following an extensive tendering process, supported by a Letter of Agreement from Transport for NSW, and will allow the contractor to progress design work from 30% to 100%. A further \$4 million will go towards additional costs on the project, such as land acquisition and site work, bringing the total cost of the Tyalgum Road landslip repair to \$20 million.



[tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1395004-green-light-to-restore-tyalgum-road-landslip-with-award-of-16-million-contract](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1395004-green-light-to-restore-tyalgum-road-landslip-with-award-of-16-million-contract)

### **Goal 2.3 Make sure the places we live, work and visit are safe to protect our quality of life.**

#### **DA for new animal Pound and Rehoming Centre lodged**

A state-of-the-art new animal Pound and Rehoming Centre for the Tweed is one step closer following the lodgement of a development application for the new facility. The DA was open for public comment in February. The proposed new development will be constructed on Council-owned land at 92 - 102 Lundberg Drive, South Murwillumbah and will replace Council's former Pound facility at Stotts Creek, which closed in 2019.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1387044-da-for-new-animal-pound-and-rehoming-centre-lodged](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1387044-da-for-new-animal-pound-and-rehoming-centre-lodged)

#### **Take the Lead program continues in 2023**

After a successful pilot trial, Council extended its Take the Lead program which aims to reduce the number of dogs off-leash in high conservation value areas and other public places in the Tweed. The program, first launched in October last year, has to date focused on high conservation value areas at Casuarina/Kingscliff; Fingal Head; Hastings Point; Pottsville, and Wooyung Beach. Council has increased its enforcement patrols in partnership with Tweed Byron Police, with 122 fines issued last year as part of the program.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1386338-council-continues-to-promote-dog-leashing-in-high-conservation-areas](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1386338-council-continues-to-promote-dog-leashing-in-high-conservation-areas)





## Goal 2.4 Work together with others to prepare for, mitigate and build resilience to both natural disasters and the impacts of climate change.

### **\$6 million injection to help fund flood mitigation**

Federal Minister for Emergency Management, Murray Watt announced almost \$6 million funding as part of the first phase of the Northern Rivers Resilience Initiative for flood mitigation projects in the Tweed. Tweed projects given the green light include:

- A new pump system within the East Murwillumbah Levee (south of George Street) to assist with drainage - \$1,461,114
- New low flow pump at Lavender Creek and Murwillumbah CBD - \$969,106
- Earthworks across Lot 4 on Quarry Road to preserve the South Murwillumbah Condong flowpath – \$942,480
- Additional Wharf Street, Murwillumbah pump capacity - \$2,355,065.

Funding will also be shared between the 7 Local Government Areas (LGAs) of the Northern Rivers, including the Tweed, on several regional-wide programs, including:

- Regional program to increase community flood risk awareness, through information campaigns and flood warning signs - \$3 million
- Regional program to complete flood level surveys for buildings across all LGAs to input into flood risk assessments - \$800,000
- Regional assessment of evacuation routes, their capacity and options for infrastructure upgrades across all LGAs - \$1.2 million.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1390340-6-million-injection-to-help-fund-flood-mitigation](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1390340-6-million-injection-to-help-fund-flood-mitigation)



## THRIVING

### We want the Tweed's people and places to thrive

#### Goal 3.1 Support our community to be inclusive and care for each other to create stronger community bonds and support for those in need.

##### Reflecting on the 2022 flood, one year on

It was a time of mixed emotions and memories for Tweed residents as the community remembered the flood events of February and March 2022. Just as the community came together after the flood waters receded to help with the clean-up, Council encouraged the community to come together once again to help with the emotional rebuilding of lives. Several events were held to allow individuals, families and groups to not only reflect on the events of 2022 but also to come together to move forward including: Disaster Recovery of Personal Stories (DROPS) in Murwillumbah; Business Kingscliff free community breakfast; Chinderah Community Hub BBQ; Hub 2484 Community Gathering; and Pottsville Community Resilience Together Community Get-Together.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1389975-reflecting-on-the-2022-flood-one-year-on](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1389975-reflecting-on-the-2022-flood-one-year-on)

##### Forum to help in-home aged care providers prepare for major industry reform

Council, with partners Social Futures and Boosting the Local Care Workforce Program, invited Commonwealth Home Support Program providers to attend a free educational forum ahead of major changes to the in-home aged care sector next year. *Strategy In The Face Of Change – Community Aged Care Forum* informed the sector of changes coming into effect in July 2024 when the existing [Commonwealth Home Support Program\(CHSP\)](#) will become part of the new in-home aged care program.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1395295-forum-to-help-in-home-aged-care-providers-prepare-for-major-industry-reform](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1395295-forum-to-help-in-home-aged-care-providers-prepare-for-major-industry-reform)



**Tweed Citizen of the Year is a passionate refugee advocate**

Australia Day Award recipients and new citizens were honoured at a ceremony in Murwillumbah in January. The Tweed Citizen of the Year was awarded to refugee advocate, Joan Henderson of Urliup. Joan is an active member and co-convenor of the Uki Refugee Project, a community group offering support and advocating on behalf of refugees and asylum seekers in Australia. Awards were also presented for the following categories: Arts and Culture; Community Event of the Year; Sporting Achievement (Individual and Group); Young Achiever of the Year; Volunteer of the Year (Individual and Group).

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1384266-tweed-citizen-of-the-year-is-a-passionate-refugee-advocate](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1384266-tweed-citizen-of-the-year-is-a-passionate-refugee-advocate)

**Local achievers recognised for community work as part of Seniors Festival**

Senior residents who tirelessly give back to the community were recognised at the Local Achievement Awards held as part of the opening of the Tweed Seniors Festival. The ceremony, hosted by comedian Mandy Nolan, signalled the beginning of this year's Tweed Seniors Festival, a 12-day celebration of the contribution older people make to our community. The festival, which attracted hundreds of participants across more than 40 events, is an annual NSW Government event supported by Council for local seniors to enjoy.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1388282-local-achievers-recognised-for-community-work-as-part-of-seniors-festival](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1388282-local-achievers-recognised-for-community-work-as-part-of-seniors-festival)

**10-week Shop Don't Drop program empowers old people with technology**

For some people in our community, especially older people that have not grown up with technology, the idea of using a device can be daunting. Something as simple as using the internet can be anxiety inducing. Council's Shop Don't Drop is a 10-week program that builds confidence in using a digital device. Throughout the course participants learned how to use an iPad in a fun, relaxed environment full of other people wanting to build their digital confidence, just like them.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/general-news/seniors-technology-classes-tweed](https://tweed.nsw.gov.au/council/news-updates/latest-news/general-news/seniors-technology-classes-tweed)



### **Goal 3.2 Provide our community with opportunities to be active and healthy.**

#### **Green light for Piggabeen Sports Complex upgrade**

Work on the long-awaited upgrade to the Piggabeen Sports Complex – home to Australia’s oldest provincial rugby league club the Tweed Seagulls – will commence in late 2023 after a major funding injection from the NSW Government. A \$600,000 grant from the NSW Department of Planning – Stage 2 Regional Housing Fund Infrastructure Projects fund will allow Council to deliver elements of Stage 1 of its Piggabeen Sports Complex Masterplan Project. An additional \$1.68 million granted to Tweed Seagulls RLFC through the NSW Government’s Office of Sport – Multi-Sport Community Facility Funding will be used to complete additional elements of the Masterplan.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1386892-green-light-for-piggabeen-sports-complex-upgrade](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1386892-green-light-for-piggabeen-sports-complex-upgrade)

#### **\$3.9 million upgrade lifts sports fields to a regional sports facility**

The upgraded Kingscliff Regional Sports Complex was officially opened in February with the help of players from Kingscliff District Football Club, Cudgen Leagues Club and Tweed Little Athletics. The \$3.9 million upgrade included construction of a new clubhouse, public toilets and changeroom facilities, new energy efficient LED lighting (up to 250 lux) installed on multiple fields, upgrades to athletics facilities, a new entryway, car parking and landscaping. The upgrade transformed the sports fields from a small, limited facility to a multi-use, regional sporting complex which can now host a variety of sports including football, rugby league, athletics, and cricket.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1387818-community-benefits-from-kingscliff-sports-fields-upgrade](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1387818-community-benefits-from-kingscliff-sports-fields-upgrade)

#### **Investment helping community sports and the growth of women’s AFL**

A new amenities building at Barry Sheppard Oval at Bogangar was officially opened in February, providing better opportunities for AFL in the Tweed, including the growing popularity of the sport with women. The new building was completed, with Stage 1 including 2 unisex change



rooms, a referees' room, an accessible toilet, a scorer/timekeeper's room and storage facilities. An official ribbon cutting ceremony was held to unveil the new facility, which was built with funding from the NSW Government's Stronger Country Communities Funding Program Round 2 (\$350,000), Tweed Shire Council (\$370,000) and AFL NSW (\$50,000).

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1390973-new-amenities-building-at-barry-sheppard-oval](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1390973-new-amenities-building-at-barry-sheppard-oval)

### **Council partners with Better Cities Group to guide 10-year strategy**

Together with the Better Cities Group, Council began engaging with the Tweed's more than 80 sports clubs, hosting a special Community Conversation at Seagulls Club in March to seek their input on the Draft Sport and Active Recreation Strategy to guide investment and decision-making about how Council can support participation in community sport and active recreation over the next 10 years.

For more information visit [yoursaytweed.com.au/activer recreation](https://yoursaytweed.com.au/activer recreation)

### **Groundswell of approval for Tweed's exciting new inclusive play space**

Described by some as the 'best playground ever', Livvi's Place at Goorimahbah Place of Stories, was given the official tick of approval with the opening of the popular inclusive playground at Tweed Heads. Mayor of Tweed Shire Chris Cherry, NSW Minister for Planning and Minister for Homes Anthony Roberts, Tweed MP Geoff Provest and Justine Perkins OAM, founder of the [Touched by Olivia Foundation](#) and Olivia's mum, were on hand to cut the ribbon and officially open the spectacular public space.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1389798-groundswell-of-approval-for-tweeds-exciting-new-inclusive-play-space](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1389798-groundswell-of-approval-for-tweeds-exciting-new-inclusive-play-space)

### **Upgraded Fingal Foreshore Park revitalises local area**

The much-loved new inclusive playground at Fingal Foreshore Park, which pays homage to the deep cultural heritage of the area, was officially opened in February. Mayor of Tweed Shire Chris Cherry, Minister for Planning and Minister for Homes Anthony Roberts and Tweed MP Geoff



Provest were joined by local Elders and students from Fingal Head Public School to do the official honours of opening the new inclusive play space.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1389831-upgraded-fingal-foreshore-park-revitalises-local-area](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1389831-upgraded-fingal-foreshore-park-revitalises-local-area)

### **Goal 3.3 Build a vibrant community to be a great place to live and visit**

#### **Spectacular first stage of Rail Trail officially opened**

The 24 km Tweed section of the Rail Trail was officially opened on 1 March in a ceremony at the heritage-listed Murwillumbah Railway Station, with NSW Deputy Premier Paul Toole, Lismore MP Janelle Saffin, Tweed MP Geoff Provest, Mayor of Tweed Shire Chris Cherry and Northern Rivers Rail Trail Inc. President Pat Grier AM doing the honours.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1391284-spectacular-first-stage-of-rail-trail-officially-opens](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1391284-spectacular-first-stage-of-rail-trail-officially-opens)

#### **Thousands join in festivities to mark Rail Trail opening**

From young toddlers to a 101-year-old centenarian, trailblazers turned out in force 26 and 27 March to participate in community celebrations to mark the opening of the Tweed section of the Northern Rivers Rail Trail. More than 2,000 people from near and far are estimated to have flocked to the 24km section of the Northern Rivers Rail Trail over the weekend to join in everything from making their own smoothies on blender bikes at Murwillumbah Railway Station to viewing the interactive wildlife show presented by the Wildlife Twins at Mooball.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1396805-thousands-join-in-festivities-to-mark-rail-trail-opening](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1396805-thousands-join-in-festivities-to-mark-rail-trail-opening)





### **Margaret Olley exhibition marks 100 anniversary of her birthday**

An exhibition drawn entirely from the Tweed Regional Gallery collection and presented exclusively at the Tweed Regional Gallery & Margaret Olley Art Centre opened in March to celebrate the 100th anniversary of Margaret Olley's birthday.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1396090-margaret-olley-far-from-a-still-life](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1396090-margaret-olley-far-from-a-still-life)

### **Olive Cotton Award for photographic portraiture open for entries**

Entries opened 1 February for the prestigious *Olive Cotton Award for photographic portraiture*, held biennially at the Tweed Regional Gallery. Entries were welcomed from photographers resident in Australia, with both professional and emerging artists encouraged to submit new portraits.

For more information visit <https://gallery.tweed.nsw.gov.au/whats-on/prizes-awards/olive-cotton-award>

### **Autumn exhibitions on display at Tweed Regional Gallery**

New Autumn exhibitions opened on 10 March and explore life, transience, identity and responses to the natural world. The Gallery's seasonal change of exhibitions for Autumn includes a La Trobe Art Institute exhibition toured by NETS Victoria, titled *One foot on the ground, one foot in the water*. Also, solo exhibition by Sydney-based artist Susie Dureau *The River in the Sky* presents works she made in response to her residency in the Gallery's Nancy Fairfax Artist in Residence Studio immediately after the 2022 floods. Regional artist Lyle Duncan also presents a solo exhibition titled *Making a Name*, which explores coastal identity and the self-proclaimed identity of the Gold Coast. *Artists at Work: Installers of Tweed Regional Gallery* which celebrates the individual arts practice of the Gallery's installation team.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1392643-autumn-exhibitions-on-display-at-tweed-regional-gallery](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1392643-autumn-exhibitions-on-display-at-tweed-regional-gallery)



**Museum weaves exhibition magic with Social Fabric**

Tweed Regional Museum threw open its wardrobe doors and take visitors on a journey to stitch together a fascinating history of the Tweed in *Social Fabric*. The new exhibition displays some of the Museum's never-before-seen textile collection. From the luxurious to the humble, the textiles weave together our social fabric, telling stories of who we are, and how they have shaped our identity. Behind each garment is a surprising and unexpected story. Drag queen gowns, mermaid costumes, military uniforms and lacy corsets all chronicle the social history of fashion and dressmaking in the Tweed.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1393008-museum-weaves-exhibition-magic-with-social-fabric](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1393008-museum-weaves-exhibition-magic-with-social-fabric)

**One-of-a-kind evening inspired by fascination with natural world**

On Saturday 28 January, the Tweed Regional Museum in Murwillumbah expanded into surrounding streets for an epic evening street party inspired by the *Capturing Nature* exhibition. There were roaming giant Diprotodon puppets, activities for all ages, live music, prizes, and food and drink stalls. Visitors experienced the one-of-a-kind open-air puppetry performance from Australian visual theatre masterminds [Dead Puppet Society](#).

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1381941-museum-to-host-roar-some-street-party-some-megafauna-included](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1381941-museum-to-host-roar-some-street-party-some-megafauna-included)

**Tweed Heads Library makes science fun!**

Tweed Heads Library featured Bytewise by Questacon, a revolving showcase of 24 exhibits from the National Science and Technology Centre in Canberra that offers hands-on challenges drawn from mathematics and computer science.

For more information visit <https://rtrl.nsw.gov.au/bytewise-by-questacon>

**Funding boost to upgrade local libraries**

Local library services will be boosted with a \$995,402 share of \$6 million in funding for public libraries across the State as part of the Public Library Infrastructure Grant program announced by the NSW Government in March. Richmond Tweed Regional Library will receive \$475,000 toward the replacement of its Mobile Library which services the communities of Lismore, Ballina, Byron, and Tweed local government areas. Kingscliff Library will receive \$194,500 for an upgrade to library facilities including a new children's area, a new study area, a new layout and better service areas.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1391617-funding-boost-to-upgrade-local-libraries](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1391617-funding-boost-to-upgrade-local-libraries)

### **Goal 3.4 Support our local economy to thrive and generate sustainable economic opportunities to support our long term future.**

#### **Businesses invited to register interest in partnering with new Rail Trail**

Council called for businesses to register their interest in joining the Rail Trail Partner Program in advance of the 24km Tweed section of the Northern Rivers Rail Trail opening in March. Council and its tourism partner The Tweed Tourism Company will work with operators interested in commercial partnerships to offer guest experiences across the areas of: Taste (food and beverage); Stay (accommodation); Move (travel and transport options); Explore (education and recreation); Enjoy (entertainment and events).

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1383361-businesses-invited-to-register-interest-in-partnering-with-new-rail-trail](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1383361-businesses-invited-to-register-interest-in-partnering-with-new-rail-trail)



## GROWING

**We want to work together to plan for the future so the Tweed grows and evolves in a sustainable way**

**Goal 4.1 Plan ahead so the Tweed is ready for the future.**

### **Council applied to IPART for Special Rate Variation**

Council pushed forward with plans to apply for a Special Rate Variation ahead of the 2023/24 Budget cycle, after Councillors voted in February to support the process. Council sought to apply for a 2.35% rise in general rates in addition to the 4.0% pegged rate rise already approved for the Tweed by the Independent Pricing and Regulatory Tribunal (IPART) – an independent body that determines the level of rates able to be collected by councils across NSW.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1388661-council-to-apply-to-ipart-for-special-rate-variation](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1388661-council-to-apply-to-ipart-for-special-rate-variation)

**Goal 4.2 Join with the community to make the Tweed better tomorrow than it is today.**

### **Touching ceremony to mark first anniversary of flood**

Mayor of Tweed Shire Chris Cherry led a heart-warming service in February, casting flowers into the Tweed River in a symbolic gesture of hope and healing as the region marked the first anniversary of the 2022 flood. Cr Cherry was joined by Federal Member for Richmond Justine Elliot, Lismore MP Janelle Saffin, Deputy Mayor Meredith Dennis, Councillors Reece Byrnes and Nola Firth as well as representatives from the Australian Red Cross, SES, Tweed Byron Police District, Northern NSW Local Health District and local residents, as they reflected on the devastating events of 28 February 2022.

For more information visit [tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1391052-touching-ceremony-to-mark-first-anniversary-of-flood](https://tweed.nsw.gov.au/council/news-updates/latest-news/media-releases/1391052-touching-ceremony-to-mark-first-anniversary-of-flood)

**Delivering high levels of service to customers**



There were 25,718 customer interactions with Council's Contact Centre in this period and the average wait time before answering was only 83 seconds.

For more information visit [tweed.nsw.gov.au/service-standards-performance](https://tweed.nsw.gov.au/service-standards-performance)

**Online engagement platform remains popular**

Over 28 projects were open for public consultation during this period. Your Say Tweed received 14,300 visits from the public, an increase of 22% compared to the same period last year. There are now 7,330 registered users of Your Say Tweed.

For more information visit [yoursaytweed.com.au](https://yoursaytweed.com.au)



● Draft ● Not started ● Behind ● On Track ● Nearly There ● Overdue ● Complete → Direct Alignment ----> Indirect Alignment

## OPERATIONAL 2022/2023 PLAN

### STREAM 1. PROTECTING. 22/23 WE WANT A HEALTHY NATURAL ENVIRONMENT

Goal	Update	Historic Completion
Y1  1.1.1 Biodiversity Management		
→ <b>_1 Complete ecological referrals for planning proposals, major projects, development applications and tree preservation orders 0 Completions</b>	61 ecological referrals received for January to March 2023 quarter 61 ecological referrals completed for January to March 2023 quarter 104 active referrals in progress For 2023, the average monthly referrals received is 20 and the average monthly referrals completed is 20. In addition to ecological referrals, the conservation team are providing ongoing input and support to major projects including Gales, Kings Forest and Cobaki, together with numerous planning proposals, strategic planning projects and technical services for the Land and Environment Court, compliance actions, and community organisations	79% ahead  <b>159 / 0 Completions</b> 159 Completions ahead
→ <b>_2 Percentage of Tweed Coast Comprehensive Koala Plan of Management actions complete or on track : 85% to 85%</b>	A funding proposal has been submitted under the NSW Koala Strategy for a range of projects aimed at reducing koala vehicle strike incidents. Information and direction provided to State Government to assist with addressing koala vehicle strike on the M1. Koala habitat restoration works are continuing in priority locations, together with maintenance of existing sites. Council is contributing to development of regional koala communications for the Northern Rivers, as well as developing a schedule of education and engagement communication activities with Council's Communications team.	<b>85 / 85%</b> -



Goal	Update	Historic Completion
<p>→ <b>_3 Increase in participation in private land conservation programs : 100%</b></p>	<p>31 of 33 biodiversity grants should be completed by the end of the financial year. At least 1 and possibly 2 will be rolled over to 2023-24. Most of the remaining projects are proceeding well.</p> <p>Ongoing new applications and assessments completed for Land for Wildlife. Total number registered at 30 March is 212. There are 17 properties either yet to be assessed or that have been assessed and landholders are yet to approve assessment paperwork. Establishing Voluntary Conservation Agreements is proceeding very slowly due to the time it takes for landholders to make a final decision to proceed and also due to apparent resourcing issues at the Biodiversity Conservation Trust. Potential 12 landholders engaged.</p> <p>Valuable cluster of sites becoming involved in upper Cudgera Creek. Sites with high conservation significance, interested landowners and proximity to each other will improve overall program outcomes.</p> <p>Coordinated site visits for collection of plant material for Crystal Creek Walnut (<i>Endiandra floydii</i>) and Small-leaved Tamarind (<i>Diploglottis campbellii</i>) to support a propagation program run by Dept Planning and Environment (Saving our Species)</p> <p>Coordinated focus group discussion sessions to support the University of Queensland ARC research project titled Private land conservation in a dynamically changing and risky world. Draft survey developed to learn about barriers to private land conservation. Two groups of landholders will do the survey and provide feedback to researchers to help fine tune the survey before release to private landholders in NSW later in the year</p>	<p>75 / 100% 25% ahead</p>
<p>→ <b>1. Ongoing creation of additional koala habitat on private and public land toward the KPOM target of 300 hectares : 25%</b></p>	<p>Focus this quarter has been on maintenance of plantings done last year. More plantings are planned for the next quarter.</p> <p>Maintenance work has been carried out across approximately 30 hectares of planted and existing koala habitat between January and March 2023.</p>	<p>21 / 25% 2% ahead</p>
<p>→ <b>2. Review Conservation (C) Zones in accordance with the Far North Coast E-Zone Review : 25</b></p>	<p>At its meeting on 16 March 2023, Council resolved to progress a planning proposal to amend the Tweed Local Environmental Plan (LEP) 2014 to introduce the statutory controls for the C2 Environmental Conservation and C3 Environmental Management zones.</p> <p>The NSW Department of Planning issued a Gateway Determination for this proposal (PP23/0001). This planning proposal is the first of a series of planning proposals which will ultimately apply conservation zones across the Tweed and integrate deferred matter land into Tweed LEP 2014. The first planning proposal seeks to:</p> <ul style="list-style-type: none"> <li>• Introduce the C2 Environmental Conservation and C3 Environmental Management zones to the list of available land use zones under Section 2.1 and to include relevant statutory provisions for each of those zones within the Land Use Table at the end of Part 2 of the Tweed LEP 2014.</li> <li>• Facilitate efficient development outcomes by making conservation zones available for use within proponent lead rezoning applications.</li> </ul> <p>The planning proposal will be exhibited from <b>2 May to 29 May 2023</b>.</p>	<p>19 / 25 6 ahead</p>
<p>→ <b>3. Implementation of the Shire-wide Flying-fox camp management plan : 25%</b></p>	<p>The National Flying-fox Monitoring Program February quarterly monitoring and reporting was completed.</p> <p>Results from the National Monitoring Program indicate that the Grey-headed Flying-fox population is stable and that there was no measureable impact from the 2019-20 bushfires.</p> <p>Cudgerie Reserve flying-fox habitat restoration plantings are progressing well.</p>	<p>20 / 25% 1% ahead</p>

Goal	Update	Historic Completion
→ 4. Prepare and adopt the Tweed Shire Conservation Strategy : 100%	The following key actions are underway towards the development of the draft Tweed Conservation Strategy: * All consultation workshops are complete * The draft strategy has been comprehensively amended and improved with input from the Conservation Team * Final review and amendments are underway in preparation for presenting to council in June seeking endorsement to exhibit.	84 / 100% 9% ahead
→ 5. Review and update the Tweed Coast Koala Plan of Management : 50%	Review commenced in conjunction with Tweed Coast Koala Advisory Committee. The Committee has expressed particular interest in improving communication with the Tweed community about koalas and KPOM activities.	15 / 50% 15% ahead
Y1  1.1.2 Bushland Management		73% ahead
→ _1 Percentage of actions in bushland management plans that have been completed or are on track : 80%	Due to a changeover in staffing, this goal has not been assessed for status. Actions have been progressed where possible through the use of other team members. Restoration and pest monitoring / control contracts are in place and progressing as planned. Other actions restricted to responding to urgent customer service requests.	67.2 / 80% 7% ahead
→ _2 Percentage of bushfire Asset Protection Zones maintained : 95% to 95%	We have continued the regular maintenance program (slashing and spraying) on an as-needs basis over the past 3 months, in response to summer growth rates. An annual inspection of all Asset Protection Zones in collaboration with NSW Rural Fire Service is scheduled for May 2023.	95 / 95% -
→ 1. Plan and support bushfire risk mitigation works and hazard reduction burns on bushland reserves in accordance with land management plans and the Tweed Coast Koala Fire Management Plan : 25%	Consultant engaged and data provided for completion of the strategic and operational plan for Koala Beach bushland reserves.	21 / 25% 2% ahead
→ 2. Develop and implement an annual communications and engagement plan : 25	Initial communications plan has been developed in collaboration with Council's Communications and Engagement Unit. Staff change overs and vacancies had caused delays to further progress.	6.25 / 25 6 ahead
Y1  1.1.3 Coastal Management		62% ahead
→ _1 Percentage of Coastal Management Program actions complete or on track : 80%	A grant has been received to undertake the coastal hazard studies and develop the management program with project to commence February 2023.	67.2 / 80% 7% ahead
→ _2 Median annual condition rating of beach access ways and viewing platforms : 3.5 Rating to 3.5 Rating	Inspections and maintenance/repair works are ongoing. No major asset replacements have been delivered in the quarter.	3.5 / 3.5 Rating -
→ _3 Median annual condition rating of boating and foreshore facilities : 3.5 Rating to 3.5 Rating	A contractor has been engaged to repair concrete piers at Foysters Jetty. Work has been completed on the Anchorage Harbour jetties and boardwalk. Significant works are required at Condong and Murwillumbah boat ramps, as well as a number of timber jetties. These works are behind schedule and the program needs to recruit/replace a staff member in order for this work to be completed.	3.5 / 3.5 Rating -
→ 1. Tweed Coast Hazard Study and Options Report : 100	This project is in the procurement phase, with a consultant to be appointed to commence the study in May 2023.	20 / 100 20 ahead
→ 2. Tweed Coastal Creeks Recreational Access Plan : 100	The Coastal Creeks recreational access plan will be developed as part of Stage 3 of the coastal management program in 2024.	25 / 100 32 behind
→ 3. Tweed Coastal Management Program develop, adopt and implement : 25	The Tweed Coast - Coastal Management Program is currently in the procurement phase. Consultant submissions will be received and reviewed in mid-April.	5 / 25 5 ahead

Goal	Update	Historic Completion
↳ <b>4. Deliver priority actions from Waterways Infrastructure Asset Management Plan including Anchorage Island Harbour Management : 25</b>	Major repair works have been completed at a range of facilities with funding from the Local Roads and Community Infrastructure grants program. This included repairs to rock revetment at Anchorage Islands and major maintenance at several of Council's timber wharves and renewal of the pontoon at Foysters Jetty on Terranora Inlet. Works have commenced on repairs to timber decking at Anchorage Islands.	21 / 25 2 ahead
Y1  1.1.4 Pest Animal Management		81% ahead
↳ <b>_1 Number of priority Council bushland reserves with active monitoring and control of introduced animal species : 6 Sites</b>	Pest animal control works are being implemented, guided by monitoring data, at the following high value bushland reserves: - Koala Beach community land and buffer - Pottsville Wetland - Cudgerie Creek - Mount Nullum - Pottsville Environment Park - Tweed Coast Regional Crown Reserve	6 / 6 Sites 2 Sites ahead
↳ <b>_2 Number of introduced animals species for which council is implementing management programs : 8 Programs</b>	Pest animal management programs are mostly on track for rabbits, hares, foxes, feral cats, wild dogs, feral deer, cane toads and tilapia. The Indian Myna program has stalled due to inability to source new traps.	8 / 8 Programs 2 Programs ahead
↳ <b>_3 Reduction in dogs off-leash in natural areas including beaches from 2021 levels : 10%</b>	This program is being delivered through the NSW Environmental Trust project 'Take the Lead'. Monitoring data is showing that enforcement of leashing laws under the NSW Companion Animals Act is leading to a reduction in numbers of off-leash dogs in public places. The evaluation and monitoring report produced at the end of the project will provide quantitative data.	8.1 / 10% 1% ahead
↳ <b>1. Development and implementation of an overarching Pest Animal Management Plan for Tweed Shire : 25</b>	Currently developing the project brief in consultation with other public land managers within Council.  Pest animal control works continue to be implemented in response to monitoring data.	12.5 / 25 0 behind
↳ <b>2. Implementation of the Bush Stone-curlew Plan of Management for public land : 25</b>	Recommendations included under this plan of management are being implemented through Council budget allocations and a NSW Environmental Trust grant. Works at Fingal Head and Kingscliff have seen installation of habitat enhancements, fencing, informational signage and seats.	19 / 25 6 ahead
↳ <b>3. Implementation of the Northern Rivers Monitoring Protocol for Feral Deer and Control Plan for Feral Deer (subject to resourcing) : 25</b>	The protocol and control plan are being implemented through a NSW Environmental Trust grant. Activities include community education and awareness and landholder training on identification and control methods.	19 / 25 6 ahead
Y1  1.1.5 Waterways (Catchment) Management		75% ahead
↳ <b>_1 Kilometres of natural waterway improved through rehabilitation works : 5 Km</b>	There are two creek bank planting projects in the final stages of preparation at this time, one at Burringbar and the other near Murwillumbah. This will result in revegetation of 700m of stream bank. Council is also working with NSW Local Land Services to plan a 700m flood erosion rehabilitation project near Uki, that will be delivered in the latter half of 2023.	3.75 / 5 Km 1 Km ahead
↳ <b>_2 Compliance with NSW Government key water quality standards and objectives : 75% to 75%</b>	The average compliance with NSW water quality objectives across the entire tweed waterways reporting regions was 65% in the 2021 water quality report card. The 2022 report card will be produced in the first quarter 2023.	65 / 75% 10% behind

Goal	Update	Historic Completion
→ <b>1. Delivery of River Health Grants Program : 100%</b>	River Health Grants have been instigated on five new properties since January 2023 and include planting works to stabilise or rehabilitate two badly eroded river banks affected by the 2022 floods. One hectare of revegetation is planned for Pipeclay Creek, a tributary of the Rous River which is very poor condition due to overgrazing and erosion. Stock exclusion fencing and cattle watering points have been installed to protect 760m creek line in Pumpenbil. Six properties are receiving follow-up grants to restore riparian vegetation that was badly damaged by flooding. A landowner in Kunghur is receiving a grant to supply revetment rock, where approvals were obtained and landowner is installing the structural works.	57 / 100% 43% ahead
→ <b>2. Deliver actions from the Tweed Estuary Coastal Management Program : 25</b>	In 2023 Council has completed work on a river erosion stabilisation project at Condong, at a site exposed to high levels of wake wave energy associated with the Condong Boat Ramp. Preliminary work has also commenced on the issue of future tidal inundation associated with sea level rise, and how this should be mapped and considered by the land use planning scheme.	21 / 25 2 ahead
→ <b>3. Annual production of a Tweed water quality report</b>	Council is collaborating with NSW Department of Planning and Environment on a water quality investigation for the Tweed River. This project will use the soon to be released, revised NSW Water Quality Objectives. Timing on the NSW Government project will inform whether or not Council should release its own report, and the methodology used to do this.	15% ahead
Y1  1.2.1 Environmental Sustainability		71% ahead
→ <b>_1 Compliance with the Global Covenant of Mayors standard for local government responses to climate change : 100%</b>	Reporting will be completed by July 2023.	100 / 100% 25% ahead
→ <b>_2 Achievement of Council operational greenhouse gas emissions reduction targets, 25% reduction in grid electricity emissions by 2022 compared to 2016/2017 and 50% reduction in grid electricity emissions by 2025 compared to 2016/2017 : 25%</b>	Year to date, Council's grid electricity use has reduced compared to the same time last year, saving the equivalent of 400 tonnes of GHG emissions. Council's annual carbon footprint will be calculated at the end of the financial year once transport fuel and WWTP emissions data are available.	0 / 25% -
→ <b>_3 Sustainability program engagement initiatives : 4 Programs</b>	<p>Two free 'speed date an expert' events were hosted at Banora Point and Kingscliff during Seniors Week to answer residents questions about electricity bills, energy efficiency, solar, batteries and EVs. One attendee at each session has won a free home energy assessment (valued at \$250) to receive personalised advice on saving money on energy bills.</p> <p>Participants were asked to describe what action they would take to reduce their electricity bill as a result of the workshop.</p> <p>Collectively their actions would:</p> <ul style="list-style-type: none"> <li>- save more than 1.25 average households' worth of annual electricity use</li> <li>- save over \$6,000 in electricity costs</li> <li>- avoid more than 25,000kg of greenhouse gas emissions from grid electricity.</li> </ul>	3.36 / 4 Programs 0 Programs ahead
→ <b>1. Prepare and report climate change risk assessment and adaptation plans : 25</b>	<p>Councillors received an update on the climate change risk assessment at a workshop on 23 March, including feedback from David Rissick, ex-BMT, now Deloitte, regarding Tweed's climate context and future projections.'</p> <p>12 external technical stakeholders have been invited to review Council's draft risk statements. The Aboriginal Advisory Council also received a briefing about the work and relevant risk statements at their 10 March meeting. External stakeholder feedback is due 5 May, and Council will receive the finalised Climate Change Risk Assessment at their 22 June meeting.</p>	22.5 / 25 4 ahead

Goal	Update	Historic Completion
<p>→ <b>2. Facilitate and report on energy efficiency projects and renewable energy installations at Council facilities in line with the Renewable Energy Action Plan : 9</b></p>	<p>Updates have been received about 4 of the 9 renewable energy projects scheduled for delivery in 22/23:</p> <ul style="list-style-type: none"> <li>- 604kW solar at Banora Point Wastewater Treatment plant: <b>Construction at 90% completed. All panels and switchboards have been installed. Remaining works (cabling) are due to completion by end of May.</b></li> <li>- Additional 99kW solar at Tweed Regional Art Gallery: <b>Installation and commissioning work completed in late December last year. Council is currently setting up the eGauge unit for monitoring and performance of panels.</b></li> <li>- 14kW solar at Banora Point Community Centre: <b>Installation and commissioning work completed late last year. Council is currently setting up the eGauge unit for monitoring and performance of panels.</b></li> <li>- Uki Wastewater Treatment Plant 12kW solar: <b>Council is currently seeking quotes to complete the works within the next couple of months. Site may be suitable for a battery storage system.</b></li> </ul>	<p>4 / 9 3 behind</p>
<p>→ <b>3. Tweed Sustainable Living and Sustainability Awards events (alternate years) : 25</b></p>	<p>Planning and scheduling is about to commence for the 2023 biannual Sustainability Awards.</p>	<p>25 / 25 -</p>
<p>→ <b>4. Community Emissions Reduction Strategy preparation and implementation (subject to resourcing) : 25</b></p>	<p>As part of the Climate Ready Tweed project, grant funded by the Australian Government, Griffith University hosted a community survey to identify opportunities for community-based action on climate change. 252 Tweed Shire residents responded to the survey. Three strong themes were expressed about priorities for carbon reductions:</p> <ul style="list-style-type: none"> <li>- Solar PV on homes and energy efficiency – barriers include upfront costs, trusted information and suppliers, lack of opportunity for renters, costs and accessibility of equipment</li> <li>- Car alternatives, riding and public transport - barriers include lack of options and connectivity of public transport, particularly east-west through the Tweed. Absolute reliance on cars to access services.</li> <li>- Plastic consumption and waste reduction – barriers include attitudes and apathy, lack of knowledge of what is recyclable, lack of trust in the system</li> </ul> <p>General barriers to more environmental action included: too difficult, not enough time, balancing costs of living with additional costs of taking action, accessing trusted information, lack of value in taking action.</p> <p>Survey respondents remarked on Council's role in climate action: leadership in Council's own actions, maintaining and supporting key infrastructure, providing relevant resources coupled with facilitation conversations, supporting existing strong networks of action within the community, liaising with other government agencies.</p> <p>4 community workshops are scheduled in May to further engage people in local climate action planning.</p>	<p>20 / 25 1 ahead</p>
<p>Y1  1.2.2 Resource Recovery and Waste Disposal.</p>		
<p>→ <b>_1 Diversion from landfill of rubbish collected from Red, Yellow and Green bins : 58% to 58%</b></p>	<p>Household waste diversion through the recycling and organics collection services is currently at 58.9%, with 41.1% of household waste at three bin properties going to landfill. Recent audits have highlighted that a considerable amount of the red lid waste bin is either recyclables or organics which could be recovered and we will be focusing on this in the coming year.</p>	<p>65% ahead</p> <p>58.9 / 58% 1% ahead</p>

Goal	Update	Historic Completion
→ <b>_2 Diversion from landfill of all waste received at the tip : 60% to 60%</b>	<p>We have diverted 57% of the waste received at the Stotts Creek Site. There are additional materials recovered through the container drop off scheme and through the recovery of road dig out materials on the Eviron Haul Road and in the temporary facility at the old Quirks Quarry where flood fill is being stored, processed and recovered. These materials are not being weighed.</p> <p>The materials at the Quirks Quarry site will be used on rehabilitation works at the Stotts site and therefore recovered, whilst the other material on the haul road is being used in the subgrade of the road replacing engineered fill we would need to purchase.</p>	<p>57 / 60% 3% behind</p>
→ <b>_3 Household organics collected for reuse (av. kg per household per year) : 340 Kg</b>	<p>Council has collected 10,203 tonnes of organic material in the kerbside service between 1 July 2022 and 31 March 2023, which equates to 377 kg per bin on average. This is well ahead of the target for the year.</p>	<p>377 / 340 Kg 122 Kg ahead</p>
→ <b>_4 Household recycling product collected for reuse (av. kg per household per year) : 220 Kg</b>	<p>Council has collected 6,120 tonnes of recycling to 31 March 2023. The focus in the coming year will be in lifting this by educating residents to get more recyclable materials into the recycling bin out of the waste bin.</p> <p>In addition to this service residents are utilising the container deposit scheme where over 2,000 tonnes of material per annum is being dropped off in the Tweed region. This tonnage is not accounted for in the Council collection but reflects material that was previously deposited in the household recycling bin.</p>	<p>165 / 220 Kg 1 Kg ahead</p>
→ <b>_5 Compliance with environmental standards for tip sites : 99% to 99%</b>	<p>Council is on target with the monitoring and publishing of our environmental test results on-line. With a decrease in rain, site monitoring requirements have reduced.</p>	<p>99 / 99% -</p>
→ <b>1. Stotts Creek Internal roadworks and traffic management : 25</b>	<p>The project for the construction of the new weighbridge, site office, roundabout and car park for the tip shop are at a stage where the unsuitable materials that have been identified in the ground are being removed and crushed concrete from the site is being replaced. This has led to a hold up in the overall delivery of this project, however costs have been saved wherever possible through the use of recycled materials and by getting alternate quotes.</p> <p>The temporary weighbridge is on site and ready to be used once the IT equipment is installed with the changeover to temporary arrangements now likely to happen in late May, and the project completion pushed out to the end of October.</p>	<p>5 / 25 5 ahead</p>
→ <b>10. Rehabilitation works SCRRRC : 25</b>	<p>Approval has now been given by the EPA to apply materials to land for the completion of this project. Council will be utilising the flood fill stored at the Quirks Quarry as well as self haul organics received at the Stotts Creek Resource Recovery Centre to undertake this work over the next 12 months.</p>	<p>21.25 / 25 3 ahead</p>
→ <b>11. Upgrade water and leachate monitoring network : 15</b>	<p>Councils design team are providing a concept design looking at all options and we will be taking this to the market in the last quarter of 22/23 to get a detailed design for the upgrades to the stormwater and leachate ponds prepared.</p>	<p>0.15 / 15 0 ahead</p>
→ <b>2. Stotts Creek last putrescible landfill cell construction : 50</b>	<p>The final landfill cell at the Stotts Creek Resource Recovery Centre is now delivered and commissioned.</p>	<p>50 / 50 -</p>



Goal	Update	Historic Completion
→ <b>3. Weighbridge and office upgrade : 50</b>	<p>The project for the construction of the new weighbridge, site office, roundabout and car park for the tip shop are at a stage where the unsuitable materials that have been identified in the ground are being removed and crushed concrete from the site is being replaced. This has led to a hold up in the overall delivery of this project, however costs have been saved wherever possible through the use of recycled materials and by getting alternate quotes.</p> <p>The temporary weighbridge is on site and ready to be used once the IT equipment is installed with the changeover to temporary arrangements now likely to happen in late May, and the project completion pushed out to the end of October.</p>	<p><b>10 / 50</b> 10 ahead</p>
→ <b>5. Site office, amenities, parking, shop : 50</b>	<p>The project for the construction of the new weighbridge, site office, roundabout and car park for the tip shop are at a stage where the unsuitable materials that have been identified in the ground are being removed and crushed concrete from the site is being replaced. This has led to a hold up in the overall delivery of this project, however costs have been saved wherever possible through the use of recycled materials and by getting alternate quotes.</p> <p>The temporary weighbridge is on site and ready to be used once the IT equipment is installed with the changeover to temporary arrangements now likely to happen in late May, and the project completion pushed out to the end of October.</p>	<p><b>10 / 50</b> 10 ahead</p>
Y1  1.2.3 Sustainable Agriculture		89% ahead
→ <b>_1 Area of farmland with improved management practices because of the service (reporting annually) 0 Ha</b>	Existing activities under the Future Drought Fund project and the Sustainable Agriculture Small Grants Program continue with no additional land under improved management.	<p><b>50 / 0 Ha</b> 50 Ha ahead</p>
→ <b>_2 Sustainable agriculture education and engagement initiatives : 4 Programs</b>	Two community events were held in the reporting period as part of the Future Drought Fund project to build drought resilient beef and dairy farms in the Tweed. A dung beetle workshop was held on 16 March 2023 at Stokers Siding to raise awareness of the importance of dung beetles in livestock systems and strategies to sustain and increase their populations. The day was attended by 30 people. On 30 March 2023 a workshop was held at Palmvale with a focus on farm mapping and whole farm planning for drought preparedness. Attendance was limited to 14 people to enable a facilitated farm planning exercise to take place.	<p><b>5 / 4 Programs</b> 3 Programs ahead</p>
→ <b>1. Future Drought Fund grant project – Drought resilient beef and dairy farms in the Tweed : 100</b>	Activities under the Australian Government-funded Future Drought Fund project were completed in March 2023. Completed activities include a whole farm planning course and development and initial implementation of drought preparedness plans Four education and information sharing events were held throughout the project showcasing project outcomes and learnings to the wider community including a climate change and adaptation awareness raising workshop, pasture improvement field day, dung beetle workshop and a whole farm planning workshop. The project included a number of trials and demonstrations including a multispecies pasture cropping trial, a shire-wide dung beetle survey and a biochar cattle-feeding trial. Final reports are being prepared and a short film is also being finalised to document the project outcomes.	<p><b>90 / 100</b> 15 ahead</p>
→ <b>2. Delivery of the Sustainable Agriculture Small Grants Program : 100%</b>	A number of successful projects have been completed in this financial year's grant round including a project to support the use of biological controls and organic foliar sprays to control pecan orchard pests and diseases, bushland and riparian area fencing on a cattle farm, and trialing the use of compost as an alternative to conventional fertilisers on a dairy farm. Two of the successful grant projects are unlikely to be implemented because of landholder resource constraints or unforeseen issues arising.	<p><b>70 / 100%</b> 20% ahead</p>
→ <b>3. Acid Sulfate Soil hotspot identification and remediation : 25</b>	Competing priorities mean that no activities were conducted in the third quarter of 2022 - 2023.	<p><b>17.5 / 25</b> 3 ahead</p>

Goal	Update	Historic Completion
↳ 4. Conduct annual Acid Sulfate Soil audit with Sunshine Sugar : 1	An audit of 10 cane farms acid sulfate soil management practices was conducted in collaboration with Sunshine Sugar on 16-17 November 2022 and 6 December 2022. No major non-compliance issues were identified, and an annual audit report is currently being finalised by Sunshine Sugar.	1 / 1 -

## STREAM 2. LIVING. 22/23 WE WANT TO BE SAFE AT HOME AND IN THE COMMUNITY

Goal	Update	Historic Completion
Y1  2.1.1 Water Supply		72% ahead
→ <b>_1 Biological drinking water quality compliance : 100 % Compliant to 100 % Compliant</b>	All treatment plants continue to achieve 100% biological compliance with drinking water quality guidelines for this financial year.	<b>100 / 100 % Compliant</b> -
→ <b>_2 Total number of water quality complaints per year : 113 Cases</b>	6 dirty water complaints were received after a main break at Duroby. 3 complaints about chlorine taste in the water were received from the Banora area. Testing showed chlorine levels to be within Australian drinking water guidelines. The remaining complaints were for dirty water and were resolved by flushing from nearby mains.	<b>73 / 113 Cases</b> 12 Cases ahead
→ <b>_3 Total number of service interruptions per year : 1.32k Cases</b>	There were 22 reported incidents resulting in 444 outages this quarter. 6 incidents were due to emergency repairs for leaking hydrants and the remaining outages were due to pipe main breaks. The majority of interruptions were in the Banora Point, Tweed Heads areas.	<b>1.02k / 1.32k Cases</b> 37 Cases behind
→ <b>_4 Residential water consumption Target (Litres per person per day) : 160 Litres to 160 Litres</b>	The average residential water consumption is 173L/person/day for the 12 months to 31 March 2023. For January to March 2023, the average residential water consumption is 204L/person/day.	<b>173 / 160 Litres</b> 13 Litres behind
→ (A.) Water Mains Projects : 25	See child projects for status and comments	15.71 / 25 16 ahead
→ <b>A1 Consumer Connections and Meters - Replacement / New : 200 Properties</b>	44 properties were connected from January to March.	<b>123 / 200 Properties</b> 123 Properties ahead
→ <b>A2 Reticulation Mains - Replacement / Upgrade / New : 25</b>	Cudgen Rd - Complete Nullum St - Designed and Approved, scheduled for construction in June TCR Pandanus to Towners - Designed and Approved, scheduled for construction in July Riviera Ave - Design 95% complete and Approved, scheduled for construction in April Philp Pde - delayed due to ACH assessment requirements Kirkwood Rd, Fraser to Stephen Pl - delayed due to ACH assessment requirements Elanora Ave & Seabrae - completed Old Ferry Rd - Currently in construction TVW Burringbar to Mooball - Under construction Kirwood Rd, Minjungbal to Duffy - Construction in June Megan St - Design and Approvals nearly completed - Construction in August Golden Links Dv - Construction complete, currently in finalisation phase Mimosa & Tamarind - Construction started	<b>10 / 25</b> 10 ahead
→ <b>A3 Trunk Mains - Replacement / Upgrade / New : 25</b>	TVW Burringbar to Mooball - currently in construction phase, scheduled for completion in May 2023.	<b>21.75 / 25</b> 22 ahead
→ (B.) Water Pumping Stations Projects : 25	Please see Child Projects for status and comments.	20.45 / 25 2 ahead

Goal	Update	Historic Completion
→ B1 Pump Station - Flow meter program : 25	Flow meters have been installed and commissioned at: WPS 20 Rayles Lane WPS 20A Rayles Lane Booster to Azura Mooball WPS 7 Annual Program Complete for 22/23.	25 / 25 -
→ B2 Pump Station - Replacement / Upgrade / New : 25	WPS 18 Mech/Elec Upgrade - completed Annual Program for 22/23 completed.	25 / 25 -
→ B3 WPS 2 - 150 kW Solar PV installation : 100	New Project Manager has now been assigned. Site Scoping works and documentation preparation has been completed. Site geotechnical testing required for proposed ground mounted solar PV system. New TSC Electrical Engineer to review main switchboard connections issues. Essential Energy approvals for large solar connections have potential to delay completion. Revised completion date now expected December 2023.	20 / 100 20 ahead
→ B4 Water Supply Link to City of Gold Coast - Finalise construction and commission - PRG 4 : 100	Construction of the pipeline itself has been completed, the pipeline has been pressure tested and chlorinated, and the connections linking TSC & CoGC mains have been made. Road reinstatement by contractor is still to be completed with CoGC. A "Water Supply Agreement between TSC & CoGC" needs to be formalised, along with Operational Protocols & Operating Procedures. Commissioning and testing of the water pump station is still to be completed.	90 / 100 15 ahead
→ (C.) Water treatment : 25	See child projects for status and comments	17 / 25 17 ahead
→ C2 Minor Mechanical, Electrical, Civil Replacements / Improvements : 25	Ongoing Improvements project on track.	9 / 25 9 ahead
→ (D.) Dams and Weirs : 25	See child projects for status and comments	22.75 / 25 23 ahead
→ D1 Clarrie Hall Dam Raising - Pre-Construction Phase - PRG 2 : 33	There remains only two outstanding acquisitions from private land owners. Valuations have been received for one and the matter is under negotiation. If it does not progress compulsory acquisition will occur. The other purchase will be undertaken after the EIS is determined. Lodgement and public exhibition of the EIS for raising Clarrie Hall Dam has been delayed due to contractual issues with ELA, the consultant preparing the EIS. ELA's contract has been terminated and a new consultant, KBR, has been appointed. The program for the EIS was that the EIS will be completed for public exhibition by November 23 prior to expiry of the present SEAR's. This is being reviewed as further flora and fauna assessment will be required. These assessments will delay the EIS and as such new SEARs are to be applied for. A new lodgement date is yet to be determined but it will most probably be in the first quarter 2024. When complete there will be an exhibition period, receipt of submissions, a Submissions Report and referral to the Minister for approval.	24.09 / 33 24 ahead
→ D3 Bray Park Weir - Protection from Saltwater Inundation - Pre-Construction Phase : 50	Project complete.	50 / 50

Goal	Update	Historic Completion
↳ D5 Tyalgum Weir Refurbishment : 100	A site inspection was carried out by Peter Haywood, Mitch Allwood and Wade Koina late 2022. No immediate upgrade or refurbishment was identified as being required. Peter has developed a detailed inspection and measurement checklist for these programmed inspections. Annual inspections will determine future requirement for refurbishment works which are normally dependent on number or frequency of large flood events. This project is now closed.- budget has been moved to future years.	100 / 100 -
→ (E.) Reservoirs : 25		20.31 / 25 2 ahead
↳ E1 Reservoirs - Re-chlorination installations : 25	Projects have been delayed to the 2023-2024 financial year, awaiting confirmation of project requirements and sites for chlorination.	25 / 25 -
↳ E2 Reservoirs - Removal of telecommunication equipment : 50	Approval has been given to a Development Application for the erection of a monopole at Banora Pt. The final design of the monopole is being undertaken. When erected all telecommunication equipment will be removed from the reservoir roof.  Lease negotiations with Vodafone have been completed and Council will enter into an agreement with Vodafone or the monopole and site sheds.  Approval has been given to a Development Application for the erection of a monopole at Kingscliff. Telstra is keen to progress this. Lease negotiations with Telstra have been completed and Council will enter into an agreement with Telstra and other carriers for the monopole and site sheds.  Leases are yet to be signed	42.5 / 50 5 ahead
↳ E3 Reservoirs - Safety and access improvements : 25	Works include Upgraded Access Structures, Roof Working Platforms, Davits, Walkways and Anchor points to: - Kingscliff Reservoirs - Marana reservoir - Hillcrest reservoir  Works are currently out to tender, closing 3/5/2023.	10 / 25 10 ahead
↳ E4 Reservoirs - Rehabilitation / New : 25	Nothing budgeted or scheduled to be completed in the 2022/2023 Financial Year	25 / 25 -
→ (F.) Strategies and Plans : 25		8.87 / 25 9 ahead
↳ F01 Progressively update Strategic Business Plan and implement actions : 25	The future of these plans is under review as there is a proposed alignment between the Best Practice requirements of the Office of Water and the IP&R framework for Local Government. The new Water and Wastewater Regulatory framework for local Water Utilities in NSW was implemented on 1 July 2022. The new requirements will be incorporated as part of the next update, but due to other priorities, this update has not been scheduled for 22/23.	25 / 25 -
↳ F02 Progressively update Operation and Maintenance plans and implement actions : 25	Continuous and ongoing project. On track.	9.25 / 25 9 ahead
↳ F03 Progressively Implement Drinking Water Management System actions : 25	Ongoing Project and on track with actions	9 / 25 9 ahead
↳ F04 Progressively update Development Standards : 25	No updates made in this Quarter.	0 / 25 -
↳ F05 Progressively update Water Supply Policies and Procedures : 25	No updates made in this Quarter.	2.08 / 25 2 ahead

Goal	Update	Historic Completion
→ F06 Progressively update Asset Management Plans and implement actions : 25	This update is scheduled for completion by the end of 2023.	0 / 25 -
→ F07 Progressively update Water Supply Systems Conveyancing Strategies : 25	Project commenced.	3.75 / 25 4 ahead
→ F09 Water Supply Security - Feasibility of Link to SEQ Water : 25	<p>The feasibility studies are complete. The Maxi-Link would provide water security benefits to both Tweed and SEQ Water. It was estimated the cost of the Maxi-Link would be in excess of \$50m. Although it would provide benefit to Tweed without support from SEQ Water the project would not be viable for Tweed alone.</p> <p>It is unlikely this project will proceed in the near or medium term and hence can be considered complete.</p>	25 / 25 -
→ F10 Water Supply Security - Development of additional emergency water supplies concepts : 33	<p>Hunter H2O are to be re-briefed on Council requirements after internal discussions. Hunter H2O have provided an updated proposal for the further investigations. for the development of a site at Chinderah including advising Council of the planning approval pathway.. That proposal has been accepted.</p> <p>The planning for the desal sites will proceed but there will be no expenditure on planning approvals of infrastructure at this stage</p>	33 / 33 -
→ F11 Develop and implementation of Water Demand Strategy : 25	Scoping of the water demand management strategy to be conducted in parallel with the engagement of an external consultant to prepare an Issues Paper to inform Council's Integrated Water Cycle Management (IWCM) Strategy. The water demand management strategy will focus on 4 key areas: better use of Council's data, water loss reduction (including a reduction of unaccounted for water), use of digital metering and better community engagement. Additional staff resources may be required to implement all parts of the strategy in a reasonable timeframe.	2.17 / 25 2 ahead
→ F13 Progressively implement Renewable Energy and Energy Efficiency actions for water supply facilities : 25		4.58 / 25 5 ahead
→ B3 WPS 2 - 150 kW Solar PV installation : 100	<p>New Project Manager has now been assigned.</p> <p>Site Scoping works and documentation preparation has been completed.</p> <p>Site geotechnical testing required for proposed ground mounted solar PV system.</p> <p>New TSC Electrical Engineer to review main switchboard connections issues.</p> <p>Essential Energy approvals for large solar connections have potential to delay completion.</p> <p>Revised completion date now expected December 2023.</p>	20 / 100 20 ahead
→ C1 Bray Park WTP additional 60 and 99 kW Solar PV installations : 100	<p>New Project Manager has now been assigned.</p> <p>Site Scoping works and documentation preparation has been completed.</p> <p>Site geotechnical testing required for proposed ground mounted solar PV system.</p> <p>New TSC Electrical Engineer to review main switchboard connections issues.</p> <p>Essential Energy approvals for large solar connections have potential to delay completion.</p> <p>Revised completion date now expected December 2023.</p>	20 / 100 20 ahead
→ F14 Progressively development Water Supply Risk Management Strategies and implement actions : 25	Continuous project and on track	9 / 25 9 ahead
→ (G.) Information Systems : 25	See child projects for status and comments.	6.18 / 25 6 ahead



Goal	Update	Historic Completion
<p>→ <b>01 Improve corporate systems configuration, processes and management reporting for water and wastewater business management needs : 25</b></p>	<p><b>Water Supply Connections - Improved Application and Management Processes</b>  The project resulted in the new fee structure for connections being implemented from 1/7/2022 to better reflect the cost of connections. It also implemented a mobile solution for customer-initiated connections applications (connections, disconnections, relocations). This saw the end of paperwork to and from the field reducing the risk of lost or delayed information providing better more timely information to customers and the subsequent correct charging. It also provided a consistent process for the field staff so all connection requests, regardless of their origin are managed the same way via the iPads.</p> <p><b>Section 68 LGA, Application Processes and Reporting Improvements.</b>  New Updates to processes are now in production.</p> <p><b>Reporting and Dashboards for W&amp;WW Application Processes</b>  A new dashboard has been developed using PowerBi for new Water Connection applications as a proof of concept. If the proof of concept is successful, then we'll consider this solution for other applications too.</p> <p><b>Backflow and Rainwater Tank Registers - Process and System Improvements</b>  The audit of containment devices has commenced, and once sufficient progress is made, the findings will underpin changes to Council's backflow management processes, including the register.</p>	<p>10 / 25  10 ahead</p>
<p>→ <b>02 Continued development of field workforce mobile solution : 100</b></p>	<p>Continuous improvement project and on track.  iPad replacement program is in place.</p> <p>All new devices are MDM enabled meaning that they can be remotely managed by Microsoft Intune. Hence, the remote management of these devices via Intune will progressively increase as the product matures in Council over time.</p>	<p>35 / 100  35 ahead</p>
<p>→ <b>03 Improve computer network, SCADA, associated systems and management : 25</b></p>	<p>Continuous improvement project and on track.</p> <p><b>SCADA Platform Upgrade - Citect to GEOScada at all WTPs and WWTPs</b>  All large sites have been converted - Uki WTP latest to come on board- Tyalgum next - Murwillumbah set back by upcoming upgrade project. Decision to wait until this happens so can do once - in the meantime revamp of TTE to be undertaken.</p>	<p>9 / 25  9 ahead</p>

Goal	Update	Historic Completion
<p>→ <b>04 Improve other business systems and processes and apply Business Intelligence for improved interrogation and reporting to meet business needs : 25</b></p>	<p><b>Afterhours Rostering System - Replacement</b> A solution has been developed using MS Power apps. Is now in production.</p> <p><b>Clarrie Hall Dam - Dam Safety Management System - Record-Keeping System - Use of ECM</b> ECM Ci Anywhere has now been rolled out. Clarrie Hall Dam document metadata being standardised and updated as part of ECM Subject project moving from subject to function index. Will action any items from Audit when available.</p> <p><b>Data Management, Analysis, Reporting and Business Intelligence SP#18</b> This is the grouping of a number of projects related to Data Management, Analysis, Reporting and Use of Businesses intelligence tools, to provide Dashboards, alerts, trends, possible automation, and produce and meet management and Government Reporting requirements. Current projects include:</p> <ul style="list-style-type: none"> <li>• Clarrie Hall Dam - Operational Dam Safety Reporting - To meet Annual Reporting and Regulatory Requirements</li> <li>• DPIE Reporting Improvements</li> <li>• HR Management Reporting</li> <li>• Meter Management, Operation, Maintenance, data analysis, Reporting - Temetra and P&amp;R Water Module: Significant improvements to existing processes and systems have been completed to support the new water connection process. Data on meter replacements and new installations is now available through the Survey 123 and Workforce platforms and the process of sending work requests to the field has been automated. Further improvements are being made to track and record all meter movements and to carry out routine checks on the meter fleet to detect zero reads and degradation of performance.</li> </ul>	<p>1.25 / 25 1 ahead</p>
<p>→ <b>05 Improve engineering modelling, mapping and data analysis systems and tools : 25</b></p>	<p>In March 2023 we renewed our existing 1 x InfoWorks ICM (standard) and 1 x InfoWater Pro licences, as well as purchase an additional 1 x InfoWater Pro licence, with <i>Digital Water Solutions</i> on a 1-year term with Advanced Modelling Support option included.</p> <p>Resource and time needs to be allowed for transition and testing required to convert from existing InforSWMM and InfoWater packages to the new modelling software. Conversion of Kingscliff Sewer Model has been completed but not calibrated.</p> <p>Need to also complete model transition to GDA2020.</p>	<p>1.25 / 25 1 ahead</p>
<p>→ <b>06 Investigate use of IOT smart monitoring / metering and intelligent communication networks for improved business and customer outcomes : 25</b></p>	<p>Scoping of the water demand management actions has been further delayed due to staffing levels and competing priorities. A review of resources is currently under way. Work is expected to start in mid 2023 to scope the Water Demand Management Strategy and one of the key focus areas will be IOT smart metering and intelligent communication networks.</p>	<p>2.5 / 25 16 behind</p>
<p>→ <b>07 Implement new Image Management System : 25</b></p>	<p>On hold and part of the Corporate-wide process to which Water and Wastewater will contribute.</p>	<p>10.5 / 25 8 behind</p>
<p>Y1  2.1.2 Wastewater Services</p>	<p>See child projects for status and comments</p>	<p>37% ahead</p>

Goal	Update	Historic Completion
→ <b>_1 Compliance with NSW Environmental Protection Authority licence requirements : 100 % Compliant to 100 % Compliant</b>	40% compliance was achieved for the period from January to March 2023 and 48% compliance for the financial year to date. Banora Point wastewater treatment plant has ongoing technical non-compliance sample failures due to recontamination in the effluent ponds mainly as a result of birds swimming on the ponds. There is continuing work to find a solution to re-treat the effluent leaving the ponds to meet the EPA onerous requirements. Kingscliff, Murwillumbah, Tyalgum and Uki wastewater treatment plants have 100% compliance year to date. During the quarter Hastings Point wastewater treatment plant had samples fail due to high levels of phosphorus and nitrogen. Mooball wastewater treatment plant had sample failures due to raised levels of suspended solids and phosphorus. Tumbulgum wastewater treatment plant had one sample failure due to ammonia and nitrogen levels.	<b>48 / 100 % Compliant</b> 52 % Compliant behind
→ <b>_2 Total number of service interruptions per year : 108 Interruptions</b>	There were 5 service interruptions during the quarter. 4 of these were due to repairs to damaged junctions at sewer gravity pipes. The remaining interruption occurred in the vacuum system at Tumbulgum after heavy rain. Service was restored in 3 hours on average.	<b>15 / 108 Interruptions</b> 66 Interruptions ahead
→ <b>_3 Total number of odour complaints per year : 37 Cases</b>	4 odour complaints were received and resolved by replacing odour cartridges at 2 pump stations and a rising main vent stack. Another was due to a manhole lid needing to be resealed. The final complaint was thought to be due to the fall inside an access chamber causing turbulence and releasing an odour.	<b>13 / 37 Cases</b> 15 Cases ahead
→ <b>_4 Target Percent of sewage recycled : 15% to 15%</b>	Recycled water use is up slightly this quarter to 9% with consumption increasing at Coolangatta Tweed Golf Club.	<b>9 / 15%</b> 6% behind
→ <b>(A.) Sewer Mains Projects : 25</b>	See child projects for status and comments	<b>12.5 / 25</b> 13 ahead
→ <b>A1 Gravity Mains - Relining : 25</b>	Currently on Track.	<b>9 / 25</b> 9 ahead
→ <b>A2 Gravity Mains - Upgrade / New : 20</b>	Quarry Rd Gravity Main upgrade to 225mm - delivery & finalisation phase moved to 2023/24 FY. Construction options have been investigated and a preferred method chosen. Project to go to tender.	<b>8 / 20</b> 8 ahead
→ <b>A3 Rising Main - Replacement / Upgrade / New : 25</b>	SRM 1002/1005 Wollumbin St - Completed SRM 2020 Jacaranda Drive - Completed SRM 4023 Kings Forest Stage 1 - Completed SRM 4023 Kings Forest Stage 2 - Completed SRM 1010 Lundberg Drive - Under construction SRM 1002 Bridge Section - Currently in Design, scheduled for construction commencing June 2023 SRM 2026 Pigabeen Road East - Currently in Design, scheduled for construction commencing May 2023 SRM 2028 Tringa to Gray St - Currently in Design, scheduled for construction commencing February 2024 SRM 3001 Sextons Hill - Currently in Design, scheduled for construction commencing October 2023 SRM 2043 Owenia ST - Currently in Design Phase, scheduled for construction commencing September 2023 SRM 4025 Coast Rd Casuarina Stage 2 - Scheduled for Construction by Developer commencing early 2023	<b>10 / 25</b> 10 ahead

Goal	Update	Historic Completion
→ <b>A4 Parkes Lane and Market Parade - Sewerage scheme : 25</b>	Council is currently engaging with residents in the proposed Parkes Lane wastewater catchment, to gauge their need and/or desire to connect to the potential future scheme. At this stage, support is slightly short of the 2/3 support required as resolved by Council. Further engagement of residents is continuing, as some have not responded to Council's survey.	<b>21 / 25</b> 2 ahead
→ <b>(B.) Sewer Pumping Stations Projects : 25</b>	See child projects for status and comments	<b>8.08 / 25</b> 8 ahead
→ <b>B1 Pump Station - Mechanical / Electrical / Civil / Generator Upgrades : 100</b>	<p>SPS 1031 Buchanan St Central - design only this financial year, not started</p> <p>SPS 2005 Meridian Way Conversion to Wet Well - design only this financial year, currently in design</p> <p>SPS 3004 Martinelli Ave Additional Storage - construction commenced</p> <p>SPS 5012 Mt Batten Court new vent and odour filter - construction commenced</p> <p>SPS 1005 Buchanan St Interim Upgrade - Currently in Design, programmed for construction mid 2023.</p> <p>SPS 4008 John Robb Way Upgrade - Currently in Design, programmed for construction mid 2023.</p> <p>SPS 1007 Harwood St Wet Well Conversion - Not started, programmed and budgeted over the 2023 &amp; 2024 Financial years</p>	<b>20 / 100</b> 20 ahead
→ <b>B2 Pump Station - Odour &amp; Septicity Control (B) Sewer Pumping Stations : 100</b>	Project for SPS 5028 TCR repairs and coatings moved out to the 2023/24 FY due to PM resource restraints.	<b>41 / 100</b> 4 ahead
→ <b>B3 Pump Station - Safety / Other (B) Sewer Pumping Stations : 33</b>	Pump Station safety improvements completed with recent upgrades and Fall From Heights actions completed. Ongoing project.	<b>11.88 / 33</b> 12 ahead
→ <b>(C.) Sewer Treatment Projects : 25</b>	See child projects for status and comments	<b>9.53 / 25</b> 10 ahead
→ <b>C02 Banora Point WWTP - Blower Replacement : 100</b>	<p>Blowers "C", "D" &amp; "E" have been recommissioned. All three blowers are now fully operational.</p> <p>This has rectified part of the power quality issue, with further investigation to be completed once the 4th blower is installed.</p>	<b>84 / 100</b> 9 ahead
→ <b>C03 Hastings Point WWTP - Performance upgrade : 33</b>	<p>Meeting with DPE held regarding section 60 approval.</p> <p>EPA has yet to provide confirmation of any proposed change to existing license.</p> <p>A workshop is now proposed to determine a plan for procurement (including Detailed Design or Design and Construct delivery options).</p> <p>Additional options investigation works may be required to inform preferred option selection.</p> <p>Operations unit has reiterated urgency for upgrade due to difficulties in maintaining existing plant performance.</p> <p>Target design and documentation completion by early 2024.</p>	<b>4.95 / 33</b> 5 ahead
→ <b>C04 Hastings Point WWTP - Effluent Infiltration System Rehabilitation : 50</b>	Majority of works complete (3 effluent disposal trenches completed) and working well.	<b>42.5 / 50</b> 5 ahead

Goal	Update	Historic Completion
<p>→ C08 Murwillumbah WWTP - Capacity Upgrade : 25</p>	<p>The further modelling considering extreme dry and extreme wet scenarios and a typical scenario based on historic data has been completed. The report is to be reviewed and forwarded to EPA for their review. Council is to proceed on the effluent management strategy put forward to EPA.</p> <p>The quality of effluent to be discharged will be the same as present with no further nitrogen reduction required.</p> <p>Discussions with the Co-Gen plant have indicated that if the salt levels in the recycled water can be reduced they may have more opportunities to use it. This may influence the technology choices for treatment. Council is waiting on further information from the Co-gen so that advice may be given to EPA on process changes. It appears no licence amendment is required.</p> <p>When the new modelling has been completed and EPA concur to Council's proposal the WWTP upgrade concepts can be completed and a process chosen.</p> <p>Internal meetings have been held to confirm the process to be used in the augmented plant. It will be an IDEA plant with membrane filtration for the reuse component.</p> <p>User requirements are being drafted before a consideration of concept design and procurement.</p>	<p>6.25 / 25 6 ahead</p>
<p>→ C10 Tweed Heads WWTP - Site and Lagoon Remediation : 25</p>	<p>Some site remediation (safety related) initiated and quotes being sort for buildings works (this does not include lagoon remediation works).</p> <p>In respect to the Lagoon remediation works, due to capital works project deferment for the existing delivery plan this project has been re-forecast to be completed in 2026/27.</p>	<p>9 / 25 9 ahead</p>
<p>→ C11 WWTPs - Minor works and replacements : 25</p>	<p>Continuous project and on track.</p>	<p>8.75 / 25 9 ahead</p>
<p>→ (D.) Strategies and Plans : 25</p>	<p>See child projects for status and comments</p>	<p>8.7 / 25 9 ahead</p>
<p>→ D03 Progressively update Overflow Abatement Strategy and implement actions : 25</p>	<p>This is a group of projects including capital works and other management actions (generally collected as part of Sewerage Operations Coordination Committee recommendations). Decisions are made on who will specifically manages the completion of these identified items.</p> <p>Note:</p> <p>A schedule of potential future network optimisation and improvement activities/works has been compiled, based on the findings from the associated: SPSs with Submerged Inlets, Injected Rising Mains and Pump Renewal sizing investigations.</p> <p>Other future network optimisation investigations will further inform this document.</p> <p>The schedule lists identified network issues (system capacity deficiencies, inefficiencies) and proposes possible options for system improvement / upgrade.</p> <p>The range of network improvement options would then be evaluated to identify the preferred solution.</p> <p>Adopted solutions could relate to operational change recommendations, advising the sizing of future asset renewals, minor capital works proposals for network reconfiguration and/or upgrades. Project proposal briefs would then be developed for the capital works items, to inform project inclusion into the Capital Works Program.</p>	<p>21 / 25 2 ahead</p>
<p>→ D05 Progressively update Wastewater Policies and Procedures : 25</p>	<p>Continuous improvement project and on track.</p>	<p>9 / 25 9 ahead</p>

Goal	Update	Historic Completion
→ D07 Progressively update Wastewater Systems Conveyancing Strategies : 25	Recent works have been in Relation to the following areas: Kingscliff Catchment. Development Area E Bilambil Heights - Rise development Tweed Heads CBD Murwillumbah east - Industrial Murwillumbah west - Residential	1.25 / 25 1 ahead
→ D09 Progressively implement Renewable Energy and Energy Efficiency actions for wastewater facilities : 25	Continuous project and on track.	6.25 / 25 6 ahead
→ D10 Progressively develop Wastewater Risk Management Strategies and implement actions : 25	Continuous project and on track.	9 / 25 9 ahead
→ F01 Progressively update Strategic Business Plan and implement actions : 25	The future of these plans is under review as there is a proposed alignment between the Best Practice requirements of the Office of Water and the IP&R framework for Local Government. The new Water and Wastewater Regulatory framework for local Water Utilities in NSW was implemented on 1 July 2022. The new requirements will be incorporated as part of the next update, but due to other priorities, this update has not been scheduled for 22/23.	25 / 25 -
→ F02 Progressively update Operation and Maintenance plans and implement actions : 25	Continuous and ongoing project. On track.	9.25 / 25 9 ahead
→ F04 Progressively update Development Standards : 25	No updates made in this Quarter.	0 / 25 -
→ F06 Progressively update Asset Management Plans and implement actions : 25	This update is scheduled for completion by the end of 2023.	0 / 25 -
→ (E.) Information Systems : 25	See child projects for status and comments	6.18 / 25 6 ahead
→ 01 Improve corporate systems configuration, processes and management reporting for water and wastewater business management needs : 25	<p><b>Water Supply Connections - Improved Application and Management Processes</b> The project resulted in the new fee structure for connections being implemented from 1/7/2022 to better reflect the cost of connections. It also implemented a mobile solution for customer-initiated connections applications (connections, disconnections, relocations). This saw the end of paperwork to and from the field reducing the risk of lost or delayed information providing better more timely information to customers and the subsequent correct charging. It also provided a consistent process for the field staff so all connection requests, regardless of their origin are managed the same way via the iPads.</p> <p><b>Section 68 LGA, Application Processes and Reporting Improvements.</b> New Updates to processes are now in production.</p> <p><b>Reporting and Dashboards for W&amp;WW Application Processes</b> A new dashboard has been developed using PowerBi for new Water Connection applications as a proof of concept. If the proof of concept is successful, then we'll consider this solution for other applications too.</p> <p><b>Backflow and Rainwater Tank Registers - Process and System Improvements</b> The audit of containment devices has commenced, and once sufficient progress is made, the findings will underpin changes to Council's backflow management processes, including the register.</p>	10 / 25 10 ahead



Goal	Update	Historic Completion
→ 02 Continued development of field workforce mobile solution : 100	<p>Continuous improvement project and on track. iPad replacement program is in place.</p> <p>All new devices are MDM enabled meaning that they can be remotely managed by Microsoft Intune. Hence, the remote management of these devices via Intune will progressively increase as the product matures in Council over time.</p>	35 / 100 35 ahead
→ 03 Improve computer network, SCADA, associated systems and management : 25	<p>Continuous improvement project and on track.</p> <p><b>SCADA Platform Upgrade - Citect to GEOScada at all WTPs and WWTPs</b></p> <p>All large sites have been converted - Uki WTP latest to come on board- Tyalgum next - Murwillumbah set back by upcoming upgrade project. Decision to wait until this happens so can do once - in the meantime revamp of TTE to be undertaken.</p>	9 / 25 9 ahead
→ 04 Improve other business systems and processes and apply Business Intelligence for improved interrogation and reporting to meet business needs : 25	<p><b>Afterhours Rostering System - Replacement</b> A solution has been developed using MS Power apps. Is now in production.</p> <p><b>Clarrie Hall Dam - Dam Safety Management System - Record-Keeping System - Use of ECM</b></p> <p>ECM Ci Anywhere has now been rolled out. Clarrie Hall Dam document metadata being standardised and updated as part of ECM Subject project moving from subject to function index. Will action any items from Audit when available.</p> <p><b>Data Management, Analysis, Reporting and Business Intelligence SP#18</b></p> <p>This is the grouping of a number of projects related to Data Management, Analysis, Reporting and Use of Businesses intelligence tools, to provide Dashboards, alerts, trends, possible automation, and produce and meet management and Government Reporting requirements. Current projects include:</p> <ul style="list-style-type: none"> <li>• Clarrie Hall Dam - Operational Dam Safety Reporting - To meet Annual Reporting and Regulatory Requirements</li> <li>• DPIE Reporting Improvements</li> <li>• HR Management Reporting</li> <li>• Meter Management, Operation, Maintenance, data analysis, Reporting - Temetra and P&amp;R Water Module: Significant improvements to existing processes and systems have been completed to support the new water connection process. Data on meter replacements and new installations is now available through the Survey 123 and Workforce platforms and the process of sending work requests to the field has been automated. Further improvements are being made to track and record all meter movements and to carry out routine checks on the meter fleet to detect zero reads and degradation of performance.</li> </ul>	1.25 / 25 1 ahead
→ 05 Improve engineering modelling, mapping and data analysis systems and tools : 25	<p>In March 2023 we renewed our existing 1 x InfoWorks ICM (standard) and 1 x InfoWater Pro licences, as well as purchase an additional 1 x InfoWater Pro licence, with <i>Digital Water Solutions</i> on a 1-year term with Advanced Modelling Support option included.</p> <p>Resource and time needs to be allowed for transition and testing required to convert from existing InforSWMM and InfoWater packages to the new modelling software. Conversion of Kingscliff Sewer Model has been completed but not calibrated.</p> <p>Need to also complete model transition to GDA2020.</p>	1.25 / 25 1 ahead
→ 06 Investigate use of IOT smart monitoring / metering and intelligent communication networks for improved business and customer outcomes : 25	<p>Scoping of the water demand management actions has been further delayed due to staffing levels and competing priorities. A review of resources is currently under way. Work is expected to start in mid 2023 to scope the Water Demand Management Strategy and one of the key focus areas will be IOT smart metering and intelligent communication networks.</p>	2.5 / 25 16 behind

Goal	Update	Historic Completion
↳ 07 Implement new Image Management System : 25	On hold and part of the Corporate-wide process to which Water and Wastewater will contribute.	10.5 / 25 8 behind
Y1  2.1.3 Tweed Laboratory	97.5% compliant for year up to 20/12/2022	76% ahead
↳ _1. Range of National Association of Testing Authorities (NATA) accredited tests that are available to customers : 150 Total to 150 Total	Still 158 tests accredited.	158 / 150 Total 8 Total ahead
↳ _2. Time taken for reporting test results upon receipt of samples : 10 Total to 10 Total	Lab still performing well above expectations - good performance by productive team	4.7 / 10 Total 5 Total ahead
Y1  2.2.1 Roads and Traffic		64% ahead
↳ _1 Length of sealed road resurfaced/resealed : 50 Km	10km of bitumen reseals completed January to March 2023 (total 50km this financial year). This includes 1.5km of BlackSpot funded high friction seals to sections of Numinbah Road	50 / 50 Km 13 Km ahead
↳ _2 Length of road renewed or upgraded : 6.7 Km	Road upgrades commenced at: - Kyogle Road from Perch Creek to Doon Doon Road - Quarry Road from Tweed Valley Way to Reserve Creek Road	4.087 / 6.7 Km 0.9 Km behind
↳ _3 Requests / complaints per annum.* : 2k Cases	On target.	420 / 2k Cases 1.08k Cases ahead
↳ _4 Requests adequately responded to within target.* : 70% to 70%	On target.	70 / 70% -
↳ _5 Number of scheduled meetings held with NSW Police, State Agencies and elected representatives to discuss traffic management issues : 10 Meetings	On track.	4 / 10 Meetings 4 Meetings ahead
↳ (A.) Rehabilitation (i.e. returns the road to an "as new" state, the capacity of the road does not change) : 25		25 / 25 -
↳ 1. Banora Point, Fraser Drive, Past Amaroo Drive to flat below Tweed Heights : 100	Project deferred until 2024.	Not started
↳ 10. Terranora, Terranora Road, Sunnycrest Dr to McAuleys Road : 100	Project deferred to 23/24 financial year	100 / 100 -
↳ 11. Terranora, Terranora Road, After Mcauleys Rd to Before Mahers L : 100	Project deferred to 23/24 financial year	100 / 100 -
↳ 2. Crystal Creek, Upper Crystal Creek Road, Numinbah Road to house number 27 : 100	Project deferred until 2024.	Not started
↳ 3. Dulguigan, Dulguigan Road, Past property 431 to mid straight : 100	Project complete	100 / 100 -
↳ 4. Kingscliff, Marine Parade - Kingscliff, Turnock St to Before Bowling Club : 100	Project deferred to 23/24 financial year	100 / 100 -
↳ 5. Kingscliff, Marine Parade - Kingscliff, Before Bowling Club to HN 162 LHS : 100	Project deferred to 23/24 financial year	100 / 100 -
↳ 6. Kingscliff, Turnock Street, Marine Pde to Pearl St : 100	Project deferred to 23/24 financial year	100 / 100 -
↳ 7. Murwillumbah, Commercial Road, Wollumbin Street to King Street : 100	Project deferred to 23/24 financial year	100 / 100 -
↳ 8. Murwillumbah, Commercial Road, King St to Prince St : 100	Project deferred to 23/24 financial year	100 / 100 -
↳ 9. South Murwillumbah, Lundberg Drive, Quarry Rd to CE8108 RHS : 100	Project deferred to 25/26 financial year	100 / 100 -

Goal	Update	Historic Completion
→ (B.) Upgrading Program (adds to the road so as to increase its capacity) : 25		25 / 25 -
→ 1. Chillingham, Numinbah Road, Chillingham School to Larkin PI : 100	Project deferred to 26/27 financial year.	100 / 100 -
→ 2. Murwillumbah, Hartigan Street, House number 3 to Nullum Street : 100	Project deferred to 26/27 financial year	100 / 100 -
→ 3. Tweed Heads South, Fraser Drive, Before Harrier Street to Acacia Street : 100	Project to be moved to 26/27 financial year.	100 / 100 -
→ (C.) Roads to Recovery Program : 25		23.75 / 25 5 ahead
→ 1. Crystal Creek, Numinbah Road, After Araluen PI to HN 797 LHS : 100	Project complete	100 / 100 -
→ 2. Crystal Creek, Numinbah Road, HN 711 LHS to After Araluen PI : 100	Project complete	100 / 100 -
→ 3. Kunghur, Kyogle Road, Before BN 2713 to Before Doon Doon Rd : 100%	Works in progress. Due for completion April 2023.	80 / 100% 80% ahead
→ 4. North Arm, Numinbah Road, HN 603 LHS to After Marken PI : 100	Project complete	100 / 100 -
→ (D.) Regional Roads "REPAIR" Program : 25		0 / 25 -
→ 1. Murwillumbah, Riverview Street, Fulford Ln to Wollumbin St : 100	Project slightly delayed. Due for completion May 2023.	0 / 100 -
→ (E.) Bridges : 25		21.88 / 25 3 ahead
→ 1. Casuarina, Sterculia Court, Beach access 16 opposite Sterculia Court : 100	1st bridge 75% complete and due for completion May 2023. 2nd bridge deferred and due to re-commence September 2023.	75 / 100 5 ahead
→ 2. Casuarina, Casuarina Way, Between Sterculia Court & Chatfield Court Park : 100	Project complete	100 / 100 -
→ 1. Tweed Road Contribution Plan review : 100	Work is continuing.	84 / 100 9 ahead
→ 2. Apply for and implement projects for Federal and State Road safety/Blackspot grants : 25	On target.	9.5 / 25 10 ahead
→ 3. Implement actions coming from the Tweed Heads, Murwillumbah and Kingscliff CBD Carparking Study : 25	No activity to date.	0 / 25 14 behind
Y1  2.2.2 Footpaths and Cycleways		32% ahead
→ _1 Length of new footpath and cycleway constructed by council : 1.5 Km	Footpath construction works yet to commence.	0 / 1.5 Km 0.9 Km behind
→ _2 Length of footpath and cycleway repaired / replaced : 1 Km	40m of footpath sections repaired January to March 2023 at Prince Street, Nullum Street and Winders Place	0.4 / 1 Km 0 Km ahead
→ 1 Prepare Pedestrian and Bike Plan : 100	Consultants have been engaged to develop the Pedestrian and Bike Plan. Project has commenced.	84 / 100 9 ahead
→ Capital Works : 25		1.25 / 25 1 ahead
→ 1 Laura Street, Anderson Street to Bentley Way : 100	Footpath construction works yet to commence.	0 / 100 -

Goal	Update	Historic Completion
→ 2 Mooball Street, Rous Street to Mayal Street : 100	This section of footpath construction will most likely not be carried out this year due to the massive increase in construction costs.	0 / 100 -
→ 3 Enid Street, Florence Street to Frances Street : 100	Footpath construction works yet to commence.	0 / 100 -
→ 4 Brett Street, corner Powell Street : 100	Footpath construction works yet to commence.	0 / 100 -
→ 5 2023/24 and subsequent years programs are subject to finalisation of the Pedestrian and Bike Plan in 2022 : 100	Consultants have been engaged to develop the Pedestrian and Bike Plan.	25 / 100 25 ahead
Y1  2.3.1 Animal Management		75% ahead
→ _1 Re-homing rate of cats and dogs assessed as suitable for rehoming : 95% to 95%	53 companion animals impounded with 38 either returned to owner or rehomed to Friends of the Pound or other rehoming organisation.	72 / 95% 23% behind
→ _2 Response times to 'dog on person' attacks : 2 Hours to 2 Hours	Animal attacks on person are given the highest priority with Rangers responding immediately.	2 / 2 Hours -
→ _3 Response times to roaming or barking dogs : 12 Hours to 12 Hours	Genuine roaming dog reports are responded to on the same day. Barking dog reports may take up to 72 hours to respond.	8 / 12 Hours 4 Hours ahead
→ _4 Increase in number of pet registrations 0 Variance	22% increase in animal registrations. Monthly average 2021-22 was 88, monthly average 2022-23 is 107.	22 / 0 Variance 22 Variance ahead
→ 1. Approvals and Construction of a new Council Animal Pound and Rehoming Centre and ancillary Rangers and Animal Management services South Murwillumbah	The DA for the new Pound and Rehoming Centre was lodged in early 2023, with an expected timing of mid to late 2024 for the new facility to be open and operational.	30% ahead
Y1  2.3.2 Building Certification		-
→ _1 Average time to determine a development application : 50 Day(s) to 50 Day(s)	The average time to determine Development Applications and modifications is 91 days.	91.19 / 50 Day(s) 41 Day(s) behind
→ _2 Average time (Officer days) to assess and determine Construction Certificate applications : 20 Day(s) to 20 Day(s)	The overall average assessment time was 56.58 days	56.58 / 20 Day(s) 37 Day(s) behind
→ _3 Average time to assess and determine Complying Development Certificates : 20 Day(s) to 20 Day(s)	The overall average assessment time was 20.8 days	20.8 / 20 Day(s) 1 Day(s) behind
→ _4 Number of household pool safety inspections per year : 600 Inspections	In the quarter Council inspected 26 pools as required by the applications lodged with Council.	150 / 600 Inspections 299 Inspections behind
→ _5 Customer satisfaction of those using building certification services : 80% to 80%	There will be no change to this result of 80.6% until the next customer service audit.	80 / 80% -
→ 1 Enhance electronic inspection systems. : 33		0 / 33 -
→ 2 Update e-planning and business systems to adapt to and implement NSW State Government Planning Reforms. : 25	Council staff and its supplier have made progress on a new API service link to the State Planning Portal, and it is expected to be in operation by mid 2023. Similarly, Council staff are working towards the Department's revised timeline of mid 2023 to have in place a new electronic capacity to implement new standard conditions.	25 / 25 6 ahead
→ 3 Improve internal processes for efficiency gains (better templates, standard condition review, improved work flows for efficiency gains) : 25	The Pool Safety Program has been reviewed and process refined.	21 / 25 2 ahead
Y1  2.3.3 Compliance		97% ahead
→ _1 Number of instances of illegal activity requiring action : 225 Cases	668 Illegal activity CSRs responded to. Includes camping, dumping, parking, beach use, signage.	668 / 225 Cases 500 Cases ahead

Goal	Update	Historic Completion
→ <b>_2 Number of illegal parking activities requiring action : 750 Cases</b>	663 cases to date.	<b>663 / 750 Cases</b> 101 Cases ahead
→ <b>_3 Turnaround times for responses to customer requests : 14 Day(s) to 14 Day(s)</b>	Customer Service Requests (CSRs) are responded to on a priority basis. The first steps of investigative action generally occur with 72 hours of receiving a report. Legislative or procedural timeframes may warrant a request to remain open (but in progress) for over 14 days.	<b>14 / 14 Day(s)</b> -
→ <b>1 Adoption and implementation of the compliance Policy : 25</b>	Rangers and Animal Management services have been relocated to the Parks and Active Communities Unit. Given the transitional requirements needed to effect this relocation, it is considered that a more effective review of these services can be undertaken within the context of the Parks and Active Communities resourcing and programs.	<b>25 / 25</b> -
<b>Y1  2.3.4 Development Assessment</b>		123% ahead
→ <b>_1 Average time to determine a development application : 78 Day(s) to 78 Day(s)</b>	In 2022 the NSW Department of Planning and Environment created the NSW Planning Performance Dashboard, and it is now being referenced as a more up-to-date comparative performance indicator of all NSW Councils. The Dashboard identifies Tweed Council in the Regional Cities Councils category, and results are measured within each financial year. At the end of March 2023 the gross determination average for all DAs was 105 days statewide, and 72 days for Modification Applications. By comparison, the average DA processing time for Tweed Council was 164 days, and 85 days for Modification Applications. Tweed has received 586 and determined 584 DAs in the year to date. Whilst there has been only a slight decline in the rate of incoming applications, Council staff have managed a major reduction in the backlog of applications since the second quarter, with a reduction from 470 to 391 DAs undetermined, greatly as a result of a DA blitz carried out by Council's Building Unit in March, and external assessment assistance provided through the Regional Flying Squad and other State Government funding programs. The capacity for further reductions in the DA backlog is still being impacted upon by a current high level of appeal activity in the NSW Land and Environment Court, and the prioritised demands of the Northern Regional Planning Panel. Nonetheless, Council officers are continuing where possible to implement Council's adopted DA Backlog Reduction strategies.	<b>167 / 78 Day(s)</b> 89 Day(s) behind
→ <b>_2 Delivery of section 149 certificates within five days and urgent certificates within 2 days : 100% to 100%</b>	100% of certificates delivered in required timeframes.	<b>100 / 100%</b> -
→ <b>_3 Percentage of Development Assessment Panel meetings organised within one week of request : 100% to 100%</b>	100% of requests for meeting have been organised within a week of receipt of requests. It should also be noted that the frequency of DAP meetings has been altered as part of Council's actions to urgently address a backlog in applications through the adoption of a range of strategies and interventions in its assessment processes. Full details of these actions can be found through this web site link: <a href="https://www.tweed.nsw.gov.au/development-business/development-applications/lodging-an-application/da-backlog-reduction-program">https://www.tweed.nsw.gov.au/development-business/development-applications/lodging-an-application/da-backlog-reduction-program</a>	<b>100 / 100%</b> -
→ <b>1 Dedicated resources to Cobaki and Kings Forest major developments : 25</b>	Actions ongoing.	<b>25 / 25</b> 6 ahead
→ <b>2 Continue to update E planning and business systems to adapt to and implement NSW State Government Planning Reforms. : 25</b>	Despite major challenges experienced through the regular update of the State Planning Portal, Council staff and its supplier have made progress on a new API service link to the State Planning Portal, and it is expected to be in operation by mid 2023. Similarly, Council staff are working towards the Department's revised timeline of mid 2023 to have in place a new electronic capacity to implement new standard conditions and issue development consents through the Planning Portal.	<b>60 / 25</b> 41 ahead
<b>Y1  2.3.5 Development Engineering and Subdivision Assessment</b>		64% ahead

Goal	Update	Historic Completion
→ <b>_1 Average determination times for Subdivision Works Certificates and Subdivision Certificates : 60 Day(s) to 60 Day(s)</b>	Between 1/1/23 - 31/03/23 DEU - Issued 0 Subdivision Works Certificates - Issued 2 Subdivision Works Certificates with an average of 55 days	<b>55 / 60 Day(s)</b> 5 Day(s) ahead
→ <b>1 Implementation of mobile office solutions : 100</b>		<b>0 / 100</b> -
→ <b>2 Continue to update E planning and business systems to adapt to and implement NSW State Government Planning Reforms. : 25</b>	Council staff and its supplier have made progress on a new API service link to the State Planning Portal, and it is expected to be in operation by mid 2023. Similarly, Council staff are working towards the Department's revised timeline of mid 2023 to have in place a new electronic capacity to implement new standard conditions and issue development consents through the Planning Portal by the end of 2022.	<b>60 / 25</b> -
<b>Y1  2.3.6 Environmental Health</b>		
→ <b>_01 Total premises signed up for "Scores on Doors" and star ratings : 290 Premises</b>	Council has approximately 608 food premises. Approximately 366 are eligible for the scores on doors program. There are 338 business participating in the program (92%). The average scores on doors for all participating businesses scored 4.6 stars The total number of businesses participating in the program are as follows: 5 Star 208 premises 4 Star 71 premises 3 Star 25 premises Refused Start 34 premises Total = 338 premises	<b>338 / 290 Premises</b> 121 Premises ahead
→ <b>_02 Average "Scores on Doors" star rating : 4 Rating to 4 Rating</b>	The average scores on doors for all participating businesses is still at 4.6 stars.	<b>46 / 4 Rating</b> 42 Rating ahead
→ <b>_03 Percentage of High and Medium risk premises inspected once a year : 98%</b>	Council has approximately 608 Food Businesses Registered. Approximately 509 are High or Medium (receive at least one inspection). 96 Food premises (18%) have been inspected so far. Approximately 376 are eligible for the Scores on Door Program (excl. schools, mobile food vans, supermarkets etc.) There are 338 businesses participating in the program (92%).	<b>58.8 / 98%</b> 15% behind
→ <b>_04 Percentage of Public Health Inspections conducted per year : 98%</b>	There are 61 Skin Penetration Businesses registered. 33 inspections have been conducted.	<b>78.4 / 98%</b> 5% ahead
→ <b>_05 Percentage of OSSMs inspected once every 6 years : 100% to 100%</b>	There are 5596 System registered with Council. Council has inspected 193 properties from the 231 target (83% of target). The total cumulative inspections conducted so far during the year is 397 from the 462 target (86%). The past year has seen unprecedented weather events and the ongoing management of staff shortages due to Covid-19. 25/397 inspections showed some kind of failing system. However there are no failed high risk systems where owners have refused to take action and make repairs. Follow up compliance requests and discussion with owners has proved to be effective. Repair times are usually between 3 months to 24 months depending on individual circumstances.	<b>86 / 100%</b> 14% behind



Goal	Update	Historic Completion
→ <b>_06 OSSM systems identified as failing that are not brought into compliance 0 Non-compliance</b>	The total of properties with failures for the year to date was 39/397. However there are no failed high risk systems where owners have refused to take action and make repairs. Follow up compliance requests and discussion with owners has proved to be effective. Repair times are usually between 3 months to 24 months depending on individual circumstances.	<b>0 / 0 Non-compliance</b> -
→ <b>_07 Percentage of Caravan Parks inspected per year : 98% to 98%</b>	The 33 parks have been inspected this financial year. Staff are on target to meet all inspections requirements in this regard.	<b>90 / 98%</b> 8% behind
→ <b>_08 Public health initiatives implemented : 2 Initiatives</b>	Tweed Shire Council partnered with the NSW Food Authority to host a Retail and Food Service Information Session that focuses on food safety with our local LGA retailers.	<b>2 / 2 Initiatives</b> 1 Initiatives ahead
→ <b>_09 Percentage of nuisance insect and rodent pest notifications/complaints responded to in Council buildings : 90% to 90%</b>		<b>100 / 90%</b> 10% ahead
→ <b>_10 Percentage of arbovirus surveillance trapping events during surveillance season as part of NSW Health Program. : 85% to 85%</b>	On track.	<b>90 / 85%</b> 5% ahead
→ <b>_11 Percentage of aerial mosquito larvae control treatments after detection : 85% to 85%</b>	On track.	<b>90 / 85%</b> 5% ahead
→ <b>_12 Reduction of mosquito larvae following treatment in key breeding habitat : 90% to 90%</b>	On track.	<b>90 / 90%</b> -
→ <b>_13 Number of biting insects control measures conducted on public land : 5 Measures</b>		<b>0 / 5 Measures</b> -
→ <b>2. On Site Sewage Management Strategy : 25</b>	Not yet commenced.	<b>0 / 25</b> -
<b>Y1  2.4.1 Floodplain Management</b>		42% ahead
→ <b>_1 Scheduled inspections of all flood mitigation assets : 2 Inspections</b>	On track.	<b>2 / 2 Inspections</b> 1 Inspections ahead
→ <b>_2 Quarterly meetings with Emergency Services, key Government Agencies and community representatives : 4 Meetings</b>	On track.	<b>3 / 4 Meetings</b> 1 Meetings ahead
→ <b>1 Implementation of the Tweed Valley Floodplain Risk Management Plan (including recommendations from Murwillumbah CBD Levee Overtopping &amp; Drainage Study and South Murwillumbah Floodplain Risk Management Study) : 25</b>	Ongoing.	<b>9 / 25</b> 9 ahead
→ <b>2 Implementation of the Coastal Creeks Floodplain Risk Management Plan : 25</b>	Ongoing.	<b>8.75 / 25</b> 9 ahead
→ <b>3 Completion of the Tweed Valley Flood Study Update : 25</b>	Project had reached calibration stage prior to the 2022 floods. however, a scope change was made to pause the project and incorporate the 2022 flood into the study. This caused a substantial delay, but was necessary. Current status: (re)Calibration completion imminent. Project completion expected mid/late 2023.	<b>11.25 / 25</b> 3 behind
→ <b>4 Implement Voluntary House Purchase (VHP) and Voluntary House Raising (VHR) Schemes : 100</b>	Steady progress achieved on Voluntary House Purchase Schemes between 2017 and 2022 floods. Post 2022, the Northern River Reconstruction Corporation is now rolling out their "Resilient Homes Program" and "resilient Lands Program". It is not yet clear what the future of Council's VHP schemes will be. However, in light of these broader, better funded, state government programs it is likely that Council's VHP schemes will be either greatly reduced or placed on hold.	<b>5 / 100</b> 4 ahead
→ <b>5 Develop and implement community awareness programs : 25</b>		<b>0 / 25</b>

Goal	Update	Historic Completion
Y1  2.4.2 Local Emergency Management		50% ahead
→ <b>_1 Audit of state of Readiness of Emergency Operations Centres : 1 Audits</b>	No activity planned until Q4	<b>0 / 1 Audits</b> -
→ <b>_2 Review Local Emergency Management Disaster and Recovery Plans every 3 years. : 1 Review</b>	Tweed Byron Local Emergency Plan reviewed . Supporting local recovery plan has also been reviewed with ongoing discussions with NSW Reconstruction Authority and Byron Shire Council.	<b>1 / 1 Review</b> 1 Review ahead
→ <b>_3 Participation in mock disaster exercise carried out in compliance with Regional Emergency Management Action Plan : 1 Exercise</b>		<b>0 / 1 Exercise</b> -
→ <b>_4 Hold Local Emergency Management Committee Meetings : 3 Meetings</b>	Quarterly meeting (Q3) of the Tweed Byron Local Emergency Management Committee held February 8 2023. Next meeting due May 2023.	<b>3 / 3 Meetings</b> 3 Meetings ahead
→ <b>1 Design for re-establishment of Murwillumbah Unit SES Accommodation : 100</b>	Request for Offer for design has been completed however awaiting sign-off of site and plans by SES. SES currently undertaking site considerations for vehicle turning circles prior to committing to project.	<b>50 / 100</b> 50 ahead
→ <b>2 Design for re-establishment of Tweed Heads Unit SES Accommodation : 100</b>	Project on hold until the NSW State Emergency Service provide revised facility layout designs.	<b>50 / 100</b> 25 behind
Y1  2.4.3 Stormwater Management		47% ahead
→ <b>_1 Volume of rubbish collected and removed from the stormwater system : 200 m3</b>	334m3 of debris/litter removed from stormwater gross pollutant traps from January to March 2023	<b>200 / 200 m3</b> 50 m3 ahead
→ <b>_2 Percentage of stormwater pipe capital works program completed : 100%</b>	Tamarind Avenue, Bogangar, upgrade project completed Quarry Road, South Murwillumbah, upgrade project completed Elizabeth Street, Fingal Head, project under construction	<b>66 / 100%</b> 9% ahead
→ <b>1 Complete stormwater network asset surveys : 25</b>	Field surveys ongoing along Tweed Coast	<b>11.25 / 25</b> 11 ahead
→ <b>2 Undertake condition surveys of stormwater pipes and pits : 25</b>	No assessments to pipes completed in March 2023 quarter	<b>5 / 25</b> 14 behind
→ <b>3 Develop and prioritise a forward works program for stormwater asset repairs and replacement based on condition survey results : 25</b>	No additional progress	<b>2.5 / 25</b> 16 behind
→ <b>Capital Works : 25</b>		<b>10 / 25</b> 10 ahead
→ <b>1 Burringbar, Hunter Street, Opposite Dignan Street : 100</b>	Design complete. Construction scheduled for July 2023	<b>10 / 100</b> 10 ahead
→ <b>2 Tweed Heads, Meridian Way, Ducat Street to canal : 100</b>	Works deferred to 2026/2027	<b>100 / 100</b> -
→ <b>3 Tweed Heads, Recreation Street - Stage 1, Brett Street to Florence St : 100</b>	Detailed design underway. Construction scheduled for October 2023	<b>10 / 100</b> 10 ahead

## STREAM 3. THRIVING. 22/23 WE WANT THE TWEED'S PEOPLE AND PLACES TO THRIVE

Goal	Update	Historic Completion
Y1  3.1.1 Cemeteries		77% ahead
→ <b>_1 Number of incidents as a result of incorrect administration or record keeping. : 0 Cases</b>	On track. Zero incidents recorded.	<b>0 / 0 Cases</b> -
→ <b>_2 Number of marketing/awareness initiatives undertaken. : 6</b>	On track.	<b>2 / 6</b> 2 ahead
→ <b>1. Implement Cemeteries Management Plan : 25</b>	In progress.	<b>21 / 25</b> 2 ahead
→ <b>2. Develop and implement a cemeteries marketing plan : 25</b>	In progress.	<b>21 / 25</b> 2 ahead
→ <b>3. Upgrade cemeteries web presence : 25</b>	Part of the organisation-wide web review and is in the schedule to work.	<b>21.25 / 25</b> 3 ahead
Y1  3.1.2 Community Care		93% ahead
→ <b>_1 Total number of clients : 215 Clients to 215 Clients</b>	Client numbers currently at 249.	<b>215 / 215 Clients</b> -
→ <b>_2 Total number of days Council owned community halls utilised : 500 Day(s)</b>	Estimated. No measurement or data collection process implemented as yet.	<b>420 / 500 Day(s)</b> 46 Day(s) ahead
→ <b>_3 Number of different groups utilising community buildings and facilities : 150 Groups to 150 Groups</b>	Number and range of users remains on target.	<b>150 / 150 Groups</b> -
→ <b>_4 Maintain asset condition rating : 3 Rating to 3 Rating</b>	On Track.	<b>3 / 3 Rating</b> -
→ <b>1. Delivery of My Aged Care and National Disability Insurance Scheme contracts : 50</b>	On track.	<b>50 / 50</b> 13 ahead
→ <b>2. Implementation of Community Centre Business Plans : 25</b>	On track.	<b>21 / 25</b> 2 ahead
→ <b>3. Review, update and implementation of new Community Care Strategic Plan : 25</b>	Will form part of Council-wide service planning project.	<b>21.5 / 25</b> 3 ahead
Y1  3.1.3 Community Development		88% ahead
→ <b>_1 Number of advisory committees, forums and networks supported or facilitated : 60 Event</b>		<b>52.8 / 60 Event</b> 8 Event ahead

Goal	Update	Historic Completion
<p>→ 1. Implementation of Disability Access and Inclusion Plan : 25</p>	<p>Work has resumed on the preparation of a new DIAP, which is to be made by 30 November 2023, as per NSW Disability Inclusion Act 2014 Amendment. Milestones include consultation with staff across Council's service delivery units on draft actions to inform a draft plan that can be placed on public exhibition, subject to Council's approval.</p> <p>Several services areas across Council have progressed implementing the current DIAP, "Tweed Access and Inclusion Plan 2018-2022", despite ongoing impacts of COVID-19 pandemic and flood event 2022. Here are deliverables for Q1 2023:</p> <ul style="list-style-type: none"> <li>• Inclusive and Creative Communities (ICC) staff have facilitated the Tweed Equal Access Advisory Committee (EAAC) to meet and continue to maintain skills and knowledge in Council on operational and strategic projects.</li> <li>• ICC staff have facilitated the Tweed Disability Network to meet and collaborate to promote positive community behaviours and build capacity, exchange information and advocate on local issues.</li> <li>• Goorimahbah Place of Stories – Inclusive Playspace and Park was opened to the public. This project involved PAC and ICC staff collaborating with EAAC, The Braille House, Vision Australia, Autism Advisory and Support Service and DotDash Wayfinding consultants to deliver best practice universal design and inclusive information, signage and wayfinding elements.</li> <li>• ICC staff are partnering with the Centre for Disability Research and Policy, The University of Sydney, regional Council's, the Tweed disability support sector, community groups and people with disability and their families, carers and supporters to access Person-Centred Emergency Preparedness (P-CEP) education and resources, and to deliver a Disability Inclusive Emergency Planning (DIEP) forum in June 2023.</li> <li>• ICC staff are working with Accessible Arts NSW, community groups and Council staff to build capacity and skills to deliver accessible and inclusive events such as the Together Tweed: Lets Reconnect community event series and Australia Day Awards and Citizenship Ceremony. Measures include disability inclusive staff training, accessible documentation for screen reader devices, providing Auslan interpreters, quiet spaces and braille programs.</li> <li>• ICC staff supported Northern Rivers Rail Trail to develop marketing and safety information.</li> <li>• ICC staff are supporting SCE staff on the Recreational access plan for Tweed coast and estuaries as part of the Coastal Management Program.</li> <li>• ICC staff are supporting PAC staff to develop the Public Toilet Strategy which includes access audits and a program of access improvements.</li> <li>• ICC staff are supporting PAC staff to develop the Pottsville Masterplan and Burringbar Memorial reserve and Masterson Park Plan.</li> <li>• ICC staff are supporting staff across Council to review policy including assistance animals, transport, building and beach access issues.</li> </ul>	<p>19 / 25 6 ahead</p>
<p>→ 2. Develop and implement Community Development plans (youth, aged, inclusion, social planning, Aboriginal) : 25</p>	<p>New strategy completed. Flood recovery is a new focus to mid-2023.</p>	<p>25 / 25 -</p>
<p>Y1  3.2.1 Aquatic Centres</p>		<p>82% ahead</p>
<p>→ _1 Compliance with Royal Lifesaving Australia Aquatic Centre Safety Practice Notes : 100 % Compliant to 100 % Compliant</p>	<p>No non compliance issues.</p>	<p>100 / 100 % Compliant -</p>

Goal	Update	Historic Completion
→ <b>_2 Participation rates in Learn To Swim Programs : 30k Lessons</b>	Learn to swim has improved over the last two quarters with TRAC Tweed Heads South doubling its learn to swim program with the continued success of the Tabatinga program (Seagulls after school care) and the Aboriginal Jarjums program which is funded by NNSW Local Health District  The second quarter of learn to swim lessons across all three aquatic centres is up by 558 lessons when compared to the same quarter last year. The third quarter for all three aquatic centres is up by 2962 when compared with the same quarter last year. The combined three quarters for all sites has increased on last year by a total of 7932 swim lessons with a combined total of 27,631 after three quarters.  Our total visits for TRAC after three quarters is 167, 668 across all three Aquatic centres	<b>27.6k / 30k Lessons</b> 12.59k Lessons ahead
→ <b>_3 Percentage of customers satisfied with the service : 80 Satisfaction to 80 Satisfaction</b>	Customer satisfaction surveys undertaken showing a rating for satisfaction with service 80%	<b>80 / 80 Satisfaction</b> -
→ <b>1. Business Plan implementation : 25</b>	On track.	<b>10 / 25</b> 10 ahead
→ <b>2. Implement energy efficiency initiatives : 25</b>		<b>20 / 25</b> 6 ahead
Y1  3.2.2 Lifeguard Services		62% ahead
→ <b>_1 Non compliance with Surf Life Saving service contract (breaches) 0 Non-compliance</b>	No non compliance incidents.	<b>0 / 0 Non-compliance</b> -
→ <b>_2 Quarterly reviews of patrol hours utilisation : 4 Review</b>	All allocated patrol hours utilised this reporting period.	<b>3.44 / 4 Review</b> 1 Review ahead
→ <b>1. Review life guard service levels : 25</b>		<b>0 / 25</b> -
Y1  3.2.3 Parks and Open Spaces		56% ahead
→ <b>_1 Community satisfaction level : 80% to 80%</b>	Community satisfaction survey has been completed for all of Council services. The requirement for and design of a parks satisfaction survey will be considered.	<b>90 / 80%</b> 10% ahead
→ <b>_2 Hectares of parks and gardens per 1,000 residents : 3.2 Ha to 3.2 Ha</b>	On track.	<b>3.2 / 3.2 Ha</b> -
→ <b>_3 Annual maintenance cost per ha (excl. buildings). : \$50</b>	On track.	<b>25 / \$50</b> \$12 ahead
→ <b>1. Development of a shire-wide Youth Outdoor Recreation Action Plan : 50%</b>	DRAFT Plan now completed - review process underway	<b>25 / 50%</b> 25% ahead
→ <b>2. Playspace Action Plan : 50%</b>		<b>0 / 50%</b> -
→ <b>3. Pottsville Open Space Masterplan : 50%</b>	Consultation underway. Initial DRAFT concepts provided by LA. Further consultation with community to occur March onwards 2023	<b>38 / 50%</b> 10% ahead
→ <b>4. Jack Evans Boat Harbour construction works</b>		-
Y1  3.2.4 Public Toilets		58% ahead
→ <b>_1 Annual maintenance cost per facility : \$13k to \$13k</b>		<b>0 / \$13k</b> \$13k ahead
→ <b>_2 Average building condition rating (out of 5) : 2.5 Rating to 2.5 Rating</b>	Average rating 2.7. This is within target.	<b>2.7 / 2.5 Rating</b> 0.2 Rating ahead
→ <b>1. Finalise Public Toilet Strategy</b>	DRAFT Public Toilet Strategy complete. Document to be reviewed by acting Senior Assets Officer 2023	65% ahead

Goal	Update	Historic Completion
Y1  3.2.5 Sporting Fields		97% ahead
→ <b>_1 Hectares of sports fields per 1,000 residents : 1.7 Ha to 1.7 Ha</b>	Current sportsfield/structured open space deficit remains.	<b>1.23 / 1.7 Ha</b> 0.5 Ha behind
→ <b>_2 Customer satisfaction level : 80% to 80%</b>	Council sports facility user groups to be surveyed.	<b>94 / 80%</b> 14% ahead
→ <b>_3 Annual maintenance cost per ha (excl. buildings, lights and turf wickets) : \$6.2k to \$6.2k</b>	2021/2022 Financial Year - Sportsfield Annual Cost per ha - \$5,653.54	<b>6.2k / \$6.2k</b> -
→ <b>1. Progress planning for regional sports facilities - Arkinstall Park Stage 2 and 2 Stan Secombe Oval 0</b>	This project is no longer planned to proceed due to a withdrawal of State Government support	<b>0 / 0</b> -
Y1  3.3.1 Art Gallery		91% ahead
→ <b>_1 Visitors attending the Tweed Regional Gallery and Margaret Olley Art Centre : 85k Visits</b>	The total visitor attendance for the year to date is <b>92,016</b> .	<b>85k / 85k Visits</b> 21.46k Visits ahead
→ <b>_2 Host and initiate regional, national, and international exhibitions : 18 Event</b>	The TRGMOAC has presented a total of <b>15</b> exhibitions to date this year.	<b>15.12 / 18 Event</b> 6 Event ahead
→ <b>_3 Number of Public Programs and Education Programs / Events : 25 Event</b>	A total of <b>37 Public Programs and Education programs</b> have been presented to date in the 2023-24 year.	<b>25 / 25 Event</b> 6 Event ahead
→ <b>1. Presentation of Gallery-initiated major exhibitions : 25</b>	<p>The Gallery developed and presented <b>5</b> Gallery-initiated exhibitions this quarter. These exhibitions included:</p> <p><i>Making a name: Lyle Duncan:</i> this exhibition is the result of the Gallery's PLATFORM Program for artists of the region.</p> <p><i>Artists at Work: Installers of Tweed Regional Gallery</i></p> <p><i>The River in the Sky</i> by Sydney-based artist Susie Dureau is the outcome of the Tweed Regional Gallery – National Art School Masters of Fine Art Residency Award. The partnership between the Gallery and NAS aims to showcase emerging artists in recognition of Margaret Olley's NAS alumna status.</p> <p><i>Margaret Olley: Far from a Still Life</i> tells the story of Olley's incredible life and enduring career through her greatest legacy – her art. Presented exclusively at the Tweed Regional Gallery, to celebrate the 100th anniversary of Margaret Olley's birthday, the exhibition is drawn entirely from the Tweed Regional Gallery collection and showcases the breadth of Margaret Olley holdings within the Collection. The exhibition has continually drawn visitors to the Gallery since its opening in late March.</p>	<b>21 / 25</b> 2 ahead
→ <b>2. Explore and create opportunities for income generation through use of Gallery buildings (hire, group bookings, Artist in Residence Studio) to support financial sustainability of the Gallery : 25</b>	<p>With the easing of COVID-19 restrictions, the Gallery has been able to resume the hiring of the Francis Mills Education Workshop and the Nancy Fairfax Artist in Residence (AIR) Studio.</p> <p><b>Artist in Residence Studio</b></p> <p>The occupancy of the AIR during the January - March 2023 quarter was 57 days, equating to 63% occupancy.</p> <p><b>Commercial Coaches</b></p> <p>Commercial coaches are charged \$62 for their visit, which is payable by the coach/tour operator. Companies tend to absorb this cost through a small additional charge to their passengers.</p> <p><b>Function Fee</b></p> <p>The after-hours function fee charged to the licensee of the Gallery's cafe, Apex Dining, was imposed once during this quarter, attracting the fee of \$150. This fee is in addition to the monthly licence fee which forms part of the agreement with the operators.</p>	<b>21.25 / 25</b> 3 ahead



Goal	Update	Historic Completion
Y1  3.3.2 Auditoria		78% ahead
→ <b>_1 Total number of days utilised at Murwillumbah/Tweed auditoria : 280 Day(s)</b>	On track.	<b>235.2 / 280 Day(s)</b> 26 Day(s) ahead
→ <b>_2 Total audience numbers (booked numbers) : 42k Attendance</b>	Audience numbers estimated for the period .	<b>35.28k / 42k Attendance</b> 3.83k Attendance ahead
→ <b>_3 Percentage of hirers that are Not-for-Profit organisations : 35% to 35%</b>	On track.	<b>43 / 35%</b> 8% ahead
→ <b>_4 Maintain Asset management ratio : 100% to 100%</b>		<b>100 / 100%</b> -
→ <b>1. Implement promotion strategy for performing arts and auditoria : 25</b>		<b>0 / 25</b> -
Y1  3.3.3 Events		77% ahead
→ <b>_1 Develop and deliver development workshops/programs for local community event organisers : 3 Event</b>	On track.	<b>1.2 / 3 Event</b> 1 Event ahead
→ <b>_2 Develop and deliver workshops to help event organisers and venues become genuinely environmentally sustainable : 1 Event</b>	One of the priorities in the Draft Tweed Shire Events Strategy 2022-2026 action plan is to facilitate the sustainability of events. Once the draft Events Strategy is adopted, Council's Events, Filming and Sponsorship Officer will work with other internal stakeholders to create resources and deliver workshops in 2023.	<b>0 / 1 Event</b> -
→ <b>_3 Engage with key stakeholders to improve the promotion of events : 1 Event</b>	Council has allocated financial support to 16 events for 2022-2023. Council has entered into a one year Events Sponsorship Agreement with the applicants.  The applicants are encouraged to list their event on Council's official events calendar - What's on Tweed. Some applicants also utilise Council's road banner installations at Murwillumbah and Tweed.  Council's contracted tourism provider (Tweed Tourism Co) also run What's on Tweed campaigns in support of a number of key events being held in The Tweed. The last campaign ran for 6 weeks and included 3 Council sponsored events and two Council facility events (Tweed Regional Gallery and Tweed Regional Museum).	<b>1 / 1 Event</b> 0 Event ahead
→ <b>1. Develop a new four year Events Strategy : 100</b>	Project completed.	<b>100 / 100</b> -
→ <b>2. Assist event organisers to deliver authentic and well-organised events : 25</b>	An internal Event Process Working Group was established in April 2022 and consists of cross-divisional membership. The purpose of this Group is to review Council's current event processes with an aim to streamline the process - as identified in the Draft Tweed Shire Events Strategy 2022-2026 action plan.	<b>25 / 25</b> -
→ <b>3. Develop events to optimise positive event impacts : 25</b>		<b>19 / 25</b> 5 ahead
→ <b>4. Provide grant seed funding for regional events to be hosted in the Tweed : 25</b>	On 1 September 2022 Council allocated financial support to 16 events for 2022-2023. Council has entered into a one year Events Sponsorship Agreement with the applicants.	<b>25 / 25</b> -
→ <b>5. Co-ordinate assessment of filming permits applications : 25</b>	There have been 15 applications/enquiries received and assessed for the quarter.	<b>25 / 25</b> -
Y1  3.3.4 Holiday Parks		81% ahead
→ <b>_1 Increase Occupancy rate average by 3% (all products) : 52% to 55%</b>	Holiday parks occupancies are now back to normal trade. Tweed Holiday Parks is on track to meet the KPI of 55% for the entire year.	<b>54.64 / 55%</b> 0% ahead
→ <b>_2 Maintain a Net Promoter Score over 75% : 75% to 75%</b>	Net Promotor Score is 74.18%	<b>75 / 75%</b> -

Goal	Update	Historic Completion
→ <b>_3 Increase social media following and customer subscriptions by 3% : 90k Followers to 92k Followers</b>	Customer Subscriptions is currently at 108,944.	<b>108.94k / 92k Followers</b> 17.45k Followers ahead
→ <b>_4 Maintain overheads as a percentage of revenue of less than 10% : 10% to 10%</b>	Estimated. Numbers currently unavailable.	<b>7.5 / 10%</b> 2% ahead
→ <b>1. Implement Holiday Park Communication Toolkit : 100</b>	Project scheduled for completion date of June 2023.	<b>20 / 100</b> 20 ahead
→ <b>2. Prepare Tender &amp; Appoint Holiday Park Contractors at Kingscliff Beach &amp; Pottsville South : 100 to 100</b>		<b>100 / 100</b> -
Y1  3.3.5 Libraries		78% ahead
→ <b>_1 Number of active library members/ total eligible shire population : 30% to 30%</b>	Currently there are estimated to be 33,786 active Tweed Shire library members. Tweed Shire's population is 98,382 (Profile ID).	<b>30.56 / 30%</b> 1% ahead
→ <b>_2 Personal computer and wireless hours of use : 60k Hours</b>	Estimated hours are 51,600.	<b>51.6k / 60k Hours</b> 6.68k Hours ahead
→ <b>_3 Visits (library door count for all Shire libraries combined) : 175k Visits</b>	Visits estimated to be 148,750	<b>148.75k / 175k Visits</b> 17.72k Visits ahead
→ <b>_4 Library loans : 350k Loans</b>	Estimated at 297,500.	<b>297.5k / 350k Loans</b> 35.44k Loans ahead
→ <b>_5 Members and visitor's satisfaction : 80% to 80%</b>	Community consultation for the Mobile library and wider outreach services reported customer satisfaction was high for our Tweed Shire Libraries.	<b>85 / 80%</b> 5% ahead
→ <b>_6 Staff assisting patrons with technology/number of interactions : 50k Assists</b>		<b>42k / 50k Assists</b> 4.56k Assists ahead
→ <b>2. Murwillumbah Library refurbishment : 100</b>	No progress to date.	<b>0 / 100</b> -
Y1  3.3.6 Museum		89% ahead
→ <b>_1 Proportion of programs developed and delivered in partnership with local organisations. : 80%</b>	On target.	<b>68 / 80%</b> 8% ahead
→ <b>_2 Satisfaction level of visitors. : 95%</b>	On target.	<b>95 / 95%</b> 24% ahead
→ <b>_3 Proportion of collection acquisitions and programs dedicated to Tweed history and heritage : 90%</b>	All acquisitions (as per Collection Policy) and programs delivered related to Tweed history and/or current exhibition.	<b>90 / 90%</b> 23% ahead
→ <b>_4 Hours to support community-based historical research. : 2.5k Hours</b>	Historical Societies consistently meeting weekly requirements for minimum open hours to community.	<b>2.1k / 2.5k Hours</b> 228 Hours ahead
→ <b>_5 Number of participants in all museums programs. : 13k Participation(s)</b>	Participation for the quarter was 3,617	<b>10.79k / 13k Participation(s)</b> 1.06k Participation(s) ahead
→ <b>1. Presentation of Museum-initiated major exhibitions : 25</b>	Permanent exhibition Land Life Culture on consistent display. Touring exhibitions via Museum on Wheels delivered weekly.	<b>21 / 25</b> 2 ahead
→ <b>2. Explore opportunities for income generation through use of Museum buildings to support financial sustainability of the Museum : 25</b>	Permanent shop fixture installed.	<b>21 / 25</b> 9 ahead
Y1  3.3.7 Rail Trail		75% ahead
→ <b>_1 Completion of the initial rail trail construction : 1</b>	In progress.	<b>0.9 / 1</b> 0 ahead

Goal	Update	Historic Completion
→ <b>_2 Establish a functional governance model with partner councils and stakeholders to match staging of the 130km rail trail between Murwillumbah and Casino : 25%</b>	Legal advice is presently being sought and is funded by all partner councils - this will inform the options for a future and functional governing entity and its formation, and constitution.	<b>21 / 25%</b> 2% ahead
→ <b>_3 General asset maintenance program and implementation : 1</b>	Documentation is developed and prepared by the Head Contractor for handover with the asset rail trail. This will form part of the Council's overall asset management plan.	<b>0.4 / 1</b> 0 ahead
→ <b>_4 Implement a marketing and branding framework to enable commercial business associations to secure rail trail revenue and enable greater financial sustainability : 25%</b>	A Marketing Plan has been prepared and is being implemented through, by example the preparation and development of a rail trail specific website, publications and network establishment with other key stakeholders in the related industry (e.g., tourism) space.	<b>25 / 25%</b> 13% ahead
→ <b>1. Construction of rail trail shared-user path and associated infrastructure : 100%</b>	Project complete.	<b>100 / 100%</b> -
→ <b>2. Governance – oversight and collaboration with partner rail trail councils and stakeholders in the business and tourism community : 25%</b>		<b>0 / 25%</b> 14% behind
→ <b>3. Design and implementation of rail trail master-plan : 25%</b>	A trail 'master-plan' and construction plan was completed for the project, publicly workshopped and made available on Council's website. Longer term, a strategic plan for the whole of rail trail will need to be prepared.	<b>25 / 25%</b> -
→ <b>4. Routine maintenance and administration – partnering with rail trail supports and volunteers : 25%</b>		<b>20.75 / 25%</b> 7% ahead
→ <b>5. Pursue funding opportunities for additional refurbishment works : 25%</b>		<b>18.75 / 25%</b> 5% ahead
→ <b>7. Marketing, branding and communications : 25%</b>		<b>18.75 / 25%</b> 5% ahead
<b>Y1  3.3.8 Tourism</b>		<b>83% ahead</b>
→ <b>_1 Visitor Information Centres visits : 5k Visits to 40k Visits</b>	Number of Visitors attending the agrees VICs in the past quarter: 9,092 (280% year on year increase)	<b>31.6k / 40k Visits</b> 19.11k Visits ahead
→ <b>_2 Web page visits : 32k Visits</b>	VisitTheTweed.com.au: 28,750 (up 70%) WhatsOnTweed.com.au: 14,367 (up 182%) *Please note event website view have been affected in the reporting period by the Northern Rivers floods.	<b>28.75k / 32k Visits</b> 12.77k Visits ahead
→ <b>1. Delivery of Tourism Promotion Services : 25%</b>	The Tourism service now sits with the new function of Destination and Industry Development within the Destination, Communication and Customer Experience team.  The delivery of the tourism service contract has been renewed in this period with Council retaining the services of the Tweed Tourism Company until October 2026.  The contract remains to deliver three key functions, with enhance KPIs and measures of performance: <ul style="list-style-type: none"> <li>• development of the Tweed as a destination</li> <li>• Industry development and engagement</li> <li>• Tourism and events marketing and promotion</li> </ul>	<b>20.75 / 25%</b> 9% ahead

Goal	Update	Historic Completion
↳ <b>2. Delivery of Visitor Information Centers through fit for purpose buildings : 25</b>	<p>9,092 (280% year on year increase)</p> <p><b>MURWILLUMBAH</b></p> <p>The former Murwillumbah VIC building was rendered inoperable in the 2022 floods and the TTC team was an active part in cleaning the Centre in the aftermath and ensuring it was brought to an adequate level of safety. Through the reporting period the TTC team have successfully opened a temporary VIC in the Murwillumbah Railway Station and are working with Council Officers on the potential for an updated venue at the same location as a permanent home for the VIC operations. This location will serve as a strong point for the region to lever the upcoming launch of the Northern Rivers Rail Trail.</p> <p><b>TWEED HEADS</b></p> <p>Following a Councillor decision to rescind funding for the Tweed Heads VIC, TTC closed the door on this facility at the end of September. TTC continues to operate two regional Visitor Information Centres (Murwillumbah and Kingscliff) and has retained all accreditation requirements. A high standard of operation continues. Please see operational reporting for further commentary, and the Digital and VIC Snapshot appendix to this report for further visitation insights.</p>	<p>21.25 / 25 9 ahead</p>
<b>Y1  3.4.1 Business Enterprise</b>		49% ahead
↳ <b>_1 Maximum number of days runway is closed for operational matters : 6 Day(s)</b>	There were no runway closures resulting from Council works or operations during this period.	<p>0 / 6 Day(s) 4 Day(s) ahead</p>
↳ <b>_2 Number of direct jobs contributed to the Tweed economy as a result of the airfield : 12 Jobs</b>	There are 12 EFT Jobs generated at the Murwillumbah Airfield	<p>12 / 12 Jobs 3 Jobs ahead</p>
↳ <b>_3 Saleyard lessee satisfaction levels (complaints) 0 Complaints</b>	0 complaints from lessee during this period.	<p>0 / 0 Complaints -</p>
↳ <b>1. Manage long term saleyards lease : 25</b>	The current lease is in place. The lessee has not raised any issues with the saleyards over the past three months.	<p>10 / 25 10 ahead</p>
↳ <b>2. Continue saleyards capital works upgrades : 25</b>	Included the toilet block onto Council's Public Toilet Strategy. Identified the future capital works for the toilet which should be programmed into the 23/24 financial year.	<p>7.5 / 25 8 ahead</p>
↳ <b>3. Maintain and manage the Murwillumbah Airfield : 25%</b>	Management of the Airfield has been transferred to the Business Officer, Finance Unit. This role will manage the leases and maintenance of the Airfield.	<p>12.5 / 25% 13% ahead</p>
↳ <b>4. Murwillumbah Airfield redevelopment : 50</b>	The Airfield was subject to significant flooding as a result of the floods earlier this year. The area proposed for the new hangar development was subject to nearly 1 meter of flood water from the design floor level. Significant reconsideration of the design and costing will need to be undertaken prior to any further works being undertaken on this project.	<p>12.5 / 50 12 behind</p>
<b>Y1  3.4.2 Business Support</b>		85% ahead
↳ <b>_1 Value of employment generating Development Applications submitted : \$500k</b>	Value of submitted development applications for employment generating developments 1/1/2023-31/3/2023: \$18,407,416	<p>18.41m / \$500k \$18.03m ahead</p>
↳ <b>1. Liaise with NSW Government regarding local business needs : 25</b>	Manager Destination, Communication and Customer Experience is a member of the regional Business, Industry and Tourism Advisory Group (BITAG). This past quarter BITAG have been prioritising regional projects and recovery support for the region in collaboration with the NRRC priorities.	<p>19.5 / 25 8 ahead</p>

Goal	Update	Historic Completion
→ 2. Relationship with NSW Business and business chambers : 25	Ongoing relationships being developed with new roles and functions now with the Destination and Industry Development team. General Manager and other staff have attended regional and local business chamber meetings to update the community on key projects.	21 / 25 9 ahead
→ 3. Seek economic development grant funding opportunities : 25	Two applications made under the Regional NSW Business case and Strat Development Fund - Round: <ul style="list-style-type: none"> <li>• Wardrop Community Village</li> <li>• South Murwillumbah Business Precinct Infrastructure Strategy</li> </ul>	21.25 / 25 3 ahead
→ 4. Communication with business community via various channels : 25	The Succeed in Tweed e-newsletter has continued to go out in the absence of the Destination and Industry Development resources. A range of improvements for engagement and communication with the business community are being considered for 2023.  The Tweed Tourism Company have continued their industry liaison and regular communication updates to inform local tourism operators. Once the new team of Destination and Industry Development is recruited there will be more outcomes delivered in this space.	21 / 25 9 ahead
→ 5. Promote the Circular Economy to the Tweed business community : 25	Review of this is underway, however the Circular Economy has been highlighted as a key factor needed to include into the NSW Regional Economic Development Strategy.	19.75 / 25 8 ahead
Y1  3.4.3 Employment Lands		53% ahead
→ _1 Value of developer contributions discounted where local employment is generated : \$40k	Value of discount to developer Contribution (Tweed Road Contribution Plan) for employment generating developments for the quarter 1/1/2023 TO 31/3/2023 is \$39,694	39.69k / \$40k \$9.79k ahead
→ _2 Value of developer contributions deferred where local employment is generated : \$1.25m	No developer contributions deferred as a result of the Business Investment Policy this quarter.	0 / \$1.25m \$934.43k behind
→ 1. South Murwillumbah Employment Precinct Infrastructure : 50	Officers are continuing to seek suitable grant funding. At this stage no applications have been successful	36 / 50 11 ahead
→ 2. Potential Employment Lands (PEL) Area 6 - Gateway planning proposal : 25	A planning proposal has been resubmitted to Council for strategic merit assessment (scoping) on 12 October 2022. Preliminary assessment was finalised in December, with initial findings provided to Darryl Anderson Consulting on 20 December 2022. A high-level advice from Council's Sustainability & Environment Unit indicates there is a non-compliance with Tweed DCP A19.  A meeting has been scheduled for 19 January to discuss the scope of work needed to support the planning proposal sufficiently for Council endorse its progression for a Gateway Determination. In addition to the DCP A19 matter, the proponent has also been requested to prepare an Economic Needs Assessment to guide the zoning and related zoning height and lot size controls, as well as to engage with the drainage union to discuss the local impacts of the proposed development on the surrounding floodplain hydrology.	5 / 25 5 ahead
→ 3. Quarry Rd / Lundberg Drive employment lands subdivision : 50	Stage 4a Final Practical Completion has been issued by Council and Work as Executed drawings are close to completion. Civil work for stage 4 are complete.	39 / 50 2 ahead

Goal	Update	Historic Completion
<p>→ 4. Industry Central Land Swap employment lands subdivision : 50</p>	<p>Significant cost escalations have been identified for the Industry Central Land Swap Project. These cost escalations have occurred due to delays associated with the exchange of contracts for the Land Exchange Agreements, approval delays, latent conditions associated with geotechnical instability and inflation costs within the construction industry. The cost escalations are summarised below:</p> <ul style="list-style-type: none"> <li>• Identification in late 2021 of large settlement areas on proposed lots 709, 710 and 711 caused by marine clays at depths of up to 14m below the natural surface.</li> <li>• Major changes to bulk earthworks necessary to satisfy Council requirements relating to stormwater drainage and sewer reticulation.</li> <li>• Significant cost escalations across all elements of the Construction Industry relating to fuel costs, plant and equipment, labour cost, scarcity of subcontractors.</li> <li>• Asphaltic and concrete price escalations.</li> <li>• Concrete pipe, DICL watermain and sewer pipe price escalations.</li> <li>• Incorporation of concrete footpaths as required by Council.</li> <li>• Significant cost escalations for electrical reticulation and pad mount transformers.</li> <li>• Inflationary costs relating to Council s7.11 and s64 contributions.</li> <li>• Professional cost escalations relating to legal, engineering and survey services.</li> </ul>	<p>38.5 / 50 14 ahead</p>
<p>→ 5. Murwillumbah Airfield commercial precinct development : 50</p>	<p>The Airfield was subject to significant flooding as a result of the floods earlier this year. The area proposed for the new hangar development was subject to nearly 1 meter of flood water from the design floor level. Significant reconsideration of the design and costing will need to be undertaken prior to any further works being undertaken on this project.</p>	<p>12.5 / 50 12 behind</p>



## STREAM 4. GROWING. 22/23 WORK TOGETHER TO PLAN FOR THE FUTURE

Goal	Update	Historic Completion
Y1  4.1.1 Financial Services		92% ahead
→ <b>_1 Outstanding rates and annual charges : 5% to 5%</b>	As per the audited 2021/22 Financial Statements, ratio is 4.5%	<b>4.5 / 5%</b> 0% ahead
→ <b>_2 YTD Expenditure v Budget (% of year elapsed) : 100%</b>	As at 31 March 2023 Actual operating expenditure was 82.3% of budget and capital expenditure was 55.7% of budget. <b>Notes:</b> <ul style="list-style-type: none"> <li>Some expenses such as insurance are paid up front for the full year</li> <li>Abnormal flood recovery expenditure has been incurred in the year to date numbers.</li> </ul>	<b>72.4 / 100%</b> 2% ahead
→ <b>_3 YTD Revenue v Budget (% of year elapsed) : 100%</b>	As at 31 March, actual income was 107.9% of budget. <b>Note:</b> Rates for the full year are levied up front and Grant Income is higher than usual due flood recovery grants.	<b>107.9 / 100%</b> 33% ahead
→ <b>_4 Weighted Average Investment Return v 90 Day Benchmark Bank Bill Index (BBSW) 0%</b>	As per the most recent Investment Report, performance was 0.05% above the benchmark.	<b>0.05 / 0%</b> 0% ahead
→ <b>_5 Proportion of small business paid within 30 day terms* : 95% to 95%</b>	As at 31 March 2023, 93.7% were paid within 30 days.	<b>93.7 / 95%</b> 1% behind
Y1  4.1.2 Strategic Land Use Planning		79% ahead
→ <b>_1 Number of planning proposals determined within the designated timeframe : 100% to 100%</b>	Planning proposals are tracked against the Gateway determination condition surrounding timing for delivery and unlike its previous practices the Department of Planning and Environment will no longer accept multiple or ongoing extensions of time. This means that planning proposals are now determined within the designated time by either the amendment being made or the request for extension being rejected by the Department.	<b>100 / 100%</b> -
→ <b>_2 Progress with the scheduled 4 year review and update of the Tweed Development Control Plan : 25%</b>	Progression of the review commenced on 9 January 2023. It is a substantial body of work that is not capable of being fully resourced owing to availability and as such will be a progressive and sustained approach that will lead to paced change over time. Review of A13 Socio-Economic Assessment has progressed with a draft version to be completed towards the end of April for internal review and comment. Council officers have coordinated several meetings with other Council's across the state on their application of Social Impact DCP provisions. Review of Section B – Specific Sites has commenced with internal workshops being together with chapter A13. Section A5 Subdivision draft has been completed and referred to the internal working group on 31 March for comment. The pace of progress is being continually monitored to ensure the allocation of resourcing is met.	<b>0.25 / 25%</b> 0% ahead
→ <b>_3 Cost recovery ratio for developer initiated LEP or DCP based on planning services Fees and Charges : 75% to 75%</b>	Fees and Charges are reviewed and updated annually and currently reflect the reasonable costs of Council' strategic planning services as they are consistently applied. Of note the most recent fees and charges updates have included line item for cost recovery of design review processes. Previous fee and charge updates have included a cost recovery rates against planning proposals based on scale (basic, standard complex) which aligns cost recovery more closely with costs associated.	<b>100 / 75%</b> 25% ahead

Goal	Update	Historic Completion
→ <b>_4 Projects completed within their estimated budget : 100% to 100%</b>	Project budgets are tracking and being managed according to the estimated project costs by staff however it is noted that impacts beyond the control of staff continue to lead to higher overall costs in some cases; this generally arises as a resource cost (human capital) rather than a direct monetary cost and as such is much less visible as it manifests as a budget-resource inefficiency; that is, a greater proportion (cost) of the human capital is expended on a given project owing to such things as project creep or scope change or the like. Relatively speaking the staffs' estimated project budget is typically achieved.	100 / 100% -
→ <b>1. Tweed Growth Management and Housing Strategy (Housing and Employment land) : 50</b>	Together with lead consultant PSA Consulting (Australia) Pty Ltd, Council staff have been progressing the GMHS. The progress of the strategy is broadly on track with the project plan and timeline. Following the public exhibition of Draft Issues Paper conducted from 25 October - 21 November 2022, Council has since received a draft Interim Report. The draft Interim report is currently being reviewed internally. A developer forum, which is an additional consultation event to the original project plan scope, is anticipated to be facilitated by June 2023.	37 / 50 12 ahead
→ <b>12. Affordable Housing Strategy</b>	Refer to the duplicate General Manager KPI for update on the Affordable Housing Strategy.	-
→ <b>2. Implementation of Rural Land Strategy actions : 25</b>	Many of the key actions and resolutions of the Council relating to the implementation of the RLS are being advanced through the Growth Management and Housing Strategy and Scenic Landscape Strategy. In addition, scoping has commenced with regards to a potential future planning proposal related Action 88 of the RLS which would seek to apply the dwelling opportunity map more broadly.	21 / 25 2 ahead
→ <b>3. Tweed Bushfire Resilience Project : 25</b>	The majority of the Tweed Bushfire Resilience Project actions are now complete with the bushfire risk mapping / property reports up and running on the website, letter distributed, information booklet published, community workshops and staff training completed. The bushfire attack level mapping is also complete, and the GIS team are currently configuring the mapping and data to be uploaded onto Council's Weave GIS system. The final piece of work which is progressing is the production of a Tweed Bushfire Discussion Paper and Road Map. Meridan Urban have been commissioned to undertake this work which will provide an assessment of bushfire projects undertaken to date and devise a set of future priority actions for Council to consider. This body of work will be completed by June 2023.	22.5 / 25 4 ahead
→ <b>4. Implementation of Rural Villages actions – Community Led Plans : 25</b>	As an action of the RVS, Council together with the Burringbar Community Association has commissioned Extent heritage to undertake a Main Street Heritage Character Statement. This character statement will supplement the community produced and Council endorsed Burringbar Village Community Plan: 2020-2035 and the Burringbar Village Community Plan - Implementation Plan. A draft Character Statement is anticipated by the end of May 2023. This combined body of work will serve as a blueprint for the development of other rural village community plans.	25 / 25 -
→ <b>5. Implementation of NSW State Government Planning Reforms : 25</b>	Council staff continue to review, draft submission and where relevant implement State government policy on an as needs basis. More recent representations include the implementation of employment zones, Agri-tourism and small-scale agriculture, Draft Housing SEPP, North Coast Regional Plan 2041, Tweed City Regional Plan, Design and Place SEPP as well as more recent participation in various meetings and workshops related to the Northern Rivers Reconstruction Authority.	20 / 25 8 ahead

Goal	Update	Historic Completion
<p>→ 6. Implementation of Tweed Heritage Strategy : 25</p>	<p>Council has received and reviewed a draft TSC Heritage Conservation Areas Scoping Report as undertaken by consultant Extent Heritage. It is anticipated a revised Scoping Report will be received by June 2023 following which a report will be prepared for Council to resolve on the preferred options to progress the scoping report recommendations. It is anticipated that this will include a stage of community consultation.</p> <p>Extent Heritage have also been commission to undertake Stage 01 of the South Sea Islander Dry Stone Wall investigations. This will entail the facilitation of a project inception workshop with representatives of the South Sea Islander Community and subsequent field work documenting the location and condition of the dry-stone walls. An inception meeting in anticipated for the end of May.</p>	<p>20.25 / 25 2 ahead</p>
<p>→ 7. Tweed Development Control Plan Review and Update : 25</p>	<p>This a duplicate action to the 4-year DCP review program and should bne deleted. Update against action as follows:</p> <p>Progression of the review commenced on 9 January 2023. It is a substantial body of work that is not capable of being fully resourced owing to availability and as such will be a progressive and sustained approach that will lead to paced change over time. Review of A13 Socio-Economic Assessment has progressed with a draft version to be completed towards the end of April for internal review and comment. Council officers have coordinated several meetings with other Council's across the state on their application of Social Impact DCP provisions. Review of Section B – Specific Sites has commenced with internal workshops being together with chapter A13. Section A5 Subdivision draft has been completed and referred to the internal working group on 31 March for comment. The pace of progress is being continually monitored to ensure the allocation of resourcing is met.</p>	<p>25 / 25 -</p>
<p>Y1  4.2.1 Communications</p>		<p>89% ahead</p>

Goal	Update	Historic Completion
<p>→ <b>_1 Growth in subscribers to Council's email subscription services; including e-newsletters, media releases, alerts and more. : 36.68k People to 38.52k People</b></p>	<p>The total number of subscribers has increased by 7.7% compared to the same time last year (34,980 to 37,670).</p> <p>Across the board there has been a continued slow and steady increase to subscriber numbers. Some notable increases include Wild Life (5.5% increase), Museum News (4.2%) and Gallery News (3.7% increase). The Museum and Gallery have both been running a number of successful exhibitions and events that have likely helped drive the higher subscription numbers.</p> <ul style="list-style-type: none"> <li>· Your Say Tweed – 6,807 (1.6% increase compared to last quarter)</li> <li>· Media Releases (Council and Museum) – 2,309 (0.7% increase compared to last quarter)</li> <li>· Media Releases (Art Gallery) – 2,059 (0.9% increase compared to last quarter)</li> <li>· Tweed Link – 3,898 (0.6% increase compared to last quarter)</li> <li>· Job Alerts – 6,513 (2.2% increase compared to last quarter)</li> <li>· Council Business Paper (Agenda and Minutes) – 97 (2.1% increase compared to last quarter)</li> <li>· Arts and Culture Newsletter – 2,413 (1.1% increase compared to last quarter)</li> <li>· Business Newsletter – 1,998 (0.2% increase compared to last quarter)</li> <li>· Environment and Sustainability Newsletter – 2,378 (1.8% increase compared to last quarter)</li> <li>· Tweed Regional Aquatic Centre Newsletter – 2,540 (0.5% increase compared to last quarter)</li> <li>· Museum News – 2,080 (4.2% increase compared to last quarter)</li> <li>· Gallery News – 3,657 (3.7% increase compared to last quarter)</li> <li>· Wild Life – 921 (5.0% increase compared to last quarter)</li> </ul> <p><b>TOTAL: 37,670 (1.2% increase compared to last quarter)</b></p>	<p><b>38.08k / 38.52k People</b> 477.9 People ahead</p>

Goal	Update	Historic Completion
<p>→ <b>_2 Growth in followers and audience engagement on Council's social media accounts. : 7.85k Followers to 8.63k Followers</b></p>	<p><b>Social Media Performance</b>  <b>Q3 FY2022/23 (1 January – 31 March 2023)</b></p> <p>As of 31 March 2023, Council had a total of <b>86,272</b> followers across its 12 social media channels for Tweed Shire Council and its facilities including the Northern Rivers Rail Trail (for the first time), Tweed Regional Museum, Tweed Regional Gallery and Tweed Regional Aquatic Centres.</p> <p>Council grew its social media followers in the 3rd quarter of the 2022/23 financial year (1 January to 31 March 2023) from 78,494 followers at the end of December 2022 to 86,272 followers. This represents an increase of 7,778 followers across the 12 channels, representing an <b>audience growth of 10%</b>.</p> <p>Totals as of 31 March 2023 (figures in brackets represent the quarterly increase):</p> <ul style="list-style-type: none"> <li>TSC Facebook has 26,007 followers (+298)</li> <li>TSC LinkedIn has 6,396 followers (+213)</li> <li>TSC Instagram has 4,225 followers (+43)</li> <li>TSC Twitter has 526 followers (+6)</li> <li>TSC YouTube has 422 followers (+14)</li> <li>TRAC Facebook has 3,242 followers (+132)</li> <li>Gallery Facebook has 8,674 followers (+101)</li> <li>Gallery Instagram has 17,393 followers (+604)</li> <li>Museum Facebook has 8,282 followers (+108)</li> <li>Museum Instagram has 3,066 followers (+79)</li> <li>NRRT Facebook has 5,070 followers (+5,070)</li> <li>NRRT Instagram has 3,066 followers (+3,066)</li> </ul> <p>The Northern Rivers Rail Trail's two social media accounts experienced significant growth in the quarter as activity ramped up ahead of and following the opening of the trail on 1 March 2023. The Gallery's Instagram page continues to move from strength to strength, with its PLATFORM program generating strong interest, while the Olive Cotton Awards were most popular on Facebook.</p> <p><b>Engagement</b></p> <p>From 1 January 31 March 2023 – Council's Facebook page generated 35,460 engagements from the 348 posts published during the quarter. These included 26,796 likes and reactions, 5,699 comments, and 2,965 shares. In addition, there were also 8,320 clicks on Council's Facebook content (includes link clicks, photo views etc.), representing an engagement rate of 1.01%.</p> <p>Engagements for this measure the number of reactions, comments and shares on Council's Facebook posts during the period.</p> <p><b>Reach</b></p> <p>During this period, Council's Facebook page achieved a reach of 1.3 million people.</p> <p>Reach for this measure includes the number of people who had a post from Council's Facebook channel enter their feed.</p> <p><b>Top posts by reach and engagement (organic/unpaid)</b></p> <p>The top organic post by <b>engagement</b> was posted on 26 February previewing the opening of the Rail Trail on 1 March. It achieved 611 engagements, including 368 reactions, 180 comments and 68 shares. It also reached 39,947 people.</p> <p>The top organic post by <b>reach</b> on TSC's Facebook page for the quarter was a post sharing news that the NSW Parks and Wildlife Service (NPWS) is planning to establish a Caldera Rim Walk in Wollumbin National Park (15 February 2023). The post reached 44,875 people and generated 353 reactions, 171 comments and 55 shares.</p>	<p><b>59.35k / 8.63k Followers</b>  51.11k Followers ahead</p>

Goal	Update	Historic Completion
<p>→ <b>_3 Number of media releases issued and media activity summary. : 152</b></p>	<p><b>Q3 FY2022/23 (1 January – 31 March 2023)</b></p> <p><b>Media performance:</b></p> <p>Media releases: Council issued <b>41 media releases</b> from 1 January to 31 March 2023 with the majority of these (8) being flood-related, followed by the Northern Rivers Rail Trail (5), which was officially opened on 1 March 2023. The remaining media releases included 4 for the Tweed Regional Gallery and 2 on behalf of the Tweed Regional Museum. Topics for media releases continued to be dominated by the 2022 flood, particularly around the first anniversary of the disaster on 28 February. Coverage included additional funding for flood mitigation, updates on flood recovery projects such as the reopening of Scenic Drive at Bilambil and the appointment of contractors to design and repair the landslip at Tyalgum. The Rail Trail also dominated media efforts, with releases issued to seek business partners, mark the official opening of the trail and community celebrations. Other topics included the opening of several new parks (Goorimahbah and Fingal) and sports fields ahead of the NSW state election on 25 March.</p> <p><b>Media enquiries:</b></p> <p>There were <b>96 media enquiries</b> received during the quarter (up from 86 the same time last year – or 12% rise) with flood commemorations and flood recovery continuing to dominate the agenda. Council and its associated facilities generated <b>610 pieces of media coverage</b> (online, TV and radio) for the period, representing a 48% decrease on the previous quarter when the Tweed experienced the biggest flood on record. Of particular interest this quarter was the repair of landslips at Tyalgum Road where an announcement to appoint a contractor to repair the road was covered by all local media outlets including NBN Lismore and Nine News Gold Coast, Prime 7, ABC national (digital and radio), the Daily Telegraph and other News Ltd outlets, the Tweed Valley Weekly and Northern Rivers Times.</p> <p>The <b>Rail Trail</b> opening was also a hot topic, while subsequent sabotage of the Trail by protesters throwing nails and tacks on the track achieving national attention, including from the Sydney Morning Herald and The Guardian. The NSW State election also generated significant media coverage, with several Council-related announcements made in the lead up to the March 25 poll, including the upgrade of several sports fields and parks at Jack Evans Boat Harbour (Goorimahbah) and Fingal Foreshore. Another issue of concern which attracted media coverage included a decision by the NPWS to permanently shut the walking track at Wollumbin/Mt Warning.</p>	<p>127 / 152 51 ahead</p>
<p>→ <b>_4 Growth in registered users, visitor usage and site activity for 'Your Say Tweed'. : 6.5k People to 7.15k People</b></p>	<p>for the period:</p> <ul style="list-style-type: none"> <li>• 8% growth in registered users of Your Say Tweed (now 7,209 registered users)</li> <li>• 84% increase in site visits vs the same period in 2021 (39,600 visits to Your Say Tweed in this period)</li> <li>• 1,375 users engaged with the site by providing feedback in this period</li> </ul> <p>The most popular project pages during this period were: Growth Management and Housing Strategy; Potential Renaming of Tweed Shire Australia Day Awards; Help us create a new Conservation Strategy for the Tweed; Pottsville Open Space Masterplan Project; Northern Rivers Rail Trail - Tweed section; Share your 2022 flood experience and Proposed lease of Council-Managed Crown Land Round Mountain Road, Bogangar.</p>	<p>7.21k / 7.15k People 384 People ahead</p>
<p>→ <b>_5 Number of community engagement activities held across Council including at least 3 Resident, Environment, Industry Group Stakeholder Forums as well as items on exhibition and community conversations. : 3 Event</b></p>	<p>21 projects were open for public consultation, 2 Community Briefing Sessions were conducted, but no REIGR Stakeholder Forums held in the quarter.</p>	<p>0 / 3 Event -</p>



Goal	Update	Historic Completion
→ <b>_6 Community satisfaction with opportunities to have their say on Council projects. : 70% to 70%</b>	The 2021 Be Our Best Resident Survey said that residents found 'Providing opportunities for residents to have their say about important issues' was 86% important and 75% satisfaction.	<b>74.28 / 70%</b> 4% ahead
→ <b>_7 Community satisfaction with availability of Council information. : 80% to 80%</b>	The 2021 Be Our Best Resident Survey said that residents found 'Availability of information about Council' to be 76% of importance and 81% satisfaction.	<b>81 / 80%</b> 1% ahead
→ <b>2. Review and adopt an improved Community Engagement and Participation Plan, within 12 months of 2021 election : 25</b>	The Plan was adopted in December 2019, it is due for review and adoption by December 2023. This strategy was identified in the overall Council Policies and identified that no immediate changes were required until the 4 year review was due.	<b>25 / 25</b> -
→ <b>3. Review and adopt an improved Communications Policy, within 12 months of 2021 election. : 25</b>	Project complete.	<b>25 / 25</b> -
→ <b>4. Support Northern Rivers Rail Trail communications and operations including brand, marketing, digital and social media. : 25</b>	This is complete as a project. See Rail Trail as a Service for the ongoing reporting and programs to be completed.	<b>25 / 25</b> -
→ <b>6. Local Government Week celebrations. : 25</b>	Project hasn't started yet as details for Local Government Week 2023 are not yet available from Local Government NSW and dates are yet to be finalised. Some planning has commenced around using the 2023 Australia Day videos during Local Government Week to encourage entries for the 2024 awards.	<b>25 / 25</b> -
→ <b>7. Develop a Facebook Messenger chat bot to improve the customer experience and guide enquiries to website services and official channels through the use of artificial intelligence. : 100</b>	Progress has been made on developing a chat bot to help respond to direct message enquiries through our social media platforms, including for the TSC, Gallery, Museum and TRAC. The chat bot is now live.	<b>100 / 100</b> -
<b>Y1  4.2.2 Councillor and Civic Business</b>		<b>63% ahead</b>
→ <b>_1 Council and Planning committee business papers provided in accordance with Code of Meeting Practice requirements : 100% to 100%</b>	Provided as required.	<b>100 / 100%</b> -
→ <b>_2 Decisions made in Confidential Committee (Number of decisions) : 24 Decisions</b>	7 Confidential decisions were made during the Quarter.	<b>7 / 24 Decisions</b> 11 Decisions ahead
→ <b>_3 Number of citizenship ceremonies delivered : 4 Ceremonies</b>	On track.	<b>3 / 4 Ceremonies</b> 1 Ceremonies ahead
→ <b>_4 Councillor Professional Development percentage of budget allocation spent* : 100%</b>	29.2% of budget expended as at 31 March 2023.	<b>46 / 100%</b> 29% ahead
<b>Y1  4.2.3 Customer Experience</b>		<b>67% ahead</b>
→ <b>_1 Incoming calls to Contact Centre answered within 90 seconds. : 80% to 80%</b>	This target continues to meet on a monthly basis as call volumes have returned to pre-March flood numbers. Customer Service Officers that have joined the team over recent months have become familiar with their roles, seeing call times and queue wait times reduce as a result, influencing this KPI's achievement.	<b>85 / 80%</b> 5% ahead
→ <b>_2 Contact Centre resolution of enquiries at first point of contact. : 80% to 80%</b>	This target continues to be achieved on a monthly basis. Ongoing staff coaching and training and review of internal processes and knowledge base content contribute to this achievement. July 87%, August 86%, September 85%	<b>86 / 80%</b> 6% ahead
→ <b>_3 Growth in traffic and visitor usage across all of Council's websites. : 743.95k Visits</b>	Council manages and maintains 10 public websites. The top 3 site searches were: DA Tracker, forms and informal (access request).  Council's website, the Emergency Dashboard and the ePayment and Property Services portal all experienced a drop in visitor numbers compared to the same time last year, most likely due to the previous year having significant events that led to higher than usual traffic such as COVID and the major flooding.	<b>587.72k / 743.95k Visits</b> 215.57k Visits ahead

The Gallery, Museum and Aquatic Centre websites have continued to experience a growth in traffic – of particular note the Gallery had over 50% more traffic than the same time last year, the inaugural Wollumbin Art Award being a great success.

The What's On Tweed website experienced another large increase in traffic with 90% more visitors than the same time last year, reinforcing the bounce back for events in the Tweed.

#### **Tweed Shire Council**

[www.tweed.nsw.gov.au](http://www.tweed.nsw.gov.au) has had a total of 370,291 visits from the public, a decrease of 15.6% compared to last year.

On average visitors spent 2 mins 23 secs on the site, with 46.9% new visitors and 53.1% returning.

#### **ePayment and Property Services**

<https://eproperty.tweed.nsw.gov.au/> has had a total of 11,982 visits from the public, a decrease of 15.6% compared to last year.

On average visitors spent 3 mins 15 secs on the site, with 40.1% new visitors and 59.9% returning.

#### **Your Say Tweed**

[www.yoursaytweed.com.au](http://www.yoursaytweed.com.au) has had a total of 37,707 visits from the public, an increase of 11.8% compared to last year.

On average visitors spent 1 mins 51 secs on the site, with 75.7% new visitors and 24.3% returning.

#### **What's On Tweed**

<https://whatsontweed.com.au/> has had a total of 39,995 visits from the public, an increase of 89.9% compared to last year.

On average visitors spent 1 mins 32 secs on the site, with 78.3% new visitors and 21.7% returning.

#### **Emergency Dashboard**

<https://emergency.tweed.nsw.gov.au/> has had a total of 6,077 visits from the public, a decrease of 91.5% compared to last year.

On average visitors spent 1 mins 28 sec on the site, with 66.4% new visitors and 33.6% returning.

#### **The Tweed Business Portal**

<https://business.thetweed.com.au/> has had a total of 516 visits from the public, a decrease of 37.6% compared to last year.

On average visitors spent 1 mins 1 secs on the site, with 89.0% new visitors and 11.0% returning.

#### **Tweed Regional Aquatic Centre**

<https://trac.tweed.nsw.gov.au/> has had a total of 24,663 visits from the public, an increase of 37.3% compared to last year.

On average visitors spent 1 mins 40 secs on the site, with 63.5% new visitors and 36.5% returning.

#### **Tweed Regional Gallery**

<https://gallery.tweed.nsw.gov.au/> has had a total of 43,645 visits from the public, an increase of 53.8% compared to last year.

On average visitors spent 1 mins 49 secs on the site, with 69.4% new visitors and 30.6% returning.

		Historic Completion
	<p><b>Tweed Regional Museum</b></p> <p><a href="https://museum.tweed.nsw.gov.au/">https://museum.tweed.nsw.gov.au/</a> has had a total of 13,326 visits from the public, an increase of 34.7% compared to last year.</p> <p>On average visitors spent 2 mins 10 secs on the site, with 70.5% new visitors and 29.5% returning.</p> <p><b>Tweed Native Species Planting Guide</b></p> <p><a href="https://info.tweed.nsw.gov.au/native-species-planting-guide/tweed">https://info.tweed.nsw.gov.au/native-species-planting-guide/tweed</a> has had a total of 1,314 visits from the public, a decrease of 7.5% compared to last year.</p> <p>On average visitors spent 5 mins 53 secs on the site, with 65.4% new visitors and 34.6% returning.</p>	
→ <b>_4 Growth in online and self-service transactions across Council. : 100%</b>	<p>There are a number of ongoing improvement activities in the online and self-service space. In particular the ePayment and Property Services portal has been a great success, giving customers the ability to pay rates, water notices, sundry debtor notices and application invoices directly online.</p> <p>There is a dedicated web forms project underway to replace the 160 PDF forms on Council's website, paving the way for a much better customer experience, providing greater efficiencies for both the public and Council staff.</p> <p>Other self-service options include the Report a problem form, going paperless with emailed rate notices, digital bookings for community venues, reporting lost pets and a tenders and contracts portal.</p>	76 / 100% 26% ahead
→ <b>_5 Customer satisfaction level with Council's Contact Centre. : 80% to 80%</b>	<p>As per last <b>2019 'Be Our Best' Resident Survey</b> Council's Customer Service</p> <p>78% Importance. 88% Satisfaction. Date of next survey to be confirmed</p>	88 / 80% 8% ahead
→ <b>1. Develop a Customer Experience Strategy / Digital Transformation Action Plan to identify and guide future projects that will improve the way Council provides services to the Tweed community. : 100</b>	<p>Due to the flood and business changes where the Manager has taken on the Northern Rivers Rail Trail, Tourism and Business and Industry Development services this strategic project has been postponed to commence in July 2023. It also aligns with the completion of other major and related projects including the decision around Council's Enterprise Resource Planning (ERP), the staff intranet project completion (April) and the NRRT website launch (February). Initial work and research for the strategy development has been undertaken and the project remains an important approach to identifying and improving our Customer and Digital Transformation future projects, which will be underpinned by the technology solutions the business commits to.</p>	Not started
→ <b>2. Review and adopt an improved Service Experience Standards Policy, within 12 months of 2021 election. : 100</b>	Completed.	100 / 100 -
→ <b>3. Implement a Voice of the Customer (VoC) Program and satisfaction measurement solutions for Council services. : 100</b>	<p>The project was due to start earlier in the year however has been delayed due to COVID and flood impacts, along with other staffing changes within the Customer Service team. Initial work/research has now begun with the Customer Service seniors due to further plan and develop the Voice of Customer Program in early 2023.</p>	10 / 100 56 behind
→ <b>4. Deliver web-form project to move to transition to web-forms and remove paper-based/PDF and inaccessible forms so that it is easy to do business with Council. : 160 Completions</b>	<ul style="list-style-type: none"> <li>• Project planning completed</li> <li>• Presentation to Council Management Team delivered in June 2022</li> <li>• Priorities set for most used PDF forms. Building and Environmental Health identified as initial team to focus on</li> <li>• Commonly used web form elements currently being developed.</li> </ul>	8 / 160 Completions 8 Completions ahead

Goal	Update	Historic Completion
Y1  4.3.1 Construction Services		53% ahead
→ <b>_1 Deviation from expected capital works program spend : 10% to 10%</b>	Capital spend (\$13M) is at 16% at the end of the first quarter, which is 9% behind the KPI goal. Progress has been impacted by flood priorities and the overheated construction market, however it should also be noted that an additional \$28M in flood response and repair works have also been carried out since March 2022.	<b>9 / 10%</b> 1% ahead
→ <b>1. Kinnear Quarry rehabilitation and excavated waste reuse site. : 100</b>	Initial investigation works have started on site despite delays due to resourcing impacts from the February 2022 floods. Once completed, a final design will be completed and approvals & licenses gained. Rehabilitation works likely towards the end of 2022/23 and into 2023/24.	<b>15 / 100</b> 1 ahead
Y1  4.3.2 Design Services		-
→ <b>_1 Design services within agreed client timeframes (overdue projects) 0 Overdue</b>	Time-frames generally being met.	<b>0 / 0 Overdue</b> -
→ <b>_2 Design costs as percentage of overall project cost : 15% to 15%</b>	Design component of projects generally in accordance with targets.	<b>15 / 15%</b> -
Y1  4.3.3 Governance		79% ahead
→ <b>_1 Implement records management storage standards under the State Records Act : 100%</b>	Records management storage for the quarter is in accordance with the standards.	<b>100 / 100%</b> 25% ahead
→ <b>_2 Respond to formal access to information requests within legislative timeframes : 100% to 100%</b>	Information requests for the quarter have been responded to with the required timeframes.	<b>100 / 100%</b> -
→ <b>_3 Maintain adequate insurance coverage for professional indemnity and public liability : 100%</b>	Coverage organised.	<b>0 / 100%</b> -
→ <b>_4 Completion of Enterprise Risk Management Action Plan 22/23 : 100%</b>	ERM Action Plan Activities <ul style="list-style-type: none"> <li>• Enterprise Risk Management Committee (ERMC) meeting held</li> <li>• Working Draft Fraud and Corruption Control System and Working Draft Business Continuity Management Plan tabled for Committee feedback</li> <li>• Enterprise Risk Management Protocol revised and readopted</li> <li>• Participation in Statewide Mutual Pilot Extension Program - Governance Management System</li> <li>• Rail Trail Project - risk management</li> <li>• Attendance at Northern Rivers Risk Management Group meeting held.</li> </ul>	<b>51.76 / 100%</b> 52% ahead
→ <b>1. Review of Council policies within 12 months after a council election : 100</b>	Completed.	<b>100 / 100</b> -
→ <b>2. Review of delegations within 12 months after a council election : 100</b>	Completed.	<b>100 / 100</b> -
→ <b>3. Review Business Continuity Plans : 100</b>	Business Continuity Plan reviewed and to be rewritten. Working draft tabled at Enterprise Risk Management Committee meeting of November 2022 for feedback.	<b>100 / 100</b> -
Y1  4.3.4 Human Resources and Work Health and Safety		59% ahead
→ <b>_1 Participation in health and wellbeing initiatives : 138 Participation(s)</b>	The health and wellbeing expo was an excellent example of engagement in health and wellbeing initiatives with close to 300 people attending	<b>121.44 / 138 Participation(s)</b> 18 Participation(s) ahead
→ <b>_2 Workers compensation insurance premium (as a percentage of wages cost) : 3.5%</b>	The premium calculation for 2022/2023 is 1,776,388.19. This has been capped due to several high cost premium impacting claims, primarily of a psychological nature.	<b>1.97 / 3.5%</b> 0.7% ahead
→ <b>_3 Staff costs (as a percentage of unrestricted revenue) : 50% to 50%</b>	As per the 2021/22 Financial statements, Staff costs were 33% of unrestricted income.	<b>32.9 / 50%</b> 17% ahead

Goal	Update	Historic Completion
→ <b>_4 Staff satisfaction level</b>	83% as per the most recent staff satisfaction survey.	83% ahead
→ <b>1. Workforce Management Plan implementation : 25</b>	A Learning and Development review has commenced. Individual meetings with management team have commenced to understand needs. This will inform the 2023 program. Introduced online learning management system. Maintaining compliance training program for staff. Coordinated team for Rural Management Challenge to enhance aspiring leaders. Administering the 2022 Great Managers course 4 cohorts complete or completing.	7.89 / 25 8 ahead
→ <b>2. Workplace Mental Health : 25</b>	Significant progress has been made against Identified mental health strategies.	12.5 / 25 1 ahead
→ <b>3. Leadership Development : 50</b>	Future Leaders Program in its current format has 93 identified participants to complete. From this complement of participants 8 staff have either deferred, did not complete or have elected not to participate. From the remaining complement there are 85 (26 Academy and 59 Springboard) to complete the program. This doesn't include those staff ELT elect to nominate at the time of requesting nominations. This equates to approximately 5 x springboard and 2 x Academy cohorts remaining in the current program format.	50 / 50 -
→ <b>4. Employee Engagement Survey : 100</b>	Was deferred until 2023 due to resourcing issues related to 2022 flood and COVID-19. Work will commence in the new year on this project. Prior to that, previous survey results will be reviewed and initial discussions held with previous provider	0 / 100 -
<b>Y1  4.3.5 Information Technology</b>		84% ahead
→ <b>_1 Availability of Council's public information services (web, mobile and mapping) : 25 Completions</b>	There have been no significant unplanned outages of the public facing sites this quarter.	22 / 25 Completions 3 Completions ahead
→ <b>1. Additional Online Services (e.g.149/603 certificates, smartforms) : 25</b>		20 / 25 1 ahead
<b>Y1  4.3.6 Internal Audit</b>		67% ahead
→ <b>_1 Completion of Internal Audit Plan : 90%</b>	The DRIVES 24 - 2022 Audit and Art Gallery Audits have been completed presented to ARIC. Stores - Issuing Stock and CCTV audits are currently underway and are at 90% and 60% completion respectively. Ad-Hoc audits and advice in relation to the ePlanning Portal, Community Services, Tweed Holiday Parks, Waste Cash Collection and Review of IT Policies and protocols have also conducted in the period July to December 2022. Behind schedule due to internal auditor commencing 11 July 2022 and additional time required for induction etc. Anticipated to be 100% completed by due date.	39.6 / 90% 28% behind
→ <b>_2 Number of Audit, Risk and Improvement Committee meetings held : 4 Meetings</b>	On Track.	3 / 4 Meetings 1 Meetings ahead
→ <b>1. Assess and implement Office of Local Government Internal Audit and Risk Management Guidelines : 25</b>	Enterprise Risk Management Committee reporting format has been aligned to Guidelines. Whilst Guidelines have been approved, they are yet to be legislated. Guidelines are expected to be legislated in 2023.	20.75 / 25 8 ahead
<b>Y1  4.3.7 Plant &amp; Materials</b>		68% ahead

Goal	Update	Historic Completion
→ <b>_1 Plant utilisation rate : 75% to 75%</b>	Currently above target.	<b>80 / 75%</b> 5% ahead
→ <b>_2 Council trucks meeting most recent emission standards : 100%</b>	100% of all plant and truck purchases meet the current emission standards.	<b>100 / 100%</b> 25% ahead
→ <b>_3 Renewable energy use at Murwillumbah Depot and workshops : 50%</b>	Currently above target.	<b>41.5 / 50%</b> 17% ahead
→ <b>_4 Hybrid vehicles in light fleet above NSW Government target : 10%</b>		<b>3.6 / 10%</b> 4% ahead
→ <b>1. Design and development approval for New Works Depot – Industry Central. : 100%</b>	Project commenced.	<b>15 / 100%</b> 15% ahead
<b>Y1  4.3.8 Procurement Services</b>		103% ahead
→ <b>_1 Tender procurement processes that meet legislative and code of conduct requirements : 100% to 100%</b>	Tender processes continue to meet legislative requirements and Council policy.	<b>100 / 100%</b> -
→ <b>_2 All other procurement processes within adopted policy : 95% to 95%</b>	Procurement is following policy requirements.	<b>100 / 95%</b> 5% ahead
<b>Y1  4.3.9 Property and Legal Services</b>		111% ahead
→ <b>_1 Leases/licences drafted, negotiated and signed : 15 Leases to 15 Leases</b>	Currently on target.	<b>16 / 15 Leases</b> 1 Leases ahead
→ <b>_2 Road closure or acquisition of land completed : 5 Completions to 5 Completions</b>	Currently on target.	<b>6 / 5 Completions</b> 1 Completions ahead
→ <b>_3 Addressing request completed : 20 Completions to 20 Completions</b>	Currently on target.	<b>21 / 20 Completions</b> 1 Completions ahead



# TITLE: Quarterly Budget Review - March 2023

Submitted By: Financial Services

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## LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

**Growing – We want to work together to plan for the future so the Tweed grows and evolves in a sustainable way**

**Plan ahead so the Tweed is ready for the future.**

4.1.1 Financial Services – To collect and manage Council funds and provide information and advice to support sound financial decision-making.

## ROLE:

LEADER - Council grows strong, transparent and visionary leadership promoting unity to make our Tweed community even better tomorrow than it is today.

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## EXECUTIVE SUMMARY

This is the third quarter budget review for this financial year and summarises the estimated expenditure and income changes to the 2022-23 Budget as adopted on 16 June 2022.

This statutory report is prepared in accordance with the *Local Government (General) Regulations 2021*, sections 202 and 203. Council will have a balanced budget as at 30 June 2023 in all funds.

## RECOMMENDATION:

That the:

1. Quarterly Budget Review Statement as at 31 March 2023 be adopted.
2. Expenditure and income, as summarised below and detailed within the report, be voted and adjusted in accordance with the revised total expenditure and income for the year ending 30 June 2023.

Description	Change to Vote	
	Deficit	Surplus
<b>GENERAL FUND</b>		
<b><u>Expenses</u></b>		
Employee costs	0	0
Materials & Contracts	887,429	0
Interest	0	0
Other Operating costs	0	0
Capital	0	4,142,985
Loan Repayments	0	0
Transfers to Reserves	5,232,427	0
	<b>6,119,856</b>	<b>4,142,985</b>
<b><u>Income</u></b>		
Rates and Annual Charges	0	0
Interest revenue	0	0
Operating Grants & Conts	0	0

Capital Grants & Conts	0	0
User Charges & Fees	0	0
Other Operating Revenue	0	0
Loan Funds	0	0
Recoupments	0	0
Transfers from Reserves	0	1,976,871
Asset Sales	0	0
	<hr/>	<hr/>
	0	1,976,871

Net Surplus/(Deficit) 

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 0

	Deficit	Surplus
<b>SEWER FUND</b>		
<u>Expenses</u>		
Employee costs	0	0
Materials & Contracts	0	209,641
Interest	0	0
Other Operating costs	0	0
Capital	0	2,191,519
Loan Repayments	0	0
Transfers to Reserves	1,164,572	0
	<hr/>	<hr/>
	1,164,572	2,401,160
<u>Income</u>		
Rates and Annual Charges	0	0
Interest revenue	0	0
Operating Grants & Conts	0	0
Capital Grants & Conts	0	0
User Charges & Fees	0	0
Other Operating Revenue	0	0
Loan Funds	0	0
Recoupments	1,317,244	0
Transfers from Reserves	0	80,656
Asset Sales	0	0
	<hr/>	<hr/>
	1,317,244	80,656

Net Surplus/(Deficit) 

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 0

<b>WATER FUND</b>		
<u>Expenses</u>		
Employee costs	0	0
Materials & Contracts	0	338,953
Interest	0	0
Other Operating costs	0	0
Capital	0	1,576,524
Loan Repayments	0	0
Transfers to Reserves	1,225,109	0
	<hr/>	<hr/>
	1,225,109	1,915,477
<u>Income</u>		
Rates and Annual Charges	0	0
Interest revenue	0	2,955
Operating Grants & Conts	0	0
Capital Grants & Conts	0	0
User Charges & Fees	0	0
Other Operating Revenue	0	0
Loan Funds	0	0
Recoupments	61,412	0
Transfers from Reserves	631,911	0
Asset Sales	0	0
	<hr/>	<hr/>
	693,323	2,955

**ATTACHMENTS**

1. Quarterly Budget Review - March 2023
2. Detailed List of Changes - March 2023 Quarter Budget Review

**COUNCIL IMPLICATIONS:**

- a. **Legislation/Policy/Existing Strategic Plans**  
Sections 202 and 203(1) of the *Local Government (General) Regulations 2021*.
- b. **Sustainability:**
  - i. **Financial (Budget/Long Term Financial Plan/Whole of Life Cost):**  
As detailed in the report and attachment.
  - ii. **Environmental (including climate change):**  
Not applicable.
  - iii. **Social:**  
Not applicable.
- c. **Legal Considerations:**  
Not applicable.
- d. **Risk Considerations:**  
Not applicable.
- e. **Engagement/Communication:**  
**Inform** - Assisting the community to learn about Council services and programs.

**REPORT:****Budget Review 31 March 2023 (Quarterly Budget Review)**

In accordance with section 203(1) of the *Local Government (General) Regulations 2021*, a Budget Review Statement and revision of the estimates of income and expenditure must be submitted to Council within 2 months of the close of each quarter.

The Regulation requires that the quarterly budget review must include the following:

- A revised estimate for income and expenditure for the year.
- A report as to whether or not such statements indicate that the financial position of the Council is satisfactory and if the position is unsatisfactory, make recommendations for remedial action.

**Report by Responsible Accounting Officer – Quarterly Budget Review Statements**

The Quarterly Budget Review Reports are prepared to provide Council and the community with information in relation to Council's financial performance and proposed amendments to its budget and forward estimates. The reports are prepared under accrual accounting principles in accordance with the requirements of the *Local Government Act 1993*.

New South Wales councils are required to prepare a Quarterly Budget Review Statement, which includes the following information:

- The original budget
- Approved changes to the original budget

- Recommendations by Council officers regarding changes to the revised budget
- A projected year end result
- Actual year to date figures
- Key Performance Indicators
- New contracts entered into during the quarter
- Consultancy and legal expenses

This information is presented in the following reports:

- List of changes which will impact on revenue, i.e. will affect the Operational Plan (budget) or Long Term Financial Plan
- Detailed list of recommended changes, including those recommended by officers and those adopted by Council
- Income and Expenses Statement, consolidated and by fund
- Funding Statement, consolidated and by fund, which gives the total budget result
- Capital Budget Review Statement
- Cash & Investments Budget Review Statement
- Budget Review Key Performance Indicators Statement
- Budget Review Contracts (part A) and Other Expenses (part B)

**Impacts on the Operational Plan and/or Long Term Financial Plan**

Some recommended changes will have no net effect on the Operational Plan (1 year budget). Others will have long term effects and will need to be reflected in the next revision of the Long Term Financial Plan. The changes which will have such an effect are listed below:

Description	\$	\$
	<b>Net Effect on 2022/2023 Budget</b>	
<b>General Fund</b>	<b>Net Effect on LTFP</b>	
	0	0
	<u>0</u>	<u>0</u>

**Detailed list of changes:**

The detailed list of changes to the Quarterly Budget Review are attached to this report.

**Statutory Statement – Local Government (General) Regulations 2021 (Sections 202 & 203) by “Responsible Accounting Officer”**

**202 Responsible accounting officer to maintain system for budgetary control**

The responsible accounting officer of a council must:

- (a) establish and maintain a system of budgetary control that will enable the council’s actual income and expenditure to be monitored each month and to be compared with the estimate of the council’s income and expenditure, and
- (b) if any instance arises where the actual income or expenditure of the council is materially different from its estimated income or expenditure, report the instance to the next meeting of the council.

**203 Budget review statements and revision of estimates**

- (1) Not later than 2 months after the end of each quarter (except the June quarter), the responsible accounting officer of a council must prepare and submit to the council a budget review statement that shows, by reference to the estimate of income and expenditure set out in the Statement of the council's revenue policy included in the operational plan for the relevant year, a revised estimate of the income and expenditure for that year.
- (2) A budget review statement must include or be accompanied by:
  - (a) a report as to whether or not the responsible accounting officer believes that the statement indicates that the financial position of the council is satisfactory, having regard to the original estimate of income and expenditure, and
  - (b) if that position is unsatisfactory, recommendations for remedial action.

(3) A budget review statement must also include any information required by the Code to be included in such a statement.

**Statement by Responsible Accounting Officer**

It is my opinion that the financial position as outlined in the Quarterly Budget Review Statement for Tweed Shire Council for the quarter ended 31 December 2022 is satisfactory, having regard to the original estimate of income and expenditure and the projected estimates to 30 June 2023.



M A Chorlton 1 May 2023

**“Responsible Accounting Officer”**

**Manager Financial Services**

**Tweed Shire Council**

**OPTIONS:**

Nil.

**PREVIOUS COUNCIL RESOLUTIONS:**

Nil.

## Quarterly Budget Review – 31 March 2023

### Results by fund:

#### General Fund

The General Fund is expected to remain as a “balanced budget”.

#### Water Fund

The Water Fund is expected to remain as a “balanced budget”.

#### Sewer Fund

The Sewer Fund is expected to remain as a “balanced budget”.

### Quarterly Budget Review Statements

#### Income and Expense - Consolidated Budget Review Statement for the quarter ended 31 March 2023

Original Budget  (000's)	Previously approved			Recommended changes for Council Resolution  (000's)	Projected year end result  (000's)	Actual YTD  (000's)
	Sep Review  (000's) *	Dec Review  (000's)	Revised Budget  (000's)			

#### Income

Rates and Annual Charges	130,237	(270)	-	129,967	-	129,967	95,978
User Charges and Fees	54,012	(104)	369	53,908	-	54,277	43,935
Interest and Investment Revenue	6,464	548	21	7,012	3	7,036	5,771
Other Revenues	2,191	179	79	2,370	-	2,449	2,050
Grants & Contributions - Operating	19,137	545	428	19,682	-	20,110	19,626
Grants and Contributions - Capital	3,000	(537)	-	2,463	-	2,463	2,191
- Contributions (S94)	5,564	787	-	6,381	-	6,381	8,765
Net gain from the disposal of assets	-	-	-	-	-	-	-
<b>Total Income</b>	<b>220,635</b>	<b>1,148</b>	<b>897</b>	<b>221,783</b>	<b>3</b>	<b>222,683</b>	<b>178,316</b>

#### Expense

Employee costs	60,394	899	-	61,293	-	61,293	48,843
Borrowing Costs	7,978	36	-	8,014	-	8,014	5,179
Materials & Contracts	59,366	24,838	1,040	84,204	341	85,585	43,436
Depreciation	47,612	2,443	-	50,055	-	50,055	37,542
Legal Costs	553	714	-	1,267	-	1,267	1,078
Consultants	742	457	-	1,199	-	1,199	447
Other Expenses	15,085	1,433	-	16,518	-	16,518	11,674
Net Loss from Disposal of Assets	-	-	-	-	-	-	-
<b>Total Expenses</b>	<b>191,730</b>	<b>30,820</b>	<b>1,040</b>	<b>222,550</b>	<b>341</b>	<b>223,931</b>	<b>148,199</b>

<b>Net Operating Result</b>	<b>28,905</b>	<b>(29,672)</b>	<b>(143)</b>	<b>(910)</b>	<b>(338)</b>	<b>(1,248)</b>	<b>30,117</b>
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<b>Net Operating Result before capital items</b>	<b>20,311</b>	<b>(29,922)</b>	<b>(143)</b>	<b>(9,754)</b>	<b>(338)</b>	<b>(10,092)</b>	<b>19,161</b>
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Original Budget (000's)	Previously approved			Recommended changes for Council Resolution (000's)	Projected year end result (000's)	Actual YTD (000's)
	Sep Review (000's) *	Dec Review (000's)	Revised Budget (000's)			

### Funding Statement - Consolidated - Source & Application of Funds

Operating Result (Income Statement)	28,905	(29,672)	(143)	(910)	(338)	(1,248)
<b>Add Back non-funded items:</b>						
Depreciation	47,612	2,443	-	50,055	-	50,055
		-	-	-	-	-
<b>Add non-operating funding sources</b>						
Transfers from Externally Restricted Cash	19,980	675	(883)	19,772	(1,378)	18,394
Transfers from Internally Restricted Cash	1,961	37,775	(11,861)	27,875	1,426	29,301
Proceeds from sale of assets	1,570	-	-	1,570	-	1,570
Loan Funds Utilised	6,276	-	-	6,276	-	6,276
Repayments from Deferred Debtors	-	-	-	-	-	-
<b>Funds Available</b>	<b>106,304</b>	<b>11,221</b>	<b>(12,887)</b>	<b>104,638</b>	<b>(290)</b>	<b>104,348</b>
<b>Funds were applied to:</b>						
Purchase and construction of assets	56,699	2,603	(12,307)	46,995	(7,912)	39,083
Repayment of principal on loans	7,700	-	-	7,700	-	7,700
Transfers to Externally Restricted Cash	36,168	4,542	(35)	40,675	5,232	45,907
Transfers to Internally Restricted Cash	5,737	4,076	(545)	9,268	2,390	11,658
<b>Funds Used</b>	<b>106,304</b>	<b>11,221</b>	<b>(12,887)</b>	<b>104,638</b>	<b>(290)</b>	<b>104,348</b>
<b>Increase/(Decrease) in Available Working Capital</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>

**Income & Expense- General Fund Budget Review Statement for the quarter ended 31 March 2023**

Original Budget  (000's)	Previously approved			Recommended changes for Council Resolution  (000's)	Projected year end result  (000's)	Actual YTD  (000's)	
	Sep Review  (000's) *	Dec Review  (000's)	Revised Budget  (000's)				
<b>Income</b>							
Rates and Annual Charges	88,189	(356)	-	87,833	-	87,833	66,791
User Charges and Fees	21,990	(202)	369	22,157	-	22,157	20,882
Interest and Investment Revenue	4,070	-	-	4,070	-	4,070	4,411
Other Revenues	1,798	257	79	2,134	-	2,134	1,894
Grants & Contributions - Operating	18,285	607	428	19,320	-	19,320	18,761
Grants and Contributions - Capital	3,000	(537)	-	2,463	-	2,463	2,191
- Contributions (S64/S94)	1,459	536	-	1,995	-	1,995	5,179
Net gain from the disposal of assets				-		-	-
<b>Total Income</b>	<b>138,791</b>	<b>305</b>	<b>876</b>	<b>139,972</b>	<b>-</b>	<b>139,972</b>	<b>120,109</b>
<b>Expense</b>							
Employee costs	48,658	(38)	-	48,620	-	48,620	38,898
Borrowing Costs	4,235	36	-	4,271	-	4,271	2,373
Materials & Contracts	34,791	34,495	572	69,858	888	70,746	35,212
Depreciation	27,240			27,240		27,240	20,430
Legal Costs	490	714		1,204		1,204	1,046
Consultants	98	1		99		99	340
Other Expenses	12,011	805	-	12,816	-	12,816	9,301
Net Loss from Disposal of Assets				-		-	-
<b>Total Expenses</b>	<b>127,523</b>	<b>36,013</b>	<b>572</b>	<b>164,108</b>	<b>888</b>	<b>164,996</b>	<b>107,600</b>
<b>Net Operating Result</b>	<b>11,268</b>	<b>(35,708)</b>	<b>304</b>	<b>(24,136)</b>	<b>(888)</b>	<b>(25,024)</b>	<b>12,509</b>
<b>Net Operating Result before capital items</b>	<b>6,809</b>	<b>(35,707)</b>	<b>304</b>	<b>(28,594)</b>	<b>(888)</b>	<b>(29,482)</b>	<b>5,139</b>

Original Budget (000's)	Previously approved			Recommended changes for Council Resolution (000's)	Projected year end result (000's)	Actual YTD (000's)
	Sep Review (000's) *	Dec Review (000's)	Revised Budget (000's)			

### Funding Statement - General Fund - Source & Application of Funds

Operating Result (Income Statement)	11,268	(35,708)	304	(24,136)	(888)	(24,024)
<b>Add Back non-funded items:</b>						
Depreciation	27,240	-	-	27,240	-	27,240
<b>Add non-operating funding sources</b>						
Transfers from Externally Restricted Cash	1,897	-	-	1,897	-	1,897
Transfers from Internally Restricted Cash	1,961	37,373	(11,879)	27,455	1,977	29,432
Proceeds from sale of assets	1,570	-	-	1,570	-	1,570
Loan Funds Utilised	6,276	-	-	6,276	-	6,276
Internal charges				-		-
Repayments from Deferred Debtors				-		-
<b>Funds Available</b>	<b>50,212</b>	<b>1,665</b>	<b>(11,575)</b>	<b>40,302</b>	<b>1,089</b>	<b>41,391</b>
<b>Funds were applied to:</b>						
Purchase and construction of assets	32,116	1,304	(11,540)	21,880	(4,143)	17,737
Repayment of principal on loans	5,649	-	-	5,649	-	5,649
Transfers to Externally Restricted Cash	6,710	-	(35)	6,675	5,232	11,907
Transfers to Internally Restricted Cash	5,737	361	-	6,098	-	6,098
<b>Funds Used</b>	<b>50,212</b>	<b>1,665</b>	<b>(11,575)</b>	<b>40,302</b>	<b>1,089</b>	<b>41,391</b>
<b>Increase/(Decrease) in Available Working Capital</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>

\* Includes Carried Forward Works revotes

**Income & Expense- Sewer Fund Budget Review Statement for the quarter ended 31 March 2023**

Original Budget (000's)	Previously approved			Recommended changes for Council Resolution (000's)	Projected year end result (000's)	Actual YTD (000's)	
	Sep Review (000's)	Dec Review (000's)	Revised Budget (000's)				
<b>Income</b>							
Rates and Annual Charges	35,449	(88)	-	35,361	-	35,361	24,185
User Charges and Fees	3,858	(20)	-	3,838	-	3,838	3,407
Interest and Investment Revenue	1,435	296	33	1,764	-	1,764	928
Other Revenues	18	(1)	-	17	-	17	17
Grants & Contributions - Operating	426	(31)	-	395	-	395	507
Grants and Contributions - Capital				-		-	
- Contributions (S64/S94)	1,637	17	-	1,654	-	1,654	1,582
Net gain from the disposal of assets				-		-	
<b>Total Income</b>	<b>42,823</b>	<b>173</b>	<b>33</b>	<b>43,029</b>	<b>-</b>	<b>43,029</b>	<b>30,626</b>
<b>Expense</b>							
Employee costs	6,645	791	-	7,436	-	7,436	5,634
Borrowing Costs	-	-	-	-	-	-	-
Materials & Contracts	12,828	(5,282)	379	7,925	(209)	7,716	4,038
Depreciation	12,303	(14)	-	12,289	-	12,289	9,217
Legal Costs	63	-	-	63	-	63	32
Consultants	170	5	-	175	-	175	27
Other Expenses	2,111	160	-	2,271	-	2,271	1,463
Net Loss from Disposal of Assets				-		-	
<b>Total Expenses</b>	<b>34,120</b>	<b>(4,340)</b>	<b>379</b>	<b>30,159</b>	<b>(209)</b>	<b>29,950</b>	<b>20,411</b>
<b>Net Operating Result</b>	<b>8,703</b>	<b>4,513</b>	<b>(346)</b>	<b>12,870</b>	<b>209</b>	<b>13,079</b>	<b>10,215</b>
<b>Net Operating Result before capital items</b>	<b>7,066</b>	<b>4,496</b>	<b>(346)</b>	<b>11,216</b>	<b>209</b>	<b>11,425</b>	<b>8,633</b>

Original Budget (000's)	Previously approved			Recommended changes for Council Resolution (000's)	Projected year end result (000's)	Actual YTD (000's)
	Sep Review (000's)	Dec Review (000's)	Revised Budget (000's)			

### Funding Statement - Sewer Fund - Source & Application of Funds

Operating Result (Income Statement)	8,703	4,513	(346)	12,870	209	13,079
<b>Add Back non-funded items:</b>						
Depreciation	12,303	(14)	-	12,289	-	12,289
<b>Add non-operating funding sources</b>						
Transfers from Externally Restricted Cash	4,778	2,044	(838)	5,984	(1,317)	4,667
Transfers from Internally Restricted Cash		384	66	450	81	531
Proceeds from sale of assets		-	-	-	-	-
Loan Funds Utilised		-	-	-	-	-
Repayments from Deferred Debtors				-		-
<b>Funds Available</b>	<b>25,784</b>	<b>6,927</b>	<b>(1,118)</b>	<b>31,593</b>	<b>(1,027)</b>	<b>30,566</b>
<b>Funds were applied to:</b>						
Purchase and construction of assets	10,109	597	(921)	9,785	(2,192)	7,593
Repayment of principal on loans	-	-	-	-	-	-
Transfers to Externally Restricted Cash	15,675	4,542	-	20,217	-	20,217
Transfers to Internally Restricted Cash		1,788	(197)	1,591	1,165	2,756
Internal charges				-		-
<b>Funds Used</b>	<b>25,784</b>	<b>6,927</b>	<b>(1,118)</b>	<b>31,593</b>	<b>(1,027)</b>	<b>30,566</b>
<b>Increase/(Decrease) in Available Working Capital</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>

**Income & Expense- Water Fund Budget Review Statement for the quarter ended 31 March 2023**

Original Budget (000's)	Previously approved			Recommended changes for Council Resolution (000's)	Projected year end result (000's)	Actual YTD (000's)
	Sep Review (000's)	Dec Review (000's)	Revised Budget (000's)			
<b>Income</b>						
Rates and Annual Charges	6,599	174	-	6,773	-	5,002
User Charges and Fees	28,164	118	-	28,282	-	19,646
Interest and Investment Revenue	959	252	(12)	1,199	3	432
Other Revenues	375	(77)	-	298	-	139
Grants & Contributions – Operating	426	(31)	-	395	-	358
Grants and Contributions - Capital	-	-	-	-	-	-
- Contributions (S64/S94)	2,498	234	-	2,732	-	2,004
Net gain from the disposal of assets	-	-	-	-	-	-
<b>Total Income</b>	<b>39,021</b>	<b>670</b>	<b>(12)</b>	<b>39,679</b>	<b>3</b>	<b>27,581</b>
<b>Expense</b>						
Employee costs	5,091	146	-	5,237	-	4,311
Borrowing Costs	3,743	-	-	3,743	-	2,806
Materials & Contracts	11,747	(4,375)	89	7,461	(338)	4,186
Depreciation	8,069	2,457	-	10,526	-	7,895
Legal Costs	-	-	-	-	-	-
Consultants	474	451	-	925	-	80
Other Expenses	963	468	-	1,431	-	910
Net Loss from Disposal of Assets	-	-	-	-	-	-
<b>Total Expenses</b>	<b>30,087</b>	<b>(853)</b>	<b>89</b>	<b>29,323</b>	<b>(338)</b>	<b>20,188</b>
<b>Net Operating Result</b>	<b>8,934</b>	<b>1,523</b>	<b>(101)</b>	<b>10,356</b>	<b>341</b>	<b>7,393</b>
<b>Net Operating Result before capital items</b>	<b>6,436</b>	<b>1,289</b>	<b>(101)</b>	<b>7,624</b>	<b>341</b>	<b>5,389</b>



Original Budget (000's)	Previously approved			Recommended changes for Council Resolution (000's)	Projected year end result (000's)	Actual YTD (000's)
	Sep Review (000's)	Dec Review (000's)	Revised Budget (000's)			

### Funding Statement - Water Fund - Source & Application of Funds

Operating Result (Income Statement)	8,934	1,523	(101)	10,356	341	10,697
<b>Add Back non-funded items:</b>						
Depreciation	8,069	2,457	-	10,526	-	10,526
<b>Add non-operating funding sources</b>						
Transfers from Externally Restricted Cash	13,305	(1,369)	(45)	11,891	(61)	11,830
Transfers from Internally Restricted Cash		18	(48)	(30)	(632)	(662)
Proceeds from sale of assets				-		-
Loan Funds Utilised				-		-
Repayments from Deferred Debtors				-		-
<b>Funds Available</b>	<b>30,308</b>	<b>2,629</b>	<b>(194)</b>	<b>32,743</b>	<b>(352)</b>	<b>32,391</b>
<b>Funds were applied to:</b>						
Purchase and construction of assets	14,474	702	154	15,330	(1,577)	13,753
Repayment of principal on loans	2,051	-	-	2,051	-	2,051
Transfers to Externally Restricted Cash	13,783	-	-	13,783	-	13,783
Transfers to Internally Restricted Cash		1,927	(348)	1,579	1,225	2,804
Internal charges		-	-	-	-	-
<b>Funds Used</b>	<b>30,308</b>	<b>2,629</b>	<b>(194)</b>	<b>32,743</b>	<b>(352)</b>	<b>32,391</b>
<b>Increase/(Decrease) in Available Working Capital</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>

**Capital Budget Review Statement - Consolidated - for the quarter ended 31 March 2023**

Original Budget (000's)	Previously approved			Recommended changes for Council Resolution (000's)	Projected year end result (000's)	Actual YTD (000's)
	Sep Review (000's) *	Dec Review (000's)	Revised Budget (000's)			

**Capital Funding \*\***

Rates and other untied funding	23,323			23,323		23,323	13,145
Capital Grants & Contributions	2,463	375		2,838	(1,232)	1,606	905
Internal Restrictions (Reserves)	15,697	22,153	(7,338)	30,512	(2,912)	27,600	15,556
External Restrictions	8,944	34,412	(4,969)	38,387	(3,768)	34,619	19,512
- s64 & s94 funds	11,036			11,036		11,036	6,220
Other Capital Funding Sources							
- loans	6,276			6,276		6,276	3,238
Income from sale of assets							
- plant and equipment	1,570			1,570		1,570	885
- Land, Buildings, Furniture, Fittings							
<b>Total Capital Funding</b>	<b>69,309</b>	<b>56,940</b>	<b>(12,307)</b>	<b>113,942</b>	<b>(7,912)</b>	<b>106,030</b>	<b>59,761</b>

**Capital Expenditure**New Assets

- Plant and Equipment	187			187		187	174
- Land, Buildings, Furniture, Fittings	7,466	8,764	(7,537)	8,693	(5,233)	3,460	1,614
- Roads, Bridges, Footpaths	47	10,595		10,642		10,642	10,101
- Drainage							
- Water & Sewer Infrastructure	6,919	1,873		8,792		8,792	3,337
- Other	3,775	14,172	(4,303)	13,644	969	14,613	4,106
<u>Renewals (Replacement)</u>							
- Plant and Equipment	5,026	639		5,665		5,665	2,930
- Land, Buildings, Furniture, Fittings	100	2,748		2,848		2,848	2,779
- Roads, Bridges, Footpaths	13,224	10,245		23,469		23,469	14,901
- Drainage	1,100	166		1,266		1,266	850
- Water & Sewer Infrastructure	10,780	1,118	(767)	11,131	(3,768)	7,363	7,103
- Other		2,638		2,638		2,638	1,258
<u>Upgrades</u>							
- Plant and Equipment	44	261		305		305	227
- Land, Buildings, Furniture, Fittings		6,951	300	7,251	120	7,371	2,280
- Roads, Bridges, Footpaths	1,150	2,728		3,878		3,878	2,057
- Drainage		595		595		595	459
- Water & Sewer Infrastructure	11,806	(7,295)		4,511		4,511	1,183
- Other		742		742		742	645
Loan Repayments (principal)	7,685			7,685		7,685	3,757
<b>Total Capital Expenditure</b>	<b>69,309</b>	<b>56,940</b>	<b>(12,307)</b>	<b>113,942</b>	<b>(7,912)</b>	<b>106,030</b>	<b>59,761</b>

**Note:** Figures in the Actual YTD column of capital funding are estimates only. Detailed calculations of funding results are performed annually.

## Cash and Investments Budget Review Statement for the quarter ended 31 March 2023

Original Budget (000's)	Previously approved			Recommended changes for Council Resolution (000's)	Projected year end result (000's)	Actual * YTD (000's)
	Sep Review (000's)	Dec Review (000's)	Revised Budget (000's)			
<b>Unrestricted</b>	4,998		4,998		4,998	4,286
<b>Externally restricted</b>						
Developer contributions	58,017		58,017		58,017	62,211
Domestic waste management	28,143		28,143		28,143	26,000
Special Rates	291		291		291	334
Unexpended grants & contributions	11,190		11,190		11,190	10,000
Water Supplies	71,180		71,180		71,180	70,000
Sewerage Services	102,789		102,789		102,789	105,000
Other	3,400		3,400		3,400	3,500
<b>Total Externally restricted</b>	275,010	0	275,010	0	275,010	277,045
<b>Internally restricted</b>						
Employee Leave entitlements	11,498		11,498		11,498	13,298
Unexpended untied grants	0		0		0	0
Unexpended loans	4,426		4,426		4,426	4,400
7 Year Plan	4,686		4,686		4,686	4,500
Works Carried Forward	19,769		19,769		19,769	15,000
Replacement of Plant and Vehicles	8,729		8,729		8,729	9,000
Non-Domestic waste management	30,891		30,891		30,891	29,000
Asset renewals	34,617		34,617		34,617	35,000
Other	30,038		30,038		30,038	29,500
<b>Total Internally restricted</b>	144,654	0	144,654	0	144,654	129,698
<b>Total Restricted</b>	419,664	0	419,664	0	419,664	416,743
<b>Total cash and investments</b>	424,662	0	424,662	0	424,662	421,029
<b>Available cash</b>	4,998	0	4,998	0	4,998	4,286

\* **Note:** Figures in the Actual YTD are estimates only. Detailed calculations of funding results and cash restrictions are performed annually.

The available cash position excludes restricted funds. External restrictions are funds that must be spent for a specific purpose and cannot be used by council for general operations. Internal restrictions are funds that council has determined will be used for a specific purpose.

**Statement of compliance with investment policy:**

Council's investments have been made in accordance with Council's investment policies.

**Reconciliation of restricted funds with current investment report:**

	<b>(000's)</b>
Total restricted funds	416,743
Total invested funds as per March Investment Report	420,634
Note: Some restricted funds are held as cash as they will be utilised in the current period.	

**Statement of bank reconciliation:**

Cash has been reconciled with the bank statement. Bank reconciliations are up to date.

**Reconciliation of cash and investments:**

	<b>(000's)</b>
Cash and investments as per above	421,029
<b>Cash on hand and at bank</b>	395
<b>Investments</b>	<u>420,634</u>
	421,029

**Key Performance Indicators Budget Review Statement for the quarter ended 31 March 2023**

Note that KPIs may be distorted by the fact that detailed calculations are only prepared on an annual basis.

These ratios should therefore be viewed with caution.

	<b>Amounts</b>	<b>Indicator</b>
<b>1. Unrestricted Current Ratio</b>		
	<b>(000's)</b>	
<u>Current assets less all external restrictions</u>	<u>97,662</u>	3.5:1
Current liabilities	27,874	
Target:		2:1

**Purpose:**

To assess the adequacy of working capital and its ability to satisfy obligations in the short term for the unrestricted activities of Council.

	<b>Amounts</b>	<b>Indicator</b>
<b>2. Debt Service Ratio</b>		
	<b>(000's)</b>	
<u>Debt Service Cost</u>	<u>8,936</u>	5.92%
Selected operating income	150,969	
Target:		15%

**Purpose:**

To assess the impact of loan principal and interest repayments on the discretionary revenue of Council.

**Budget Review Contracts and Other Expenses for the quarter ended 31 March 2023****PART A-Contracts Listing**

<b>Awarded Contractor(s)</b>	<b>Contract Name</b>	<b>Contract Value \$</b>	<b>Award Date</b>	<b>Duration of Contract</b>	<b>Budgeted (Y/N)</b>
GHD PTY LTD	(Under RFO2022058) Scenic Drive Geotech Monitoring	\$75,725.10	27-Mar-23	2 Months	Y
The Trustee for APV UNIT TRUST	Revaluation of Buildings, Pool Structures and Operational Land 2022-2023	\$70,015.00	27-Mar-23	5 Months	Y
Civil Consult	RFO2022058 - Assignment Scope Document under Panel of Engineering and Environmental Consultants and Ancillary Services	\$156,882.00	06-Mar-23	3 Months	Y
TWEED COAST DEMOLITION & EXCAVATIONS	Demolition of Dwelling and Site Remediation at 91-95 River Street, South Murwillumbah	\$148,514.41	22-Mar-23	3 Months	Y
CATCHMENT SIMULATION SOLUTIONS PTY LTD	Tweed Heads South Levee and Drainage Study	\$141,684.00	21-Mar-23	18 Months	Y
Workforce Road Services QLD Pty Ltd	Panel of Providers Line-Road Marking Works and Services 2023 - 2024	\$82,500.00	27-Mar-23	2 Years	Y
Global Linemarking Services Pty Ltd	Panel of Providers Line-Road Marking Works and Services 2023 - 2024	\$2,750,000.00	27-Mar-23	2 Years	Y
DESIGNER PAVE PTY. LTD	Panel of Providers Line-Road Marking Works and Services 2023 - 2024	\$163,900.00	27-Mar-23	2 Years	Y
Avante Linemarking	Panel of Providers Line-Road Marking Works and Services 2023 - 2024	\$273,900.00	27-Mar-23	2 Years	Y
GCE Contractors Pty Ltd	Installation of DN450 and DN600 Steel Jacking Pipes and Associated Internal PVC Sewer Carrier Pipes and Fittings at South Murwillumbah.	\$449,100.00	10-Mar-23	3 Months	Y
Hunter H2O Holdings Limited	Provision of Future Wastewater Services to West Pottsville	\$153,910.01	27-Feb-23	1 Year	Y
IIP Pty Ltd	Population Projections Pilot Study-Technical and Managerial Assistance	\$83,792.50	01-Mar-23	1 Year	Y
Marine and Civil Maintenance Pty Ltd	Foysters Jetty Renewal (Stage 2)	\$162,580.00	01-Mar-23	3 Months	Y
Border Metal Roofing	Tweed Library Roof replacement	\$100,313.40	22-Feb-23	3 Months	Y
Toshiba Australia Pty Ltd	Supply and Maintenance of MFDs under Buy NSW C2390 Imaging Devices Contract	\$675,122.58	20-Feb-23	5 Years	Y
	Tumbulgum WWTP Amenities Building Supply	\$159,069.90	15-Feb-23	3 Months	Y
Rod Smith Constructions Pty Ltd	School Zone Infrastructure Program, Tweed Heads South Refuge Islands	\$55,013.00	09-Feb-23	3 Months	Y
J H A RECRUITMENT & STAFF@WORK PTY LTD	Supply of Manual Traffic Control and Associated Services under LGP113-2	\$13,463,208.00	08-Feb-23	1 Year	Y
Rod Smith Constructions Pty Ltd	School Zone Infrastructure Program, Tweed Heads South Footpaths	\$119,119.00	06-Feb-23	2 Months	Y
DESIRE CONTRACTORS PTY LTD	Reinstatement of Murwillumbah Community Center - Flood Works	\$403,695.85	16-Jan-23	10 Months	Y

<b>PART B - Consultancy and Legal expenses</b>				<b>Expenditure</b>	<b>Budgeted</b>
<b>Expense</b>				<b>YTD \$</b>	<b>(Y/N)</b>
Consultancies				451,005	Y
Legal expenses				1,758,027	Y



In/Ex	Item	Category	Description	Current Vote	Change to Vote	Details / Comments
<b>1. Proposed Variations</b>						
Ex	1	Ex-Capital	Murwillumbah Railway Station improvements	0	120,000	Essential works to fix concrete cancer and make the building DA compliant
In	1	In-TFR	Community Facilities - Asset Management Reserve	0	-120,000	Funding for above
Ex	2	Ex-Capital	Quarry Road Industrial subdivision	0	969,442	significant cost escalations
In	2	In-TFR	Community Facilities - Asset Management Reserve	0	-969,442	Funding for above
Ex	3	Ex-Op	Dune Stabilisation	10,045	87,429	Dune stabilisation works required
In	3	In-TFR	Beach Vehicle Licence Income Reserve	0	-87,429	Funding for above
Ex	4	Ex-OpEmp	Development Assessment Employee costs	2,009,621	300,000	Additional DA processing resources
Ex	4	Ex-OpEmp	Ranger Salaries	990,965	-130,000	Funding for above
Ex	4	Ex-OpEmp	Strategic Planning Employee Costs	1,303,349	-170,000	Funding for above
Ex	5	Ex-Capital	Animal Rehoming Facility	5,732,427	-5,232,427	Works deferred to 2023/24
Ex	5	Ex-TTR	Works Carried forward Reserve	0	5,232,427	Funding to reserve
Ex	6	Ex-Op	DA Legals	1,017,906	800,000	Additional legal costs incurred
In	6	In-TFR	Works Carried Forward reserve	0	-800,000	Funding for above
					<b>0</b>	
<b>Sewer Fund</b>						
Ex	14	Ex-Op	Operations		-209,641	Budget adjustments
In	14	In-Interest	Interest received		0	Funding adjustments
Ex	14	Ex-Capital	Capital works		-2,191,519	Adjustments and deferrals
In	14	In-TFR	Transfers from reserves		-80,656	Funding adjustments
In	14	In-Recoup	Recoupment from s64		1,317,244	Funding adjustments
Ex	14	Ex-TTR	Transfers to reserves		1,164,572	Funding adjustments
					<b>0</b>	
<b>Water Fund</b>						
Ex	15	Ex-Op	Operations		-338,953	Budget adjustments
In	15	In-Interest	Interest received		-2,955	Funding adjustments
Ex	15	Ex-Capital	Capital works		-1,576,524	Adjustments to program
In	15	In-TFR	Transfers from reserves		631,911	Funding adjustments
In	15	In-Recoup	Recoupment from s64		61,412	Funding adjustments
Ex	15	Ex-TTR	Transfers to reserves		1,225,109	Funding adjustments
					<b>0</b>	
<b>2. Variations Arising from Council Resolutions</b>						
					<b>0</b>	
					<b>0</b>	
<b>Summary of Votes by Type</b>						
			2022/23 Variations		<b>0</b>	
			Council Resolutions		<b>0</b>	
					<b>0</b>	
<b>Key to Category codes</b>						
Ex-OpEmp			Employee costs			
Ex-Op			Materials & contracts			
Ex-Interest			Interest on loans			
Ex-OpOther			Other operating expenses			
Ex-Capital			Capital works			
Ex-Loan Reps			Repayment on principal on loans			
Ex-TTR			Transfers to reserves			
Ex-Dep			Depreciation			
Ex-Deprev			Depreciation reversal			
In-Rates			Rates & annual charges			
In-Interest			Interest income			
In-OG&C			Operating grants & contributions			
In-CG&C			Capital grants & contributions			
In-Fees			User charges & fees			
In-OpOther			Other operating income			
In-Loan			Loan funds			
In-Recoup			Recoupment from s64 & s94 funds			
In-TFR			Transfers from reserves			
In-Sales			Proceeds from sale of assets			

In/Ex	Item	Category	Description	Current Vote	Change to Vote	Details / Comments
			<u>Expenses</u>			
			Employee costs		0	
			Materials & Contracts		338,835	
			Interest		0	
			Other Operating costs		0	
			Capital		-7,911,028	
			Loan Repayments		0	
			Transfers to Reserves		7,622,108	
					49,915	
			<u>Income</u>			
			Rates and Annual Charges		0	
			Interest revenue		-2,955	
			Operating Grants & Conts		0	
			Capital Grants & Conts		0	
			User Charges & Fees		0	
			Other Operating Revenue		0	
			Loan Funds		0	
			Recoupments		1,378,656	
			Transfers from Reserves		-1,425,616	
			Asset Sales		0	
					-49,915	
			Net		0	
			<b>Summary of Votes - by Division</b>			
			Corporate Services		0	
			Planning & Regulation		0	
			Sustainable Communities & Environment		0	
			Engineering		0	
			General Manager		0	
					0	

**TITLE: Monthly Investment Report for Period ending 30 April 2023**

**Submitted By:** Financial Services

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**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Growing – We want to work together to plan for the future so the Tweed grows and evolves in a sustainable way**

**Plan ahead so the Tweed is ready for the future.**

4.1.1 Financial Services – To collect and manage Council funds and provide information and advice to support sound financial decision-making.

**ROLE:**

LEADER - Council grows strong, transparent and visionary leadership promoting unity to make our Tweed community even better tomorrow than it is today.

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**EXECUTIVE SUMMARY**

The "Responsible Accounting Officer" must report to Council monthly, setting out details of all funds Council has invested. The Manager Financial Services, being the Responsible Accounting Officer, certifies that investments have been made in accordance with Section 625 of the *Local Government Act (1993)*, Clause 212 of the *Local Government (General) Regulations* and Council policies.

Council had \$419,572,642 invested as at 30 April 2023 and the actual net return received on these funds was \$778,168 or 2.25% annualised for the month.

Note, this is income received during the month not accrued interest.

**RECOMMENDATION:**

That, in accordance with Section 625 of the *Local Government Act 1993*, the monthly investment report as at 30 April 2023 totaling \$419,572,642 be received.

**ATTACHMENTS**

1. Monthly Investment Report Attachment Apr-23

**COUNCIL IMPLICATIONS:**

**a. Legislation/Policy/Existing Strategic Plans**

*Local Government (General) Regulations 2005* - Section 212 - Reports on council investments:

*"(1) The responsible accounting officer of a council:*

*(a) must provide the council with a written report (setting out details of all money that the council has invested under section 625 of the Act) to be presented:*

- (i) if only one ordinary meeting of the council is held in a month, at that meeting, or*
- (ii) if more than one such meeting is held in a month, at whichever of those meetings the council by resolution determines, and*

(b) must include in the report a certificate as to whether or not the investment has been made in accordance with the Act, the regulations and the council's investment policies.

(2) The report must be made up to the last day of the month immediately preceding the meeting."

**b. Sustainability:**

**i. Financial (Budget/Long Term Financial Plan/Whole of Life Cost):**

Investment income is a significant revenue source for Council and it is important for returns to be maximised, subject to acceptable risks exposures and Council's investments being made in accordance with relevant legislation.

**ii. Environmental (including climate change):**

Not applicable.

**iii. Social:**

Not applicable.

**c. Legal Considerations:**

Not applicable.

**d. Risk Considerations:**

Council's Investment Policy details the approach to investment risk.

**e. Engagement/Communication:**

**Inform** - Assisting the community to learn about Council services and programs.

**REPORT:**

**1. ETHICAL INVESTMENTS**

**Australian Ethical Classification**

\$203,900,000 which represents 48.3% of the total portfolio

Source: *Australian Ethical*

**Market Forces Classification**

\$219,218,570 which represents 52.2% of the total portfolio

Source: *Market Forces*

**Major Difference**

Australian Ethical classify NAB and Westpac as non-fossil fuel lending institutions, but not ANZ or CBA.

Market Forces classify ANZ as non-fossil fuel lending institution, but not CBA, NAB or Westpac.

**2. ECONOMIC COMMENTARY**

**Australian & World Economy, and Cash Rate (Reserve Bank of Australia Monetary Policy Decision 2 May 2023)**

At its meeting today, the Board decided to increase the cash rate target by 25 basis points to 3.85 per cent. It also increased the rate paid on Exchange Settlement balances by 25 basis points to 3.75 per cent.

Inflation in Australia has passed its peak, but at 7 per cent is still too high and it will be some time yet before it is back in the target range. Given the importance of returning inflation to target within a reasonable timeframe, the Board judged that a further increase in interest rates was warranted today.

The Board held interest rates steady last month to provide additional time to assess the state of the economy and the outlook. While the recent data showed a welcome decline in inflation, the central forecast remains that it takes a couple of years before inflation returns to the top of the target range; inflation is expected to be 4½ per cent in 2023 and 3 per cent in mid-2025. Goods price inflation is clearly slowing due to a better balance of supply and demand following the resolution of the pandemic disruptions. But services price inflation is still very high and broadly based and the experience overseas points to upside risks. Unit labour costs are also rising briskly, with productivity growth remaining subdued.

The recent Australian data also confirmed that the labour market remains very tight, with the unemployment rate at a near 50-year low. Many firms continue to experience difficulty hiring workers, although there has been some easing in labour shortages and the number of vacancies has declined a little.

The Board's priority remains to return inflation to target. High inflation makes life difficult for people and damages the functioning of the economy. If high inflation were to become entrenched in people's expectations, it would be very costly to reduce later, involving even higher interest rates and a larger rise in unemployment. Medium-term inflation expectations remain well anchored, and it is important that this remains the case. Today's further adjustment in interest rates will help in this regard.

Wages growth has picked up in response to the tight labour market and high inflation. At the aggregate level, wages growth is still consistent with the inflation target, provided that productivity growth picks up. The Board remains alert to the risk that expectations of ongoing high inflation contribute to larger increases in both prices and wages, especially given the limited spare capacity in the economy and the historically low rate of unemployment. Accordingly, it will continue to pay close attention to both the evolution of labour costs and the price-setting behaviour of firms.

The Board is still seeking to keep the economy on an even keel as inflation returns to the 2–3 per cent target range, but the path to achieving a soft landing remains a narrow one. The central forecast is for the economy to continue growing, albeit at a below-trend pace; GDP is forecast to increase by 1¼ per cent this year and around 2 per cent over the year to mid-2025. Given the expected below-trend growth in the economy, the unemployment rate is forecast to increase gradually to be around 4½ per cent in mid-2025.

A significant source of uncertainty continues to be the outlook for household consumption. The combination of higher interest rates, cost-of-living pressures and the earlier decline in housing prices is leading to a substantial slowing in household spending. While some households have substantial savings buffers, others are experiencing a painful squeeze on their finances. There are also uncertainties regarding the global economy, which is expected to grow at a below-average rate over the next couple of years.

Some further tightening of monetary policy may be required to ensure that inflation returns to target in a reasonable timeframe, but that will depend upon how the economy and inflation evolve. The Board will continue to pay close attention to developments in the global economy, trends in household spending and the outlook for inflation and the labour market. The Board remains resolute in its determination to return inflation to target and will do what is necessary to achieve that.

*Source: Reserve Bank of Australia*

## **Council's Investment Portfolio**

Council's investment portfolio is conservatively structured in accordance with NSW Office of Local Government guidelines with 74% of the portfolio held in cash and term deposits. Term deposits and bonds are paying average margins over the 90 day bank bill rate. The benchmark 90 day bank bill rate averaged 3.66% pa during the month. The benchmark 90 day bank bill rate eased over the last month reflecting the RBA's decision to not increase the cash rate at its March meeting, a slow down in the recent trend of rising sharply since the beginning of the 2022 calendar year. However, the benchmark is still 3.25% above the rate a year ago. The sharp rise in the BBSW rate continues to impact Council's performance with older fixed rate investments under-performing in comparison to the benchmark.

Council received \$778,168 interest for the month which equates to 2.25% as an annualised return (2.62% in March). This figure does not include interest accrued for the month. Overall, the investment portfolio's

weighted interest rate yield at the end of April was 3.76%. This was 0.10% above the benchmark 90 day bank bill rate for the month.

To mitigate rapidly rising interest rates, for longer term investments, Council is increasing investments in products with floating rates and investing in term deposits for shorter periods generally in the current market.

The table following details the Council's weighted interest rate against the benchmark by month for 2022-23.

Month	Weighted Average Interest Rate	90Day Benchmark	Variance
July	1.52%	2.07%	(0.55%)
August	1.93%	2.31%	(0.38%)
September	2.14%	2.76%	(0.62%)
October	2.35%	2.95%	(0.60%)
November	2.59%	3.06%	(0.47%)
December	3.19%	3.17%	0.02%
January	3.27%	3.32%	(0.05%)
February	3.51%	3.46%	0.05%
March	3.63%	3.64%	(0.01%)
April	3.76%	3.66%	0.10%

Council's investment portfolio balance decreased by \$1,061,658 during April. This change minor in portfolio value was the result of a typically lower cash inflow month compared to other months.

### 3. POLICY TERM TO MATURITY LIMITS

Maturity Profile	Actual % Portfolio	Policy Limits
Less than 365 days	70.56%	Minimum 40%
More than 365 days and less than 3 years	22.23%	Maximum 60%
3 years and less than 5 years	7.21%	Maximum 35%
<b>Portfolio Total</b>	100%	

*\*Note: Some of Council's Bond Portfolio is included with longer dated maturities i.e.>1 year<5 years however this type of investment can generally be liquidated within two (2) business days*

### 4. DIVERSIFICATION AND CREDIT RISK

Total Portfolio Credit Limits Compared to Policy Limits					
Long-Term Credit Ratings			Short-Term Credit Ratings		
Credit Ratings	Investment Policy Limit	Portfolio %	Credit Ratings	Investment Policy Limit	Portfolio %
AAA Category	100%	4.14	A-1+	100%	32.53
AA Category	100%	8.40	A-1	100%	15.73



A Category	60%	10.74	A-2	60%	16.45
BBB Category	20%	7.49	A-3	20%	2.38
Unrated	10%	n/a	Unrated	10%	2.15

## 5. INVESTMENT SUMMARY

FUND	AMOUNT	FUND TOTAL	TOTAL INVESTMENTS
<b>General Fund</b>			
Corporate Fixed Rate Bonds	\$41,484,290		
Floating Rate Notes	\$59,564,843		
Term Deposits	\$103,000,000		
Call Account	\$20,500,000	\$224,549,132	
<b>Water Fund</b>			
Term Deposits	\$73,000,000		
Floating Rate Notes	\$2,011,540		
		\$75,011,540	
<b>Sewerage Fund</b>			
Corporate Fixed Rate Bonds	\$1,009,670		
Floating Rate Notes	\$5,002,300		
Term Deposits	\$114,000,000	\$120,011,970	
	<b>Total Investments</b>		<b>\$419,572,642</b>

All Water and Sewerage Fund investments can only be expended in accordance with Government regulation and Council resolution. It should be noted that the General Fund investments of approximately \$224,549,132 million are not available to be used for general purpose expenditure. The majority of the funds are restricted by legislation and council resolution for such purposes as unexpended loans, developer contributions, unexpended grants and various specific purpose reserves such as domestic waste, land development and employee leave entitlements.

### Statutory Statement - Local Government (General) Regulation 2005 Clause 212

I certify that Council's investments have been made in accordance with the Local Government Act 1993, the Local Government (General) Regulations and Council's investment policies.



**Responsible Accounting Officer**  
 Manager Financial Services  
 Tweed Shire Council

### OPTIONS:

1. That, in accordance with Section 625 of the *Local Government Act 1993*, the monthly investment report as at April 2023 totaling \$419,572,642 be received.

2. Not receive this report.

**Option 1** is recommended.

**PREVIOUS COUNCIL RESOLUTIONS:**

Nil.



**TWEED**  
SHIRE COUNCIL

# Investment Report Pack

Tweed Shire Council

1 April 2023 to 30 April 2023

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## 1. Securities Held By Trading Book Maturing Post 30 April 2023

GL Account Group	Latest Deal Code	Latest Deal Settlement Date	Issuer	ISIN	WAL / Interim Maturity Date	Next Coupon Date	Coupon Rate/Latest Yield	Coupon Frequency	Security Type	Security Rating	Face Value Notional	Capital Consideration
Tweed Shire Council												
General												
	LC166661	28 Apr 2023	Commonwealth Bank of Australia Ltd		1 May 2023		3.70	Nil	At Call	S&P ST A1+	20,500,000.00	20,500,000.00
	LX106485 /CN05227 0	12 May 2021	ME Bank - a division of Bank of Queensland Ltd		16 May 2023	12 May 2023	0.50	Annual	TD	S&P BBB	5,000,000.00	5,000,000.00
	LC157755 /GMI-DEAL-10817709	22 Nov 2022	National Australia Bank Ltd		16 May 2023	16 May 2023	4.09	Maturity	TD	S&P ST A1+	5,000,000.00	5,000,000.00
	LC145709 /CDA1690 18	17 May 2022	Commonwealth Bank of Australia Ltd		17 May 2023	17 May 2023	3.00	Maturity	TD	S&P ST A1+	2,000,000.00	2,000,000.00
	LX157664 /4204966	18 Nov 2022	Suncorp-Metway Ltd		23 May 2023	23 May 2023	4.18	Maturity	TD	S&P ST A1	2,000,000.00	2,000,000.00
	LC157877 /4205005	23 Nov 2022	Suncorp-Metway Ltd		24 May 2023	24 May 2023	4.20	Maturity	TD	S&P ST A1	2,000,000.00	2,000,000.00
	LC162656 /GMI-DEAL-10831335	21 Feb 2023	National Australia Bank Ltd		27 Jun 2023	27 Jun 2023	4.26	Maturity	TD	S&P ST A1+	6,000,000.00	6,000,000.00
	LC162655 /GMI-DEAL-10831334	21 Feb 2023	National Australia Bank Ltd		25 Jul 2023	25 Jul 2023	4.37	Maturity	TD	S&P ST A1+	5,000,000.00	5,000,000.00
	LC61121 /tweedscnc il-syd-7081323	31 Jul 2018	Westpac Banking Corporation Ltd		31 Jul 2023	31 Jul 2023	4.68	Quarterly	FD	S&P AA-	4,000,000.00	4,000,000.00
	LC153651 /TWEEDS CNCIL-SYD-10156715	16 Aug 2022	Westpac Banking Corporation Ltd		15 Aug 2023	16 May 2023	3.92	Quarterly	TD	S&P ST A1+	2,000,000.00	2,000,000.00
	LX70906 /496803	29 Apr 2019	Commonwealth Bank of Australia Ltd	AU3FN0044046	16 Aug 2023	16 May 2023	4.40	Quarterly	FRN	S&P AA-	2,000,000.00	2,003,040.00
	LC153652 /TWEEDS CNCIL-SYD-10171036	23 Aug 2022	Westpac Banking Corporation Ltd		22 Aug 2023	23 May 2023	4.13	Quarterly	TD	S&P ST A1+	2,000,000.00	2,000,000.00
	LC153657 /TWEEDS CNCIL-SYD-10187602	30 Aug 2022	Westpac Banking Corporation Ltd		29 Aug 2023	30 May 2023	4.26	Quarterly	FRD	S&P ST A1+	2,500,000.00	2,500,000.00
	LC153658 /TWEEDS CNCIL-SYD-10187579	30 Aug 2022	Westpac Banking Corporation Ltd		29 Aug 2023	30 May 2023	4.16	Quarterly	TD	S&P ST A1+	2,500,000.00	2,500,000.00

GL Account Group	Latest Deal Code	Latest Deal Settlement Date	Issuer	ISIN	WAL / Interim Maturity Date	Next Coupon Date	Coupon Rate/Latest Yield	Coupon Frequency	Security Type	Security Rating	Face Value Notional	Capital Consideration
General	LX61806 /4389132	30 Aug 2018	ING Bank Australia Limited	AU3CB0255776	7 Sep 2023	7 Sep 2023	3.00	Semi Annual	COVERED FIX	Moody's Aaa	1,518,570.00	1,512,374.23
	LC113025	28 Sep 2021	Rural Bank Ltd		3 Oct 2023	3 Oct 2023	0.50	Annual	TD	Moody's A3	3,000,000.00	3,000,000.00
	LX163118	27 Feb 2023	Commonwealth Bank of Australia Ltd		17 Oct 2023	17 Oct 2023	4.79	Maturity	TD	S&P ST A1+	5,000,000.00	5,000,000.00
	LX158911	12 Dec 2022	Commonwealth Bank of Australia Ltd		7 Nov 2023	7 Nov 2023	4.47	Maturity	TD	S&P ST A1+	6,000,000.00	6,000,000.00
	LX158912	12 Dec 2022	Commonwealth Bank of Australia Ltd		14 Nov 2023	14 Nov 2023	4.47	Maturity	TD	S&P ST A1+	6,000,000.00	6,000,000.00
	LX159006 /567	13 Dec 2022	Commonwealth Bank of Australia Ltd		21 Nov 2023	21 Nov 2023	4.50	Maturity	TD	S&P ST A1+	5,000,000.00	5,000,000.00
	LC159005 /IAM 20266721	13 Dec 2022	BankVic		28 Nov 2023	28 Nov 2023	4.60	Maturity	TD	S&P ST A2	5,000,000.00	5,000,000.00
	LX65310 /10304472 88_MXGL B	6 Dec 2018	ANZ Banking Group Ltd	AU3FN0046231	6 Dec 2023	6 Jun 2023	4.66	Quarterly	FRN	S&P AA-	2,000,000.00	2,007,640.00
	LC158772	9 Dec 2022	Commonwealth Bank of Australia Ltd		12 Dec 2023	1 Jul 2023	4.57	Quarterly	TD	S&P AA-	5,000,000.00	5,000,000.00
	LC158914 /4205164	12 Dec 2022	Suncorp-Metway Ltd		12 Dec 2023	12 Dec 2023	4.45	Maturity	TD	S&P ST A1	5,000,000.00	5,000,000.00
	LC161828	14 Feb 2023	Police Credit Union		19 Dec 2023	19 Dec 2023	5.02	Maturity	TD	Unrated ST UR	5,000,000.00	5,000,000.00
	LC101793 /9028189	12 Jan 2021	Westpac Banking Corporation Ltd		12 Jan 2024	12 Jul 2023	4.07	Quarterly	FD	S&P AA-	6,000,000.00	6,000,000.00
	LC160670 /CN06278 3	25 Jan 2023	Credit Union Australia Ltd t/as Great Southern Bank		23 Jan 2024	23 Jan 2024	4.62	Maturity	TD	S&P ST A2	5,000,000.00	5,000,000.00
	LC103428 /53076	9 Feb 2021	IMB Ltd		12 Feb 2024	12 May 2023	0.40	Quarterly	FRD	Moody's Baa1	2,000,000.00	2,000,000.00
	LC69847 /7619288	26 Mar 2019	Westpac Banking Corporation Ltd		26 Mar 2024	26 Jun 2023	4.70	Quarterly	FRD	S&P AA-	2,000,000.00	2,000,000.00
	LC73564 /039957	13 Jun 2019	Rabobank Australia Ltd		11 Jun 2024	11 Jun 2023	2.20	Annual	TD	Moody's Aa3	1,000,000.00	1,000,000.00
	LX73520 /4896171	19 Jun 2019	National Australia Bank Ltd	AU3FN0048724	19 Jun 2024	19 Jun 2023	4.61	Quarterly	FRN	S&P AA-	2,000,000.00	2,010,460.00
	LX79225	6 Nov 2019	Bank of Queensland Ltd	AU3FN0049094	18 Jul 2024	18 Jul 2023	4.69	Quarterly	FRN	Fitch A-	3,000,000.00	3,006,960.00
	LX75263 /7597912/5 980632	7 Aug 2019	Macquarie Bank	AU3FN0049367	7 Aug 2024	8 May 2023	4.18	Quarterly	FRN	S&P A+	3,000,000.00	3,006,090.00
	LC76587 /041484	3 Sep 2019	Rabobank Australia Ltd		3 Sep 2024	4 Sep 2023	1.59	Annual	TD	Moody's Aa3	1,000,000.00	1,000,000.00
	LX76373 /10304472 88	6 Sep 2019	Bendigo & Adelaide Bank Ltd	AU3FN0050019	6 Sep 2024	6 Jun 2023	4.60	Quarterly	FRN	Moody's A3	2,000,000.00	2,004,120.00
	LX78188 /5104769	24 Oct 2019	Credit Union Australia Ltd t/as Great Southern Bank	AU3FN0051033	24 Oct 2024	24 Jul 2023	4.80	Quarterly	FRN	Moody's Baa1	1,500,000.00	1,502,580.00
	LC114917	22 Nov 2021	MyState Bank Ltd	AU3FN0064705	22 Nov 2024	22 May 2023	4.12	Quarterly	FRN	Moody's Baa2	1,000,000.00	995,200.00
	LC95012	29 Sep 2020	Northern Territory Treasury Corporation		15 Dec 2024	15 Dec 2023	1.10	Annual	Fixed	Moody's Aa3	2,000,000.00	2,000,000.00
	LC110994 /CN05377 9	25 Aug 2021	Northern Territory Treasury Corporation		15 Dec 2024	15 Dec 2023	1.10	Annual	Fixed	Moody's Aa3	2,000,000.00	2,000,000.00
	LX116509	16 Dec 2021	AMP Bank Ltd	AU3FN0065330	16 Dec 2024	16 Jun 2023	4.56	Quarterly	FRN	S&P BBB	3,000,000.00	2,993,910.00



GL Account Group	Latest Deal Code	Latest Deal Settlement Date	Issuer	ISIN	WAL / Interim Maturity Date	Next Coupon Date	Coupon Rate/Latest Yield	Coupon Frequency	Security Type	Security Rating	Face Value Notional	Capital Consideration
General	LC117011 /54032	11 Jan 2022	IMB Ltd		11 Jan 2025	11 Jul 2023	4.15	Quarterly	FRD	Moody's Baa1	1,000,000.00	1,000,000.00
	LX82095 /NABL35	21 Jan 2020	National Australia Bank Ltd	AU3FN0052510	21 Jan 2025	21 Jul 2023	4.45	Quarterly	FRN	S&P AA-	3,000,000.00	3,012,930.00
	LX108027	17 Jun 2021	National Australia Bank Ltd	AU3CB0269892	21 Jan 2025	21 Jul 2023	1.65	Semi Annual	Fixed	S&P AA-	3,000,000.00	2,875,530.00
	LX83074 /5375518?	4 Feb 2020	Newcastle Greater Mutual Group Ltd	AU3FN0052627	4 Feb 2025	4 May 2023	4.48	Quarterly	FRN	S&P BBB	2,000,000.00	1,996,920.00
	LX87707 /5967343	14 May 2020	Bank of Queensland Ltd	AU3FN0054086	14 May 2025	15 May 2023	4.56	Quarterly	COVERED FLO	Moody's Aaa	1,200,000.00	1,206,684.00
	LX107840 /AU3CB02 73407	15 Jun 2021	UBS Australia Ltd	AU3CB0273407	30 Jul 2025	30 Jul 2023	1.20	Semi Annual	Fixed	Moody's Aa3	3,000,000.00	2,779,590.00
	LC151705	22 Aug 2022	Suncorp-Metway Ltd	AU3FN0070892	22 Aug 2025	22 May 2023	4.45	Quarterly	FRN	S&P A+	2,000,000.00	2,004,220.00
	LC155056	13 Oct 2022	MyState Bank Ltd	AU3FN0072369	13 Oct 2025	13 Jul 2023	4.94	Quarterly	FRN	Moody's Baa2	2,000,000.00	2,007,480.00
	LX100657 /34025914/ 31220591	28 Jan 2021	Treasury Corporation of Victoria	AU3SG0002421	20 Nov 2025	20 May 2023	0.50	Semi Annual	Fixed	S&P AA	3,000,000.00	2,786,970.00
	LX106724 /BCN- 052378	21 May 2021	Australian Commonwealth Government	AU0000095457	21 Nov 2025	21 May 2023	0.25	Semi Annual	Fixed	Fitch AAA	6,000,000.00	5,601,000.00
	LX113810 /BENAU F 12/02/25 mTN	18 Oct 2021	Bendigo & Adelaide Bank Ltd	AU3FN0057634	2 Dec 2025	2 Jun 2023	4.14	Quarterly	FRN	Moody's A3	6,000,000.00	5,921,040.00
	LX113660 /MQGAU F 12/09/25 MTN	13 Oct 2021	Macquarie Bank	AU3FN0057709	9 Dec 2025	9 Jun 2023	4.12	Quarterly	FRN	Moody's A2	6,000,000.00	5,940,960.00
	LC112508 /CN05409 7	14 Sep 2021	Northern Territory Treasury Corporation		15 Dec 2025	15 Jun 2023	1.10	Semi Annual	Fixed	Moody's Aa3	4,000,000.00	4,000,000.00
	LX113808 /SUNAU F 02/24/26 MTN	18 Oct 2021	Suncorp-Metway Ltd	AU3FN0058343	24 Feb 2026	24 May 2023	3.96	Quarterly	FRN	S&P A+	2,700,000.00	2,664,900.00
	LX106589 /Swift Code CITIAU3X	18 May 2021	Newcastle Greater Mutual Group Ltd	AU3FN0058699	4 Mar 2026	5 Jun 2023	4.26	Quarterly	FRN	S&P BBB	5,000,000.00	4,887,550.00
	LX107017 /AU3SG00 01373	28 May 2021	NSW Treasury Corporation	AU3SG0001373	20 May 2026	20 May 2023	4.00	Semi Annual	Fixed	Moody's Aaa	4,000,000.00	4,069,560.00
	LX108286 /AU3FN00 61081	18 Jun 2021	Bendigo & Adelaide Bank Ltd	AU3FN0061081	18 Jun 2026	19 Jun 2023	4.34	Quarterly	FRN	Moody's A3	3,000,000.00	2,955,660.00
	LX110911 /AU3FN00 62527	19 Aug 2021	ING Bank Australia Limited	AU3FN0062527	19 Aug 2026	19 May 2023	3.87	Quarterly	COVERED FLO	Moody's Aaa	1,250,000.00	1,233,050.00
	LX112470	15 Sep 2021	Suncorp-Metway Ltd	AU3FN0062964	15 Sep 2026	15 Jun 2023	4.14	Quarterly	FRN	S&P A+	6,000,000.00	5,904,540.00
	LC113659	21 Sep 2021	Australian Commonwealth Government	AU0000106411	21 Sep 2026	21 Sep 2023	0.50	Semi Annual	Fixed	Fitch AAA	4,000,000.00	3,678,720.00

GL Account Group	Latest Deal Code	Latest Deal Settlement Date	Issuer	ISIN	WAL / Interim Maturity Date	Next Coupon Date	Coupon Rate/Latest Yield	Coupon Frequency	Security Type	Security Rating	Face Value Notional	Capital Consideration
General	LC110996 /CN053780	25 Aug 2021	Northern Territory Treasury Corporation		15 Dec 2026	15 Dec 2023	1.50	Annual	Fixed	Moody's Aa3	2,000,000.00	2,000,000.00
	LX117009 /71976508/68125719	14 Jan 2022	Commonwealth Bank of Australia Ltd	AU3FN0065579	14 Jan 2027	14 Jul 2023	4.35	Quarterly	FRN	Moody's Aa3	2,750,000.00	2,738,642.50
	LX117013 /71976461/68125672	14 Jan 2022	Commonwealth Bank of Australia Ltd	AU3CB0285740	14 Jan 2027	14 Jul 2023	2.40	Semi Annual	Fixed	Moody's Aa3	1,000,000.00	936,640.00
	LC162442	21 Feb 2023	Suncorp-Metway Ltd	AU3CB0294957	14 Dec 2027	14 Jun 2023	4.80	Semi Annual	Fixed	S&P A+	4,500,000.00	4,556,115.00
											225,918,570.00	224,301,075.73
Sewer	LC58450 /TWEEDS CNCIL- SYD- 6912950	16 May 2018	Westpac Banking Corporation Ltd		16 May 2023	16 May 2023	4.47	Quarterly	FRD	S&P AA-	3,000,000.00	3,000,000.00
	LC157766	22 Nov 2022	AMP Bank Ltd		23 May 2023	23 May 2023	4.50	Maturity	TD	S&P ST A2	6,000,000.00	6,000,000.00
	LC157876 /4205004	23 Nov 2022	Suncorp-Metway Ltd		23 May 2023	23 May 2023	4.20	Maturity	TD	S&P ST A1	2,000,000.00	2,000,000.00
	LC157882	29 Nov 2022	Coastline Credit Union Ltd		30 May 2023	30 May 2023	4.80	Maturity	TD	Moody's Baa3	5,000,000.00	5,000,000.00
	LC157901 /4205024	24 Nov 2022	Suncorp-Metway Ltd		30 May 2023	30 May 2023	4.25	Maturity	TD	S&P ST A1	6,000,000.00	6,000,000.00
	LC106976	25 May 2021	ING Bank Australia Limited		30 May 2023	25 May 2023	0.45	Annual	TD	S&P A	2,000,000.00	2,000,000.00
	LX159237 /4205203	15 Dec 2022	Suncorp-Metway Ltd		13 Jun 2023	13 Jun 2023	4.24	Maturity	TD	S&P ST A1	6,000,000.00	6,000,000.00
	LC109972	7 Jul 2021	ING Bank Australia Limited		5 Jul 2023	5 Jul 2023	0.52	Annual	TD	S&P A	3,000,000.00	3,000,000.00
	LC145741	14 Jun 2022	Australian Unity Bank		14 Jul 2023	14 Jul 2023	4.15	Maturity	TD	S&P BBB+	4,000,000.00	4,000,000.00
	LC75812 /041134	13 Aug 2019	Rabobank Australia Ltd		15 Aug 2023	15 Aug 2023	1.41	Annual	TD	Moody's Aa3	2,000,000.00	2,000,000.00
	LC61776 /152529	21 Aug 2018	Bank of Queensland Ltd		22 Aug 2023	22 Aug 2023	3.60	Annual	TD	Moody's A3	2,000,000.00	2,000,000.00
	LC61903 /034480	28 Aug 2018	Rabobank Australia Ltd		29 Aug 2023	29 Aug 2023	3.39	Annual	TD	Moody's Aa3	3,000,000.00	3,000,000.00
	LC94722 /299535	9 Sep 2020	Bank of Queensland Ltd		12 Sep 2023	9 Sep 2023	1.05	Annual	TD	Moody's A3	6,000,000.00	6,000,000.00
	LC154477 /TWEEDS CNCIL- SYD- 10238448	20 Sep 2022	Westpac Banking Corporation Ltd		19 Sep 2023	20 Jun 2023	4.39	Quarterly	FRD	S&P ST A1+	3,000,000.00	3,000,000.00
	LC154554 /TWEEDS CNCIL- SYD- 10254468	27 Sep 2022	Westpac Banking Corporation Ltd		26 Sep 2023	27 Jun 2023	4.66	Quarterly	TD	S&P ST A1+	5,000,000.00	5,000,000.00
	LC160374 /062658	19 Jan 2023	Australian Unity Bank		17 Oct 2023	17 Oct 2023	4.60	Maturity	TD	S&P ST A2	5,000,000.00	5,000,000.00
	LC158773	9 Dec 2022	Commonwealth Bank of Australia Ltd		12 Dec 2023	1 Jul 2023	4.57	Quarterly	TD	S&P AA-	10,000,000.00	10,000,000.00

GL Account Group	Latest Deal Code	Latest Deal Settlement Date	Issuer	ISIN	WAL / Interim Maturity Date	Next Coupon Date	Coupon Rate/Latest Yield	Coupon Frequency	Security Type	Security Rating	Face Value Notional	Capital Consideration
Sewer	LC160852	31 Jan 2023	Credit Union Australia Ltd t/as Great Southern Bank		30 Jan 2024	30 Jan 2024	4.67	Maturity	TD	S&P ST A2	5,000,000.00	5,000,000.00
	LX159226	15 Dec 2022	ING Bank Australia Limited		6 Feb 2024	15 Dec 2023	4.53	Annual	TD	S&P A	6,000,000.00	6,000,000.00
	LC162654 /CN063285	21 Feb 2023	Defence Bank Ltd		5 Mar 2024	21 Feb 2024	4.95	Semi Annual	TD	S&P BBB	6,000,000.00	6,000,000.00
	LC164093	7 Mar 2023	Bank of Queensland Ltd		12 Mar 2024	12 Mar 2024	5.05	Maturity	TD	Moody's A3	5,000,000.00	5,000,000.00
	LC164354 /20537166	14 Mar 2023	QPCU LTD t/a QBANK		19 Mar 2024	19 Mar 2024	4.97	Maturity	TD	S&P BBB-	5,000,000.00	5,000,000.00
	LC165345	27 Mar 2023	AMP Bank Ltd		9 Apr 2024	27 Mar 2024	4.90	Semi Annual	TD	S&P BBB	4,000,000.00	4,000,000.00
	LC165388	28 Mar 2023	Summerland Credit Union Ltd		16 Apr 2024	16 Apr 2024	5.00	Maturity	TD	Unrated UR	2,000,000.00	2,000,000.00
	LC86776 /254067	29 Apr 2020	Bank of Queensland Ltd		23 Apr 2024	23 Apr 2024	1.70	Annual	TD	Moody's A3	3,000,000.00	3,000,000.00
	LC166346	18 Apr 2023	Bank of Queensland Ltd		30 Apr 2024	30 Apr 2024	4.75	Maturity	TD	Moody's A3	5,000,000.00	5,000,000.00
	LX154501 /Contract note # 060345	26 Sep 2022	Judo Bank	AU3CB0292480	26 Sep 2025	26 Sep 2023	6.40	Semi Annual	Fixed	S&P BBB-	1,000,000.00	1,003,580.00
	LC155695	28 Oct 2022	Teachers Mutual Bank Ltd	AU3FN0072740	28 Oct 2025	28 Jul 2023	5.18	Quarterly	FRN	Moody's Baa1	5,000,000.00	5,002,300.00
											120,000,000.00	120,005,880.00
	Water	LC107585 /47562	6 May 2021	IMB Ltd		2 May 2023	2 May 2023	0.40	Annual	TD	Moody's Baa1	1,000,000.00
LC158678		6 Dec 2022	Defence Bank Ltd		30 May 2023	30 May 2023	4.30	Maturity	TD	S&P ST A2	2,000,000.00	2,000,000.00
LC147696		14 Jun 2022	Commonwealth Bank of Australia Ltd		14 Jun 2023	14 Jun 2023	4.09	Maturity	TD	S&P ST A1+	5,000,000.00	5,000,000.00
LC153650 /TWEEDS CNCIL- SYD- 10156698		16 Aug 2022	Westpac Banking Corporation Ltd		15 Aug 2023	16 May 2023	4.17	Quarterly	FRD	S&P ST A1+	2,000,000.00	2,000,000.00
LC61774 /034337		21 Aug 2018	Rabobank Australia Ltd		22 Aug 2023	22 Aug 2023	3.39	Annual	TD	Moody's Aa3	2,000,000.00	2,000,000.00
LC153653 /TWEEDS CNCIL- SYD- 10170779		23 Aug 2022	Westpac Banking Corporation Ltd		22 Aug 2023	23 May 2023	4.20	Quarterly	FRD	S&P ST A1+	8,000,000.00	8,000,000.00
LC112814 /852950		21 Sep 2021	ING Bank Australia Limited		22 Aug 2023	22 Aug 2023	0.41	Annual	TD	S&P A	2,000,000.00	2,000,000.00
LC93121 /TWEEDS CNCIL- SYD_8766828		25 Aug 2020	Westpac Banking Corporation Ltd		25 Aug 2023	25 May 2023	0.81	Quarterly	TD	S&P AA-	2,000,000.00	2,000,000.00

GL Account Group	Latest Deal Code	Latest Deal Settlement Date	Issuer	ISIN	WAL / Interim Maturity Date	Next Coupon Date	Coupon Rate/Latest Yield	Coupon Frequency	Security Type	Security Rating	Face Value Notional	Capital Consideration
Water	LC112369 /054038	7 Sep 2021	ING Bank Australia Limited		12 Sep 2023	7 Sep 2023	0.45	Annual	TD	S&P A	4,000,000.00	4,000,000.00
	LC154835	4 Oct 2022	ING Bank Australia Limited		3 Oct 2023	3 Oct 2023	4.50	Maturity	TD	S&P ST A1	3,000,000.00	3,000,000.00
	LC163176 /GMI-DEAL-10832424	28 Feb 2023	National Australia Bank Ltd		10 Oct 2023	10 Oct 2023	4.67	Maturity	TD	S&P ST A1+	5,000,000.00	5,000,000.00
	LC100593 /Troy Hancock WBC	19 Jan 2021	Westpac Banking Corporation Ltd		23 Jan 2024	23 Jul 2023	0.53	Quarterly	TD	S&P AA-	2,000,000.00	2,000,000.00
	LC158915 /4205165	12 Dec 2022	Suncorp-Metway Ltd		6 Feb 2024	12 Dec 2023	4.48	Annual	TD	S&P A+	8,000,000.00	8,000,000.00
	LC68874	6 Mar 2019	Westpac Banking Corporation Ltd		6 Mar 2024	6 Jun 2023	4.63	Quarterly	FD	S&P AA-	5,000,000.00	5,000,000.00
	LC164972	20 Mar 2023	Summerland Credit Union Ltd		26 Mar 2024	26 Mar 2024	5.00	Maturity	TD	Unrated UR	2,000,000.00	2,000,000.00
	LC165853	4 Apr 2023	ING Bank Australia Limited		23 Apr 2024	4 Apr 2024	4.68	Semi Annual	TD	S&P A	8,000,000.00	8,000,000.00
	LC166363	19 Apr 2023	BankVic		30 Apr 2024	30 Apr 2024	4.80	Maturity	TD	S&P BBB	3,000,000.00	3,000,000.00
	LC71921 /7722510	14 May 2019	Westpac Banking Corporation Ltd		14 May 2024	15 May 2023	4.39	Quarterly	FD	S&P AA-	1,000,000.00	1,000,000.00
	LC112442	9 Sep 2021	Australian Military Bank Limited		10 Sep 2024	9 Sep 2023	0.71	Annual	TD	Moody's Baa1	5,000,000.00	5,000,000.00
	LC105950	28 Apr 2021	Westpac Banking Corporation Ltd		29 Apr 2025	29 Jul 2023	0.92	Quarterly	TD	S&P AA-	3,000,000.00	3,000,000.00
	LC160886	9 Feb 2023	Credit Union Australia Ltd t/as Great Southern Bank	AU3FN0074787	9 Feb 2027	9 May 2023	5.11	Quarterly	FRN	Moody's Baa1	2,000,000.00	2,011,540.00
											75,000,000.00	75,011,540.00
											420,918,570.00	419,318,495.73
<b>Total</b>											420,918,570.00	419,318,495.73

Coupon Rate is the full coupon rate at the next coupon date if that next coupon exists.  
 Report parameters indicate that interest should be excluded from the Market Value column which has been adjusted accordingly.

## 2. Interest and Distribution Income Received For 1 April 2023 to 30 April 2023

GL Account Group	Security ISIN	Security	Issuer	Income Expense Code	Settlement Date	Face Value (Basis of Interest Calculation)	Consideration Notional	Income Type	Trading Book
General									
		CBA 4.57 12 Dec 2023 368DAY TD	Commonwealth Bank of Australia Ltd	IEI286752	1 Apr 2023	5,000,000.00	<b>56,342.47</b>	Security Coupon Interest	Tweed Shire Council
		IMB 0.5 11 Jan 2025 1096DAY FRD	IMB Ltd	IEI291515	11 Apr 2023		<b>2.22</b>	Security Coupon Interest Adjustment - Income	Tweed Shire Council
		IMB 0.5 11 Jan 2025 1096DAY FRD	IMB Ltd	IEI287653	11 Apr 2023	1,000,000.00	<b>9,466.27</b>	Security Coupon Interest	Tweed Shire Council
		Westpac 0.45 12 Jan 2024 1095DAY FD	Westpac Banking Corporation Ltd	IEI287931	12 Apr 2023	6,000,000.00	<b>55,457.26</b>	Security Coupon Interest	Tweed Shire Council
AU3FN0072369		MYS 1.3 13 Oct 2025 FRN	MyState Bank Ltd	IEI288197	13 Apr 2023	2,000,000.00	<b>22,753.97</b>	Security Coupon Interest	Tweed Shire Council
AU3FN0065579		CBA 0.7 14 Jan 2027 FRN	Commonwealth Bank of Australia Ltd	IEI288463	14 Apr 2023	2,750,000.00	<b>26,823.55</b>	Security Coupon Interest	Tweed Shire Council
AU3FN0049094		BOQ 1.03 18 Jul 2024 FRN	Bank of Queensland Ltd	IEI289759	18 Apr 2023	3,000,000.00	<b>32,178.08</b>	Security Coupon Interest	Tweed Shire Council
AU3FN0052510		NAB 0.77 21 Jan 2025 FRN	National Australia Bank Ltd	IEI290123	21 Apr 2023	3,000,000.00	<b>29,350.29</b>	Security Coupon Interest	Tweed Shire Council
AU3FN0051033		CUA 1.12 24 Oct 2024 FRN	Credit Union Australia Ltd t/as Great Southern Bank	IEI290540	24 Apr 2023	1,500,000.00	<b>16,286.18</b>	Security Coupon Interest	Tweed Shire Council
		Westpac 3.1 31 Jul 2023 1826DAY FD	Westpac Banking Corporation Ltd	IEI291565	28 Apr 2023	4,000,000.00	<b>41,693.26</b>	Security Coupon Interest	Tweed Shire Council
		CBA At Call	Commonwealth Bank of Australia Ltd	IEI291747	30 Apr 2023	0.00	<b>60,882.74</b>	Security Coupon Interest	Tweed Shire Council
							<b>351,236.29</b>		
Sewer									
		CBA 4.57 12 Dec 2023 368DAY TD	Commonwealth Bank of Australia Ltd	IEI286753	1 Apr 2023	10,000,000.00	<b>112,684.93</b>	Security Coupon Interest	Tweed Shire Council
		NAB 3.8 18 Apr 2023 189DAY TD	National Australia Bank Ltd	IEI252024	18 Apr 2023	5,000,000.00	<b>98,383.56</b>	Security Coupon Interest	Tweed Shire Council
		BOQ 1.7 23 Apr 2024 1455DAY TD	Bank of Queensland Ltd	IEI290541	24 Apr 2023	3,000,000.00	<b>50,720.55</b>	Security Coupon Interest	Tweed Shire Council
AU3FN0072740		TMB 1.5 28 Oct 2025 FRN	Teachers Mutual Bank Ltd	IEI291566	28 Apr 2023	5,000,000.00	<b>58,841.86</b>	Security Coupon Interest	Tweed Shire Council
							<b>320,630.90</b>		
Water									
		ING 0.43 04 Apr 2023 733DAY TD	ING Bank Australia Limited	IEI286751	1 Apr 2023	4,000,000.00	<b>17,200.00</b>	Security Coupon Interest	Tweed Shire Council
		ING 0.43 04 Apr 2023 733DAY TD	ING Bank Australia Limited	IEE291516	2 Apr 2023		<b>(141.37)</b>	Security Coupon Interest Adjustment - Expense	Tweed Shire Council
		MACQ 1.6 04 Apr 2023 371DAY TD	Macquarie Bank	IEE291517	3 Apr 2023		<b>(48,219.17)</b>	Security Coupon Interest Adjustment - Expense	Tweed Shire Council
		ING 0.43 04 Apr 2023 733DAY TD	ING Bank Australia Limited	IEI286839	4 Apr 2023	4,000,000.00	<b>141.37</b>	Security Coupon Interest	Tweed Shire Council
		MACQ 1.6 04 Apr 2023 371DAY TD	Macquarie Bank	IEI215835	4 Apr 2023	4,000,000.00	<b>65,052.05</b>	Security Coupon Interest	Tweed Shire Council
		JUDO 2.1 19 Apr 2023 365DAY TD	Judo Bank	IEI215860	19 Apr 2023	3,000,000.00	<b>63,000.00</b>	Security Coupon Interest	Tweed Shire Council
		Westpac 0.53 23 Jan 2024 1099DAY TD	Westpac Banking Corporation Ltd	IEI290542	23 Apr 2023	2,000,000.00	<b>2,613.70</b>	Security Coupon Interest	Tweed Shire Council
		Westpac 0.92 29 Apr 2025 1462DAY TD	Westpac Banking Corporation Ltd	IEI291717	29 Apr 2023	3,000,000.00	<b>6,805.48</b>	Security Coupon Interest	Tweed Shire Council
		Westpac 0.92 29 Apr 2025 1462DAY TD	Westpac Banking Corporation Ltd	IEE291749	29 Apr 2023		<b>(151.22)</b>	Security Coupon Interest Adjustment - Expense	Tweed Shire Council
							<b>106,300.84</b>		
							<b>778,168.03</b>		

### 3. Acquisitions, Disposals and Maturities Between 1 April 2023 and 30 April 2023

GL Account Group	Security	Issuer	Security ISIN	Deal Code	Acquisition/ Disposal	Transaction Date	Settlement Date	Face Value Original	Bond Factor	Capital Price	Accrued Interest Price	Gross Price	Consideration Notional
<b>General</b>													
	CBA At Call	Commonwealth Bank of Australia Ltd		LC165679	Acquisition	3 Apr 2023	3 Apr 2023	2,500,000.00	1.00000000	100.000	0.000	100.000	<b>2,500,000.00</b>
	CBA At Call	Commonwealth Bank of Australia Ltd		LC166343	Disposal	12 Apr 2023	12 Apr 2023	6,400,000.00	1.00000000	100.000	0.000	100.000	<b>(6,400,000.00)</b>
	CBA At Call	Commonwealth Bank of Australia Ltd		LC166344	Acquisition	18 Apr 2023	18 Apr 2023	2,900,000.00	1.00000000	100.000	0.000	100.000	<b>2,900,000.00</b>
	CBA At Call	Commonwealth Bank of Australia Ltd		LC166355	Disposal	19 Apr 2023	19 Apr 2023	3,000,000.00	1.00000000	100.000	0.000	100.000	<b>(3,000,000.00)</b>
	CBA At Call	Commonwealth Bank of Australia Ltd		LC166464	Acquisition	21 Apr 2023	21 Apr 2023	2,600,000.00	1.00000000	100.000	0.000	100.000	<b>2,600,000.00</b>
	CBA At Call	Commonwealth Bank of Australia Ltd		LC166574	Disposal	26 Apr 2023	26 Apr 2023	1,650,000.00	1.00000000	100.000	0.000	100.000	<b>(1,650,000.00)</b>
	CBA At Call	Commonwealth Bank of Australia Ltd		LC166661	Acquisition	28 Apr 2023	28 Apr 2023	1,850,000.00	1.00000000	100.000	0.000	100.000	<b>1,850,000.00</b>
													<b>(1,200,000.00)</b>
<b>Sewer</b>													
	NAB 3.8 18 Apr 2023 189DAY TD	National Australia Bank Ltd		LC155206	Maturity	18 Apr 2023		5,000,000.00	1.00000000	100.000	0.000	100.000	<b>(5,000,000.00)</b>
	BOQ 4.75 30 Apr 2024 378DAY TD	Bank of Queensland Ltd		LC166346	Acquisition	18 Apr 2023	18 Apr 2023	5,000,000.00	1.00000000	100.000	0.000	100.000	<b>5,000,000.00</b>
													<b>0.00</b>
<b>Water</b>													
	ING 0.43 04 Apr 2023 733DAY TD	ING Bank Australia Limited		LC104611	Maturity	4 Apr 2023		4,000,000.00	1.00000000	100.000	0.000	100.000	<b>(4,000,000.00)</b>
	MACQ 1.6 04 Apr 2023 371DAY TD	Macquarie Bank		LC141093	Maturity	4 Apr 2023		4,000,000.00	1.00000000	100.000	0.000	100.000	<b>(4,000,000.00)</b>
	ING 4.68 23 Apr 2024 385DAY TD	ING Bank Australia Limited		LC165853	Acquisition	4 Apr 2023	4 Apr 2023	8,000,000.00	1.00000000	100.000	0.000	100.000	<b>8,000,000.00</b>
	JUDO 2.1 19 Apr 2023 365DAY TD	Judo Bank		LC141108	Maturity	19 Apr 2023		3,000,000.00	1.00000000	100.000	0.000	100.000	<b>(3,000,000.00)</b>
	BVIC 4.8 30 Apr 2024 377DAY TD	BankVic		LC166363	Acquisition	19 Apr 2023	19 Apr 2023	3,000,000.00	1.00000000	100.000	0.000	100.000	<b>3,000,000.00</b>
													<b>0.00</b>
													<b>(1,200,000.00)</b>

**Notes**

1. The maturity of 'MBS' type securities are excluded from the above list
2. At maturity, securities are assumed to be priced at capital price = 100, accrued interest = 0
3. To avoid misleading maturity data, the reporting period should start immediately after a month end and the reporting period should be kept small (e.g. 1 month).



## 4. Interest Income Accrued As At 30 April 2023

GL Account Group	Latest Deal Code	Security	WAL / Interim Maturity Date	Issue Date	Prior Coupon Date	Next Coupon Date	Accrual Period (Days)	Coupon Rate	Franking Credit Rate	Coupon Frequency	Face Value Notional	Latest Purchase Consideration	Market Value	Accrued Interest
General														
	LX106485	ME Bank 0.5 16 May 2023 734DAY TD	16 May 2023	12 May 2021	12 May 2022	12 May 2023	353	0.5000		Annual	5,000,000.00	5,000,000.00	5,024,178.10	24,178.08
	LC157755	NAB 4.09 16 May 2023 175DAY TD	16 May 2023	22 Nov 2022		16 May 2023	159	4.0900		Maturity	5,000,000.00	5,000,000.00	5,089,083.55	89,083.56
	LC145709	CBA 3 17 May 2023 365DAY TD	17 May 2023	17 May 2022		17 May 2023	348	3.0000		Maturity	2,000,000.00	2,000,000.00	2,057,205.48	57,205.48
	LX157664	SunBank 4.18 23 May 2023 186DAY TD	23 May 2023	18 Nov 2022		23 May 2023	163	4.1800		Maturity	2,000,000.00	2,000,000.00	2,037,333.70	37,333.70
	LC157877	SunBank 4.2 24 May 2023 182DAY TD	24 May 2023	23 Nov 2022		24 May 2023	158	4.2000		Maturity	2,000,000.00	2,000,000.00	2,036,361.64	36,361.64
	LC162656	NAB 4.26 27 Jun 2023 126DAY TD	27 Jun 2023	21 Feb 2023		27 Jun 2023	68	4.2600		Maturity	6,000,000.00	6,000,000.00	6,047,618.64	47,618.63
	LC162655	NAB 4.37 25 Jul 2023 154DAY TD	25 Jul 2023	21 Feb 2023		25 Jul 2023	68	4.3700		Maturity	5,000,000.00	5,000,000.00	5,040,706.85	40,706.85
	LC61121	Westpac 3.1 31 Jul 2023 1826DAY FD	31 Jul 2023	31 Jul 2018	28 Apr 2023	31 Jul 2023	2	4.6781		Quarterly	4,000,000.00	4,000,000.00	4,000,679.44	1,025.34
	LC153651	Westpac 3.92 15 Aug 2023 364DAY TD	15 Aug 2023	16 Aug 2022	16 Feb 2023	16 May 2023	73	3.9200		Quarterly	2,000,000.00	2,000,000.00	2,015,680.00	15,680.00
	LX70906	CBA 0.93 16 Aug 2023 FRN	16 Aug 2023	16 Aug 2018	16 Feb 2023	16 May 2023	73	4.4036		Quarterly	2,000,000.00	2,025,040.00	2,020,660.00	17,614.40
	LC153652	Westpac 4.13 22 Aug 2023 364DAY TD	22 Aug 2023	23 Aug 2022	23 Feb 2023	23 May 2023	66	4.1300		Quarterly	2,000,000.00	2,000,000.00	2,014,935.90	14,935.89
	LC153657	Westpac 0.7 29 Aug 2023 364DAY FRD	29 Aug 2023	30 Aug 2022	28 Feb 2023	30 May 2023	61	4.2628		Quarterly	2,500,000.00	2,500,000.00	2,517,810.33	17,810.33
	LC153658	Westpac 4.16 29 Aug 2023 364DAY TD	29 Aug 2023	30 Aug 2022	28 Feb 2023	30 May 2023	61	4.1600		Quarterly	2,500,000.00	2,500,000.00	2,517,380.83	17,380.82
	LX61806	ING 3 07 Sep 2023 COVEREDFIX	7 Sep 2023	30 Aug 2018	7 Mar 2023	7 Sep 2023	54	3.0000		Semi Annual	1,518,570.00	1,518,570.00	1,519,055.94	6,685.01
	LC113025	RURAL 0.5 03 Oct 2023 735DAY TD	3 Oct 2023	28 Sep 2021	4 Oct 2022	3 Oct 2023	208	0.5000		Annual	3,000,000.00	3,000,000.00	3,008,547.96	8,547.95
	LX163118	CBA 4.79 17 Oct 2023 232DAY TD	17 Oct 2023	27 Feb 2023		17 Oct 2023	62	4.7900		Maturity	5,000,000.00	5,000,000.00	5,040,682.20	40,682.19
	LX158911	CBA 4.47 07 Nov 2023 330DAY TD	7 Nov 2023	12 Dec 2022		7 Nov 2023	139	4.4700		Maturity	6,000,000.00	6,000,000.00	6,102,136.44	102,136.44
	LX158912	CBA 4.47 14 Nov 2023 337DAY TD	14 Nov 2023	12 Dec 2022		14 Nov 2023	139	4.4700		Maturity	6,000,000.00	6,000,000.00	6,102,136.44	102,136.44
	LX159006	CBA 4.5 21 Nov 2023 343DAY TD	21 Nov 2023	13 Dec 2022		21 Nov 2023	138	4.5000		Maturity	5,000,000.00	5,000,000.00	5,085,068.50	85,068.49
	LC159005	BVIC 4.6 28 Nov 2023 350DAY TD	28 Nov 2023	13 Dec 2022		28 Nov 2023	138	4.6000		Maturity	5,000,000.00	5,000,000.00	5,086,958.90	86,958.90
	LX65310	ANZ 1.03 06 Dec 2023 FRN	6 Dec 2023	6 Dec 2018	6 Mar 2023	6 Jun 2023	55	4.6625		Quarterly	2,000,000.00	2,000,000.00	2,021,700.00	14,051.37
	LC158772	CBA 4.57 12 Dec 2023 368DAY TD	12 Dec 2023	9 Dec 2022	1 Apr 2023	1 Jul 2023	29	4.5700		Quarterly	5,000,000.00	5,000,000.00	5,018,154.80	18,154.79
	LC158914	SunBank 4.45 12 Dec 2023 365DAY TD	12 Dec 2023	12 Dec 2022		12 Dec 2023	139	4.4500		Maturity	5,000,000.00	5,000,000.00	5,084,732.90	84,732.88
	LC161828	PCUSA 5.02 19 Dec 2023 308DAY TD	19 Dec 2023	14 Feb 2023		19 Dec 2023	75	5.0200		Maturity	5,000,000.00	5,000,000.00	5,051,575.35	51,575.34
	LC101793	Westpac 0.45 12 Jan 2024 1095DAY FD	12 Jan 2024	12 Jan 2021	12 Apr 2023	12 Jul 2023	18	4.0670		Quarterly	6,000,000.00	6,000,000.00	6,001,331.52	12,033.86
	LC160670	CUA 4.62 23 Jan 2024 363DAY TD	23 Jan 2024	25 Jan 2023		23 Jan 2024	95	4.6200		Maturity	5,000,000.00	5,000,000.00	5,060,123.30	60,123.29
	LC103428	IMB 0.4 12 Feb 2024 1098DAY FRD	12 Feb 2024	9 Feb 2021	12 Feb 2023	12 May 2023	77	0.4000		Quarterly	2,000,000.00	2,000,000.00	2,001,687.68	1,687.67
	LC69847	Westpac 1 26 Mar 2024 1827DAY FRD	26 Mar 2024	26 Mar 2019	26 Mar 2023	26 Jun 2023	35	4.7002		Quarterly	2,000,000.00	2,000,000.00	2,009,014.08	9,014.08
	LC73564	RABO 2.2 11 Jun 2024 1825DAY TD	11 Jun 2024	13 Jun 2019	11 Jun 2022	11 Jun 2023	323	2.2000		Annual	1,000,000.00	1,000,000.00	1,019,468.49	19,468.49
	LX73520	NAB 0.92 19 Jun 2024 FRN	19 Jun 2024	19 Jun 2019	20 Mar 2023	19 Jun 2023	41	4.6085		Quarterly	2,000,000.00	2,000,000.00	2,020,820.00	10,353.34

GL Account Group	Latest Deal Code	Security	WAL / Interim Maturity Date	Issue Date	Prior Coupon Date	Next Coupon Date	Accrual Period (Days)	Coupon Rate	Franking Credit Rate	Coupon Frequency	Face Value Notional	Latest Purchase Consideration	Market Value	Accrued Interest
General	LX79225	BOQ 1.03 18 Jul 2024 FRN	18 Jul 2024	18 Jul 2019	18 Apr 2023	18 Jul 2023	12	4.6913		Quarterly	3,000,000.00	1,004,070.00	3,011,580.00	4,627.04
	LX75263	MACQ 0.8 07 Aug 2024 FRN	7 Aug 2024	7 Aug 2019	7 Feb 2023	8 May 2023	82	4.1777		Quarterly	3,000,000.00	3,000,000.00	3,034,260.00	28,156.55
	LC76587	RABO 1.59 03 Sep 2024 1827DAY TD	3 Sep 2024	3 Sep 2019	5 Sep 2022	4 Sep 2023	237	1.5900		Annual	1,000,000.00	1,000,000.00	1,010,324.11	10,324.11
	LX76373	BENAU 0.97 06 Sep 2024 FRN	6 Sep 2024	6 Sep 2019	6 Mar 2023	6 Jun 2023	55	4.6025		Quarterly	2,000,000.00	2,000,000.00	2,018,000.00	13,870.55
	LX78188	CUA 1.12 24 Oct 2024 FRN	24 Oct 2024	24 Oct 2019	24 Apr 2023	24 Jul 2023	6	4.8032		Quarterly	1,500,000.00	1,500,000.00	1,503,765.00	1,184.35
	LC114917	MYS 0.6 22 Nov 2024 FRN	22 Nov 2024	22 Nov 2021	22 Feb 2023	22 May 2023	67	4.1224		Quarterly	1,000,000.00	1,000,000.00	1,002,770.00	7,567.15
	LC95012	NTTC 1.1 15 Dec 2024 - Issued 29 Sep 2020 Fixed	15 Dec 2024	29 Sep 2020	15 Dec 2022	15 Dec 2023	136	1.1000		Annual	2,000,000.00	2,000,000.00	2,008,200.00	8,197.26
	LC110994	NTTC 1.1 15 Dec 2024 Fixed	15 Dec 2024	6 Aug 2020	15 Dec 2022	15 Dec 2023	136	1.1000		Annual	2,000,000.00	2,015,220.00	2,008,200.00	8,197.26
	LX116509	AMP 0.9 16 Dec 2024 FRN	16 Dec 2024	16 Dec 2021	16 Mar 2023	16 Jun 2023	45	4.5615		Quarterly	3,000,000.00	3,000,000.00	3,010,770.00	16,871.30
	LC117011	IMB 0.5 11 Jan 2025 1096DAY FRD	11 Jan 2025	11 Jan 2022	11 Apr 2023	11 Jul 2023	19	4.1527		Quarterly	1,000,000.00	1,000,000.00	1,002,161.68	2,161.68
	LX82095	NAB 0.77 21 Jan 2025 FRN	21 Jan 2025	21 Jan 2020	21 Apr 2023	21 Jul 2023	9	4.4521		Quarterly	3,000,000.00	3,000,000.00	3,016,230.00	3,293.33
	LX108027	NAB 1.65 21 Jan 2025 Fixed	21 Jan 2025	21 Jan 2020	21 Jan 2023	21 Jul 2023	99	1.6500		Semi Annual	3,000,000.00	3,117,810.00	2,889,060.00	13,537.29
	LX83074	NPBS 1.12 04 Feb 2025 FRN	4 Feb 2025	4 Feb 2020	6 Feb 2023	4 May 2023	83	4.4849		Quarterly	2,000,000.00	2,000,000.00	2,017,320.00	20,397.08
	LX87707	BOQ 1.07 14 May 2025 COVEREDFLO	14 May 2025	14 May 2020	14 Feb 2023	15 May 2023	75	4.5590		Quarterly	1,200,000.00	1,200,000.00	1,217,928.00	11,241.37
	LX107840	UBS Aust 1.2 30 Jul 2025 Fixed	30 Jul 2025	30 Jul 2020	30 Jan 2023	30 Jul 2023	90	1.2000		Semi Annual	3,000,000.00	3,031,620.00	2,788,530.00	8,950.28
	LC151705	SunBank 0.93 22 Aug 2025 FRN	22 Aug 2025	22 Aug 2022	22 Feb 2023	22 May 2023	67	4.4524		Quarterly	2,000,000.00	2,002,840.00	2,020,560.00	16,345.80
	LC155056	MYS 1.3 13 Oct 2025 FRN	13 Oct 2025	13 Oct 2022	13 Apr 2023	13 Jul 2023	17	4.9448		Quarterly	2,000,000.00	2,000,000.00	2,012,080.00	4,606.12
	LX100657	TCV 0.5 20 Nov 2025 Fixed	20 Nov 2025	20 Nov 2020	20 Nov 2022	20 May 2023	161	0.5000		Semi Annual	3,000,000.00	3,002,850.00	2,793,630.00	6,671.27
	LX106724	CGS 0.25 21 Nov 2025 Fixed	21 Nov 2025	24 Jul 2020	21 Nov 2022	21 May 2023	160	0.2500		Semi Annual	6,000,000.00	2,949,510.00	5,607,600.00	6,629.83
	LX113810	BENAU 0.52 02 Dec 2025 FRN	2 Dec 2025	2 Dec 2020	2 Mar 2023	2 Jun 2023	59	4.1437		Quarterly	6,000,000.00	1,000,870.00	5,961,240.00	40,188.21
	LX113660	MACQ 0.48 09 Dec 2025 FRN	9 Dec 2025	9 Dec 2020	9 Mar 2023	9 Jun 2023	52	4.1161		Quarterly	6,000,000.00	1,000,460.00	5,976,120.00	35,184.20
	LC112508	NTTC 1.1 15 Dec 2025 - Issued 14 September 2021 - Tweed Shire Council Fixed	15 Dec 2025	14 Sep 2021	15 Dec 2022	15 Jun 2023	136	1.1000		Semi Annual	4,000,000.00	4,000,000.00	4,016,400.00	16,439.56
	LX113808	SunBank 0.45 24 Feb 2026 FRN	24 Feb 2026	24 Feb 2021	24 Feb 2023	24 May 2023	65	3.9634		Quarterly	2,700,000.00	999,740.00	2,683,962.00	19,056.90
	LX106589	NPBS 0.63 04 Mar 2026 FRN	4 Mar 2026	4 Mar 2021	6 Mar 2023	5 Jun 2023	55	4.2625		Quarterly	5,000,000.00	2,007,380.00	4,919,650.00	32,114.73
	LX107017	NSWTC 4 20 May 2026 Fixed	20 May 2026	1 Sep 2014	20 Nov 2022	20 May 2023	161	4.0000		Semi Annual	4,000,000.00	2,318,780.00	4,140,720.00	71,160.22
	LX108286	BENAU 0.65 18 Jun 2026 FRN	18 Jun 2026	18 Jun 2021	20 Mar 2023	19 Jun 2023	41	4.3385		Quarterly	3,000,000.00	3,000,000.00	2,970,270.00	14,620.15
	LX110911	ING 0.4 19 Aug 2026 COVEREDFLO	19 Aug 2026	19 Aug 2021	20 Feb 2023	19 May 2023	69	3.8745		Quarterly	1,250,000.00	1,250,000.00	1,242,200.00	9,155.50
	LX112470	SunBank 0.48 15 Sep 2026 FRN	15 Sep 2026	15 Sep 2021	15 Mar 2023	15 Jun 2023	46	4.1383		Quarterly	6,000,000.00	6,000,000.00	5,935,860.00	31,292.35
	LC113659	CGS 0.5 21 Sep 2026 Fixed	21 Sep 2026	21 Sep 2020	21 Mar 2023	21 Sep 2023	40	0.5000		Semi Annual	4,000,000.00	3,980,280.00	3,680,880.00	2,173.91
	LC110996	NTTC 1.5 15 Dec 2026 - Issued 28 July 2021 - LLL Fixed	15 Dec 2026	28 Jul 2021	15 Dec 2022	15 Dec 2023	136	1.5000		Annual	2,000,000.00	2,006,000.00	2,011,180.00	11,178.08
	LX117009	CBA 0.7 14 Jan 2027 FRN	14 Jan 2027	14 Jan 2022	14 Apr 2023	14 Jul 2023	16	4.3543		Quarterly	2,750,000.00	2,750,000.00	2,743,895.00	5,249.02
	LX117013	CBA 2.4 14 Jan 2027 Fixed	14 Jan 2027	14 Jan 2022	16 Jan 2023	14 Jul 2023	104	2.4000		Semi Annual	1,000,000.00	998,600.00	943,670.00	6,972.07
	LC162442	SunBank 4.8 14 Dec 2027 Fixed	14 Dec 2027	14 Dec 2022		14 Jun 2023	137	4.8000		Semi Annual	4,500,000.00	2,017,220.00	4,637,430.00	81,296.70

GL Account Group	Latest Deal Code	Security	WAL / Interim Maturity Date	Issue Date	Prior Coupon Date	Next Coupon Date	Accrual Period (Days)	Coupon Rate	Franking Credit Rate	Coupon Frequency	Face Value Notional	Latest Purchase Consideration	Market Value	Accrued Interest
General											<b>205,418,570.00</b>		205,489,274.74	1,699,256.47
Sewer														
	LC58450	Westpac 1 16 May 2023 1826DAY FRD	16 May 2023	16 May 2018	16 Feb 2023	16 May 2023	73	4.4736		Quarterly	3,000,000.00	3,000,000.00	3,026,841.60	26,841.60
	LC157766	AMP 4.5 23 May 2023 182DAY TD	23 May 2023			23 May 2023	159	4.5000		Maturity	6,000,000.00	6,000,000.00	6,117,616.44	117,616.44
	LC157876	SunBank 4.2 23 May 2023 181DAY TD	23 May 2023			23 May 2023	158	4.2000		Maturity	2,000,000.00	2,000,000.00	2,036,361.64	36,361.64
	LC157882	CCU 4.8 30 May 2023 182DAY TD	30 May 2023			30 May 2023	152	4.8000		Maturity	5,000,000.00	5,000,000.00	5,099,945.20	99,945.21
	LC157901	SunBank 4.25 30 May 2023 187DAY TD	30 May 2023			30 May 2023	157	4.2500		Maturity	6,000,000.00	6,000,000.00	6,109,684.92	109,684.93
	LC106976	ING 0.45 30 May 2023 735DAY TD	30 May 2023	25 May 2021	25 May 2022	25 May 2023	340	0.4500		Annual	2,000,000.00	2,000,000.00	2,008,383.56	8,383.56
	LX159237	SunBank 4.24 13 Jun 2023 180DAY TD	13 Jun 2023			13 Jun 2023	136	4.2400		Maturity	6,000,000.00	6,000,000.00	6,094,790.16	94,790.14
	LC109972	ING 0.52 05 Jul 2023 728DAY TD	5 Jul 2023	7 Jul 2021	7 Jul 2022	5 Jul 2023	297	0.5200		Annual	3,000,000.00	3,000,000.00	3,012,693.69	12,693.70
	LC145741	AUBANK 4.15 14 Jul 2023 395DAY TD	14 Jul 2023			14 Jul 2023	320	4.1500		Maturity	4,000,000.00	4,000,000.00	4,145,534.24	145,534.25
	LC75812	RABO 1.41 15 Aug 2023 1463DAY TD	15 Aug 2023	13 Aug 2019	15 Aug 2022	15 Aug 2023	258	1.4100		Annual	2,000,000.00	2,000,000.00	2,019,933.16	19,933.15
	LC61776	BOQ 3.6 22 Aug 2023 1827DAY TD	22 Aug 2023	21 Aug 2018	22 Aug 2022	22 Aug 2023	251	3.6000		Annual	2,000,000.00	2,000,000.00	2,049,512.32	49,512.33
	LC61903	RABO 3.39 29 Aug 2023 1827DAY TD	29 Aug 2023	28 Aug 2018	29 Aug 2022	29 Aug 2023	244	3.3900		Annual	3,000,000.00	3,000,000.00	3,067,985.76	67,985.75
	LC94722	BOQ 1.05 12 Sep 2023 1098DAY TD	12 Sep 2023	9 Sep 2020	9 Sep 2022	9 Sep 2023	233	1.0500		Annual	6,000,000.00	6,000,000.00	6,040,216.44	40,216.44
	LC154477	Westpac 0.7 19 Sep 2023 364DAY FRD	19 Sep 2023	20 Sep 2022	20 Mar 2023	20 Jun 2023	41	4.3885		Quarterly	3,000,000.00	3,000,000.00	3,014,788.65	14,788.64
	LC154554	Westpac 4.66 26 Sep 2023 364DAY TD	26 Sep 2023	27 Sep 2022	27 Mar 2023	27 Jun 2023	34	4.6600		Quarterly	5,000,000.00	5,000,000.00	5,021,704.10	21,704.11
	LC160374	AUBANK 4.6 17 Oct 2023 271DAY TD	17 Oct 2023			17 Oct 2023	101	4.6000		Maturity	5,000,000.00	5,000,000.00	5,063,643.85	63,643.84
	LC158773	CBA 4.57 12 Dec 2023 368DAY TD	12 Dec 2023	9 Dec 2022	1 Apr 2023	1 Jul 2023	29	4.5700		Quarterly	10,000,000.00	10,000,000.00	10,036,309.60	36,309.59
	LC160852	CUA 4.67 30 Jan 2024 364DAY TD	30 Jan 2024	31 Jan 2023		30 Jan 2024	89	4.6700		Maturity	5,000,000.00	5,000,000.00	5,056,935.60	56,935.62
	LX159226	ING 4.53 06 Feb 2024 418DAY TD	6 Feb 2024	15 Dec 2022		15 Dec 2023	136	4.5300		Annual	6,000,000.00	6,000,000.00	6,101,273.40	101,273.42
	LC162654	DFB 4.95 05 Mar 2024 378DAY TD	5 Mar 2024	21 Feb 2023		21 Feb 2024	68	4.9500		Semi Annual	6,000,000.00	6,000,000.00	6,055,331.52	55,331.51
	LC164093	BOQ 5.05 12 Mar 2024 371DAY TD	12 Mar 2024	7 Mar 2023		12 Mar 2024	54	5.0500		Maturity	5,000,000.00	5,000,000.00	5,037,356.15	37,356.16
	LC164354	Qld Police 4.97 19 Mar 2024 371DAY TD	19 Mar 2024	14 Mar 2023		19 Mar 2024	47	4.9700		Maturity	5,000,000.00	5,000,000.00	5,031,998.65	31,998.63
	LC165345	AMP 4.9 09 Apr 2024 379DAY TD	9 Apr 2024	27 Mar 2023		27 Mar 2024	34	4.9000		Semi Annual	4,000,000.00	4,000,000.00	4,018,257.52	18,257.53
	LC165388	Summerland 5 16 Apr 2024 385DAY TD	16 Apr 2024	28 Mar 2023		16 Apr 2024	33	5.0000		Maturity	2,000,000.00	2,000,000.00	2,009,041.10	9,041.10
	LC86776	BOQ 1.7 23 Apr 2024 1455DAY TD	23 Apr 2024	29 Apr 2020	24 Apr 2023	23 Apr 2024	6	1.7000		Annual	3,000,000.00	3,000,000.00	3,000,838.35	838.36
	LC166346	BOQ 4.75 30 Apr 2024 378DAY TD	30 Apr 2024	18 Apr 2023		30 Apr 2024	12	4.7500		Maturity	5,000,000.00	5,000,000.00	5,007,808.20	7,808.22
	LX154501	JUDO 6.4 26 Sep 2025 Fixed	26 Sep 2025	26 Sep 2022	26 Mar 2023	26 Sep 2023	35	6.4000		Semi Annual	1,000,000.00	998,760.00	1,009,670.00	6,086.96
	LC155695	TMB 1.5 28 Oct 2025 FRN	28 Oct 2025	28 Oct 2022	28 Apr 2023	28 Jul 2023	2	5.1781		Quarterly	5,000,000.00	5,000,000.00	5,003,700.00	1,418.66
											<b>120,000,000.00</b>		121,298,155.82	1,292,291.49
Water														
	LC107585	IMB 0.4 02 May 2023 726DAY TD	2 May 2023	6 May 2021	6 May 2022	2 May 2023	359	0.4000		Annual	1,000,000.00	1,000,000.00	1,003,934.25	3,934.25
	LC158678	DFB 4.3 30 May 2023 175DAY TD	30 May 2023	6 Dec 2022		30 May 2023	145	4.3000		Maturity	2,000,000.00	2,000,000.00	2,034,164.38	34,164.38

GL Account Group	Latest Deal Code	Security	WAL / Interim Maturity Date	Issue Date	Prior Coupon Date	Next Coupon Date	Accrual Period (Days)	Coupon Rate	Franking Credit Rate	Coupon Frequency	Face Value Notional	Latest Purchase Consideration	Market Value	Accrued Interest
Water	LC147696	CBA 4.09 14 Jun 2023 365DAY TD	14 Jun 2023	14 Jun 2022		14 Jun 2023	320	4.0900		Maturity	5,000,000.00	5,000,000.00	5,179,287.65	179,287.67
	LC153650	Westpac 0.7 15 Aug 2023 364DAY FRD	15 Aug 2023	16 Aug 2022	16 Feb 2023	16 May 2023	73	4.1736		Quarterly	2,000,000.00	2,000,000.00	2,016,694.40	16,694.40
	LC61774	RABO 3.39 22 Aug 2023 1827DAY TD	22 Aug 2023	21 Aug 2018	22 Aug 2022	22 Aug 2023	251	3.3900		Annual	2,000,000.00	2,000,000.00	2,046,624.10	46,624.11
	LC153653	Westpac 0.7 22 Aug 2023 364DAY FRD	22 Aug 2023	23 Aug 2022	23 Feb 2023	23 May 2023	66	4.2050		Quarterly	8,000,000.00	8,000,000.00	8,060,828.48	60,828.49
	LC112814	ING 0.41 22 Aug 2023 700DAY TD	22 Aug 2023	21 Sep 2021	21 Sep 2022	22 Aug 2023	221	0.4100		Annual	2,000,000.00	2,000,000.00	2,004,964.94	4,964.93
	LC93121	Westpac 0.81 25 Aug 2023 1095DAY TD	25 Aug 2023	25 Aug 2020	25 Feb 2023	25 May 2023	64	0.8100		Quarterly	2,000,000.00	2,000,000.00	2,002,840.54	2,840.55
	LC112369	ING 0.45 12 Sep 2023 735DAY TD	12 Sep 2023	7 Sep 2021	7 Sep 2022	7 Sep 2023	235	0.4500		Annual	4,000,000.00	4,000,000.00	4,011,589.04	11,589.04
	LC154835	ING 4.5 03 Oct 2023 364DAY TD	3 Oct 2023	4 Oct 2022		3 Oct 2023	208	4.5000		Maturity	3,000,000.00	3,000,000.00	3,076,931.52	76,931.51
	LC163176	NAB 4.67 10 Oct 2023 224DAY TD	10 Oct 2023	28 Feb 2023		10 Oct 2023	61	4.6700		Maturity	5,000,000.00	5,000,000.00	5,039,023.30	39,023.29
	LC100593	Westpac 0.53 23 Jan 2024 1099DAY TD	23 Jan 2024	19 Jan 2021	23 Apr 2023	23 Jul 2023	7	0.5300		Quarterly	2,000,000.00	2,000,000.00	2,000,203.28	203.29
	LC158915	SunBank 4.48 06 Feb 2024 421DAY TD	6 Feb 2024	12 Dec 2022		12 Dec 2023	139	4.4800		Annual	8,000,000.00	8,000,000.00	8,136,486.56	136,486.58
	LC68874	Westpac 2.8 06 Mar 2024 1827DAY FD	6 Mar 2024	6 Mar 2019	6 Mar 2023	6 Jun 2023	55	4.6325		Quarterly	5,000,000.00	5,000,000.00	5,021,095.90	34,902.40
	LC164972	Summerland 5 26 Mar 2024 372DAY TD	26 Mar 2024	20 Mar 2023		26 Mar 2024	41	5.0000		Maturity	2,000,000.00	2,000,000.00	2,011,232.88	11,232.88
	LC165853	ING 4.68 23 Apr 2024 385DAY TD	23 Apr 2024	4 Apr 2023		4 Apr 2024	26	4.6800		Semi Annual	8,000,000.00	8,000,000.00	8,026,669.60	26,669.59
	LC166363	BVIC 4.8 30 Apr 2024 377DAY TD	30 Apr 2024	19 Apr 2023		30 Apr 2024	11	4.8000		Maturity	3,000,000.00	3,000,000.00	3,004,339.74	4,339.73
	LC71921	Westpac 2.35 14 May 2024 1827DAY FD	14 May 2024	14 May 2019	14 Feb 2023	15 May 2023	75	4.3890		Quarterly	1,000,000.00	1,000,000.00	1,004,828.77	9,018.49
	LC112442	AMB 0.71 10 Sep 2024 1097DAY TD	10 Sep 2024	9 Sep 2021	9 Sep 2022	9 Sep 2023	233	0.7100		Annual	5,000,000.00	5,000,000.00	5,022,661.65	22,661.64
	LC105950	Westpac 0.92 29 Apr 2025 1462DAY TD	29 Apr 2025	28 Apr 2021	29 Apr 2023	29 Jul 2023	1	0.9200		Quarterly	3,000,000.00	3,000,000.00	3,000,075.63	75.62
	LC160886	CUA 1.65 09 Feb 2027 FRN	9 Feb 2027	9 Feb 2023		9 May 2023	80	5.1056		Quarterly	2,000,000.00	2,000,000.00	2,033,920.00	22,380.71
											<b>75,000,000.00</b>		<b>75,738,396.61</b>	<b>744,853.55</b>
											<b>400,418,570.00</b>		<b>402,525,827.17</b>	<b>3,736,401.51</b>

Notes:

1. Coupon Rate is the full coupon rate at the next coupon date if that next coupon exists.
2. Accrued Interest is calculated as Current Face Value x Coupon Rate ( Adjusted by Franking Credit Rate ) x ( Days Since Prior Coupon or Issue Date / 365).
3. The accrued interest component of the Market Value does not consider the franking credit rate and is instead based upon market prices.
4. Immaterial differences in Accrued Interest and the accrued interest portion of Market Value may arise because Market Value is calculated using a rounded "price per 100" value.

## 5. Portfolio Valuation As At 30 April 2023

GL Account Group	Security	Security Rating	ISIN	Face Value Original	FI Cap Price/ Unit Price/ Share Price	Unit Count/ Share Count	Accrued Interest Price	Market Value	% Total Value	Running Yield	Weighted Running Yield
General											
At Call Deposit											
	CBA At Call	S&P ST A1+		20,500,000.00	100.000		0.000	<b>20,500,000.00</b>	4.89%	3.70%	
				20,500,000.00				<b>20,500,000.00</b>	4.89%		3.70%
Covered Fixed Bond											
	ING 3 07 Sep 2023 COVEREDFIX	Moody's Aaa	AU3CB0255776	1,518,570.00	99.592		0.440	<b>1,519,055.94</b>	0.36%	3.00%	
				1,518,570.00				<b>1,519,055.94</b>	0.36%		3.00%
Covered Floating Bond											
	BOQ 1.07 14 May 2025 COVEREDFLO	Moody's Aaa	AU3FN0054086	1,200,000.00	100.557		0.000	<b>1,206,684.00</b>	0.29%	4.56%	
	ING 0.4 19 Aug 2026 COVEREDFLO	Moody's Aaa	AU3FN0062527	1,250,000.00	98.644		0.000	<b>1,233,050.00</b>	0.29%	3.87%	
				2,450,000.00				<b>2,439,734.00</b>	0.58%		4.21%
Fixed Rate Bond											
	CGS 0.25 21 Nov 2025 Fixed	Fitch AAA	AU0000095457	6,000,000.00	93.350		0.110	<b>5,607,600.00</b>	1.34%	0.25%	
	CGS 0.5 21 Sep 2026 Fixed	Fitch AAA	AU0000106411	4,000,000.00	91.968		0.054	<b>3,680,880.00</b>	0.88%	0.50%	
	CBA 2.4 14 Jan 2027 Fixed	Moody's Aa3	AU3CB0285740	1,000,000.00	93.664		0.703	<b>943,670.00</b>	0.22%	2.40%	
	NAB 1.65 21 Jan 2025 Fixed	S&P AA-	AU3CB0269892	3,000,000.00	95.851		0.451	<b>2,889,060.00</b>	0.69%	1.60%	
	NTTC 1.1 15 Dec 2024 - Issued 29 Sep 2020 Fixed	Moody's Aa3		2,000,000.00	100.000		0.410	<b>2,008,200.00</b>	0.48%	1.10%	
	NTTC 1.1 15 Dec 2024 Fixed	Moody's Aa3		2,000,000.00	100.000		0.410	<b>2,008,200.00</b>	0.48%	1.10%	
	NTTC 1.1 15 Dec 2025 - Issued 14 September 2021 - Tweed Shire Council Fixed	Moody's Aa3		4,000,000.00	100.000		0.410	<b>4,016,400.00</b>	0.96%	1.10%	
	NTTC 1.5 15 Dec 2026 - Issued 28 July 2021 - LLL Fixed	Moody's Aa3		2,000,000.00	100.000		0.559	<b>2,011,180.00</b>	0.48%	1.50%	
	NSWTC 4 20 May 2026 Fixed	Moody's Aaa	AU3SG0001373	4,000,000.00	101.739		1.779	<b>4,140,720.00</b>	0.99%	3.45%	
	SunBank 4.8 14 Dec 2027 Fixed	S&P A+	AU3CB0294957	4,500,000.00	101.247		1.807	<b>4,637,430.00</b>	1.11%	4.80%	
	TCV 0.5 20 Nov 2025 Fixed	S&P AA	AU3SG0002421	3,000,000.00	92.899		0.222	<b>2,793,630.00</b>	0.67%	0.50%	
	UBS Aust 1.2 30 Jul 2025 Fixed	Moody's Aa3	AU3CB0273407	3,000,000.00	92.653		0.298	<b>2,788,530.00</b>	0.66%	1.19%	
				38,500,000.00				<b>37,525,500.00</b>	8.94%		1.67%
Flexi Deposit (Fix/Float)											
	Westpac 3.1 31 Jul 2023 1826DAY FD	S&P ST A1+		4,000,000.00	100.000		0.000	<b>4,000,000.00</b>	0.95%	4.68%	
	Westpac 0.45 12 Jan 2024 1095DAY FD	S&P ST A1+		6,000,000.00	100.000		0.000	<b>6,000,000.00</b>	1.43%	4.07%	
				10,000,000.00				<b>10,000,000.00</b>	2.38%		4.31%
Floating Rate Deposit											
	IMB 0.4 12 Feb 2024 1098DAY FRD	Moody's ST P-2		2,000,000.00	100.000		0.000	<b>2,000,000.00</b>	0.48%	0.40%	

GL Account Group	Security	Security Rating	ISIN	Face Value Original	FI Cap Price/ Unit Price/ Share Price	Unit Count/ Share Count	Accrued Interest Price	Market Value	% Total Value	Running Yield	Weighted Running Yield
	IMB 0.5 11 Jan 2025 1096DAY FRD	Moody's Baa1		1,000,000.00	100.000		0.000	<b>1,000,000.00</b>	0.24%	4.15%	
	Westpac 0.7 29 Aug 2023 364DAY FRD	S&P ST A1+		2,500,000.00	100.000		0.000	<b>2,500,000.00</b>	0.60%	4.26%	
	Westpac 1 26 Mar 2024 1827DAY FRD	S&P ST A1+		2,000,000.00	100.000		0.000	<b>2,000,000.00</b>	0.48%	4.70%	
				<b>7,500,000.00</b>				<b>7,500,000.00</b>	1.79%		3.33%
Floating Rate Note											
	AMP 0.9 16 Dec 2024 FRN	S&P BBB	AU3FN0065330	3,000,000.00	99.797		0.000	<b>2,993,910.00</b>	0.71%	4.56%	
	ANZ 1.03 06 Dec 2023 FRN	S&P AA-	AU3FN0046231	2,000,000.00	100.382		0.000	<b>2,007,640.00</b>	0.48%	4.66%	
	BOQ 1.03 18 Jul 2024 FRN	Fitch A-	AU3FN0049094	3,000,000.00	100.232		0.000	<b>3,006,960.00</b>	0.72%	4.67%	
	BENAU 0.97 06 Sep 2024 FRN	Moody's A3	AU3FN0050019	2,000,000.00	100.206		0.000	<b>2,004,120.00</b>	0.48%	4.60%	
	BENAU 0.52 02 Dec 2025 FRN	Moody's A3	AU3FN0057634	6,000,000.00	98.684		0.000	<b>5,921,040.00</b>	1.41%	4.14%	
	BENAU 0.65 18 Jun 2026 FRN	Moody's A3	AU3FN0061081	3,000,000.00	98.522		0.000	<b>2,955,660.00</b>	0.70%	4.34%	
	CBA 0.93 16 Aug 2023 FRN	S&P AA-	AU3FN0044046	2,000,000.00	100.152		0.000	<b>2,003,040.00</b>	0.48%	4.37%	
	CBA 0.7 14 Jan 2027 FRN	Moody's Aa3	AU3FN0065579	2,750,000.00	99.587		0.000	<b>2,738,642.50</b>	0.65%	4.35%	
	CUA 1.12 24 Oct 2024 FRN	Moody's Baa1	AU3FN0051033	1,500,000.00	100.172		0.000	<b>1,502,580.00</b>	0.36%	4.80%	
	MACQ 0.8 07 Aug 2024 FRN	S&P A+	AU3FN0049367	3,000,000.00	100.203		0.000	<b>3,006,090.00</b>	0.72%	4.18%	
	MACQ 0.48 09 Dec 2025 FRN	Moody's A2	AU3FN0057709	6,000,000.00	99.016		0.000	<b>5,940,960.00</b>	1.42%	4.12%	
	MYS 0.6 22 Nov 2024 FRN	Moody's Baa2	AU3FN0064705	1,000,000.00	99.520		0.000	<b>995,200.00</b>	0.24%	4.12%	
	MYS 1.3 13 Oct 2025 FRN	Moody's Baa2	AU3FN0072369	2,000,000.00	100.374		0.000	<b>2,007,480.00</b>	0.48%	4.94%	
	NAB 0.92 19 Jun 2024 FRN	S&P AA-	AU3FN0048724	2,000,000.00	100.523		0.000	<b>2,010,460.00</b>	0.48%	4.61%	
	NAB 0.77 21 Jan 2025 FRN	S&P AA-	AU3FN0052510	3,000,000.00	100.431		0.000	<b>3,012,930.00</b>	0.72%	4.45%	
	NPBS 1.12 04 Feb 2025 FRN	S&P BBB	AU3FN0052627	2,000,000.00	99.846		0.000	<b>1,996,920.00</b>	0.48%	4.48%	
	NPBS 0.63 04 Mar 2026 FRN	S&P BBB	AU3FN0058699	5,000,000.00	97.751		0.000	<b>4,887,550.00</b>	1.16%	4.26%	
	SunBank 0.93 22 Aug 2025 FRN	S&P A+	AU3FN0070892	2,000,000.00	100.211		0.000	<b>2,004,220.00</b>	0.48%	4.45%	
	SunBank 0.45 24 Feb 2026 FRN	S&P A+	AU3FN0058343	2,700,000.00	98.700		0.000	<b>2,664,900.00</b>	0.64%	3.96%	
	SunBank 0.48 15 Sep 2026 FRN	S&P A+	AU3FN0062964	6,000,000.00	98.409		0.000	<b>5,904,540.00</b>	1.41%	4.14%	
				<b>59,950,000.00</b>				<b>59,564,842.50</b>	14.20%		4.35%
Term Deposit											
	BVIC 4.6 28 Nov 2023 350DAY TD	S&P ST A2		5,000,000.00	100.000		0.000	<b>5,000,000.00</b>	1.19%	4.60%	
	CBA 3 17 May 2023 365DAY TD	S&P ST A1+		2,000,000.00	100.000		0.000	<b>2,000,000.00</b>	0.48%	3.00%	
	CBA 4.79 17 Oct 2023 232DAY TD	S&P ST A1+		5,000,000.00	100.000		0.000	<b>5,000,000.00</b>	1.19%	4.79%	
	CBA 4.47 07 Nov 2023 330DAY TD	S&P ST A1+		6,000,000.00	100.000		0.000	<b>6,000,000.00</b>	1.43%	4.47%	
	CBA 4.47 14 Nov 2023 337DAY TD	S&P ST A1+		6,000,000.00	100.000		0.000	<b>6,000,000.00</b>	1.43%	4.47%	
	CBA 4.5 21 Nov 2023 343DAY TD	S&P ST A1+		5,000,000.00	100.000		0.000	<b>5,000,000.00</b>	1.19%	4.50%	
	CBA 4.57 12 Dec 2023 368DAY TD	S&P ST A1+		5,000,000.00	100.000		0.000	<b>5,000,000.00</b>	1.19%	4.57%	
	CUA 4.62 23 Jan 2024 363DAY TD	S&P ST A2		5,000,000.00	100.000		0.000	<b>5,000,000.00</b>	1.19%	4.62%	



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	ME Bank 0.5 16 May 2023 734DAY TD	Moody's	ST P-2	5,000,000.00	100.000		0.000	5,000,000.00	1.19%	0.50%	
	NAB 4.09 16 May 2023 175DAY TD	S&P	ST A1+	5,000,000.00	100.000		0.000	5,000,000.00	1.19%	4.09%	
	NAB 4.26 27 Jun 2023 126DAY TD	S&P	ST A1+	6,000,000.00	100.000		0.000	6,000,000.00	1.43%	4.26%	
	NAB 4.37 25 Jul 2023 154DAY TD	S&P	ST A1+	5,000,000.00	100.000		0.000	5,000,000.00	1.19%	4.37%	
	PCUSA 5.02 19 Dec 2023 308DAY TD	Unrated	ST UR	5,000,000.00	100.000		0.000	5,000,000.00	1.19%	5.02%	
	RABO 2.2 11 Jun 2024 1825DAY TD	S&P	A+	1,000,000.00	100.000		0.000	1,000,000.00	0.24%	2.20%	
	RABO 1.59 03 Sep 2024 1827DAY TD	S&P	A+	1,000,000.00	100.000		0.000	1,000,000.00	0.24%	1.59%	
	RURAL 0.5 03 Oct 2023 735DAY TD	Moody's	ST P-2	3,000,000.00	100.000		0.000	3,000,000.00	0.72%	0.50%	
	SunBank 4.18 23 May 2023 186DAY TD	S&P	ST A1	2,000,000.00	100.000		0.000	2,000,000.00	0.48%	4.18%	
	SunBank 4.2 24 May 2023 182DAY TD	S&P	ST A1	2,000,000.00	100.000		0.000	2,000,000.00	0.48%	4.20%	
	SunBank 4.45 12 Dec 2023 365DAY TD	S&P	ST A1	5,000,000.00	100.000		0.000	5,000,000.00	1.19%	4.45%	
	Westpac 3.92 15 Aug 2023 364DAY TD	S&P	ST A1+	2,000,000.00	100.000		0.000	2,000,000.00	0.48%	3.92%	
	Westpac 4.13 22 Aug 2023 364DAY TD	S&P	ST A1+	2,000,000.00	100.000		0.000	2,000,000.00	0.48%	4.13%	
	Westpac 4.16 29 Aug 2023 364DAY TD	S&P	ST A1+	2,500,000.00	100.000		0.000	2,500,000.00	0.60%	4.16%	
				85,500,000.00				85,500,000.00	20.38%		3.99%
				225,918,570.00				224,549,132.44	53.52%		3.65%
Sewer											
	Fixed Rate Bond										
	JUDO 6.4 26 Sep 2025 Fixed	S&P	BBB-	AU3CB0292480	1,000,000.00	100.358	0.609	1,009,670.00	0.24%	6.41%	
					1,000,000.00			1,009,670.00	0.24%		6.41%
	Floating Rate Deposit										
	Westpac 1 16 May 2023 1826DAY FRD	S&P	ST A1+		3,000,000.00	100.000	0.000	3,000,000.00	0.72%	4.47%	
	Westpac 0.7 19 Sep 2023 364DAY FRD	S&P	ST A1+		3,000,000.00	100.000	0.000	3,000,000.00	0.72%	4.39%	
					6,000,000.00			6,000,000.00	1.43%		4.43%
	Floating Rate Note										
	TMB 1.5 28 Oct 2025 FRN	Moody's	Baa1	AU3FN0072740	5,000,000.00	100.046	0.000	5,002,300.00	1.19%	5.18%	
					5,000,000.00			5,002,300.00	1.19%		5.18%
	Term Deposit										
	AMP 4.5 23 May 2023 182DAY TD	S&P	ST A2		6,000,000.00	100.000	0.000	6,000,000.00	1.43%	4.50%	
	AMP 4.9 09 Apr 2024 379DAY TD	S&P	ST A2		4,000,000.00	100.000	0.000	4,000,000.00	0.95%	4.90%	
	AUBANK 4.15 14 Jul 2023 395DAY TD	S&P	ST A2		4,000,000.00	100.000	0.000	4,000,000.00	0.95%	4.15%	
	AUBANK 4.6 17 Oct 2023 271DAY TD	S&P	ST A2		5,000,000.00	100.000	0.000	5,000,000.00	1.19%	4.60%	
	BOQ 3.6 22 Aug 2023 1827DAY TD	Moody's	ST P-2		2,000,000.00	100.000	0.000	2,000,000.00	0.48%	3.60%	
	BOQ 1.05 12 Sep 2023 1098DAY TD	Moody's	ST P-2		6,000,000.00	100.000	0.000	6,000,000.00	1.43%	1.05%	
	BOQ 5.05 12 Mar 2024 371DAY TD	Moody's	ST P-2		5,000,000.00	100.000	0.000	5,000,000.00	1.19%	5.05%	

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	BOQ 1.7 23 Apr 2024 1455DAY TD	Moody's ST P-2		3,000,000.00	100.000		0.000	3,000,000.00	0.72%	1.70%	
	BOQ 4.75 30 Apr 2024 378DAY TD	Moody's A3		5,000,000.00	100.000		0.000	5,000,000.00	1.19%	4.75%	
	CCU 4.8 30 May 2023 182DAY TD	Moody's ST P-3		5,000,000.00	100.000		0.000	5,000,000.00	1.19%	4.80%	
	CBA 4.57 12 Dec 2023 368DAY TD	S&P ST A1+		10,000,000.00	100.000		0.000	10,000,000.00	2.38%	4.57%	
	CUA 4.67 30 Jan 2024 364DAY TD	S&P ST A2		5,000,000.00	100.000		0.000	5,000,000.00	1.19%	4.67%	
	DFB 4.95 05 Mar 2024 378DAY TD	S&P ST A2		6,000,000.00	100.000		0.000	6,000,000.00	1.43%	4.95%	
	ING 0.45 30 May 2023 735DAY TD	S&P ST A1		2,000,000.00	100.000		0.000	2,000,000.00	0.48%	0.45%	
	ING 0.52 05 Jul 2023 728DAY TD	S&P ST A1		3,000,000.00	100.000		0.000	3,000,000.00	0.72%	0.52%	
	ING 4.53 06 Feb 2024 418DAY TD	S&P ST A1		6,000,000.00	100.000		0.000	6,000,000.00	1.43%	4.53%	
	Qld Police 4.97 19 Mar 2024 371DAY TD	S&P ST A3		5,000,000.00	100.000		0.000	5,000,000.00	1.19%	4.97%	
	RABO 1.41 15 Aug 2023 1463DAY TD	S&P ST A1		2,000,000.00	100.000		0.000	2,000,000.00	0.48%	1.41%	
	RABO 3.39 29 Aug 2023 1827DAY TD	S&P ST A1		3,000,000.00	100.000		0.000	3,000,000.00	0.72%	3.39%	
	Summerland 5 16 Apr 2024 385DAY TD	Unrated ST UR		2,000,000.00	100.000		0.000	2,000,000.00	0.48%	5.00%	
	SunBank 4.2 23 May 2023 181DAY TD	S&P ST A1		2,000,000.00	100.000		0.000	2,000,000.00	0.48%	4.20%	
	SunBank 4.25 30 May 2023 187DAY TD	S&P ST A1		6,000,000.00	100.000		0.000	6,000,000.00	1.43%	4.25%	
	SunBank 4.24 13 Jun 2023 180DAY TD	S&P ST A1		6,000,000.00	100.000		0.000	6,000,000.00	1.43%	4.24%	
	Westpac 4.66 26 Sep 2023 364DAY TD	S&P ST A1+		5,000,000.00	100.000		0.000	5,000,000.00	1.19%	4.66%	
				108,000,000.00				108,000,000.00	25.74%		4.04%
				120,000,000.00				120,011,970.00	28.60%		4.13%
Water											
	Flexi Deposit (Fix/Float)										
	Westpac 2.8 06 Mar 2024 1827DAY FD	S&P ST A1+		5,000,000.00	100.000		0.000	5,000,000.00	1.19%	4.63%	
	Westpac 2.35 14 May 2024 1827DAY FD	S&P AA-		1,000,000.00	100.000		0.000	1,000,000.00	0.24%	4.39%	
				6,000,000.00				6,000,000.00	1.43%		4.59%
	Floating Rate Deposit										
	Westpac 0.7 15 Aug 2023 364DAY FRD	S&P ST A1+		2,000,000.00	100.000		0.000	2,000,000.00	0.48%	4.17%	
	Westpac 0.7 22 Aug 2023 364DAY FRD	S&P ST A1+		8,000,000.00	100.000		0.000	8,000,000.00	1.91%	4.21%	
				10,000,000.00				10,000,000.00	2.38%		4.20%
	Floating Rate Note										
	CUA 1.65 09 Feb 2027 FRN	Moody's Baa1	AU3FN0074787	2,000,000.00	100.577		0.000	2,011,540.00	0.48%	5.11%	
				2,000,000.00				2,011,540.00	0.48%		5.11%
	Term Deposit										
	AMB 0.71 10 Sep 2024 1097DAY TD	Moody's Baa1		5,000,000.00	100.000		0.000	5,000,000.00	1.19%	0.71%	
	BVIC 4.8 30 Apr 2024 377DAY TD	S&P BBB		3,000,000.00	100.000		0.000	3,000,000.00	0.72%	4.80%	

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	CBA 4.09 14 Jun 2023 365DAY TD	S&P ST A1+		5,000,000.00	100.000		0.000	<b>5,000,000.00</b>	1.19%	4.09%	
	DFB 4.3 30 May 2023 175DAY TD	S&P ST A2		2,000,000.00	100.000		0.000	<b>2,000,000.00</b>	0.48%	4.30%	
	IMB 0.4 02 May 2023 726DAY TD	Moody's ST P-2		1,000,000.00	100.000		0.000	<b>1,000,000.00</b>	0.24%	0.40%	
	ING 0.41 22 Aug 2023 700DAY TD	S&P ST A1		2,000,000.00	100.000		0.000	<b>2,000,000.00</b>	0.48%	0.41%	
	ING 0.45 12 Sep 2023 735DAY TD	S&P ST A1		4,000,000.00	100.000		0.000	<b>4,000,000.00</b>	0.95%	0.45%	
	ING 4.5 03 Oct 2023 364DAY TD	S&P ST A1		3,000,000.00	100.000		0.000	<b>3,000,000.00</b>	0.72%	4.50%	
	ING 4.68 23 Apr 2024 385DAY TD	S&P ST A1		8,000,000.00	100.000		0.000	<b>8,000,000.00</b>	1.91%	4.68%	
	NAB 4.67 10 Oct 2023 224DAY TD	S&P ST A1+		5,000,000.00	100.000		0.000	<b>5,000,000.00</b>	1.19%	4.67%	
	RABO 3.39 22 Aug 2023 1827DAY TD	S&P ST A1		2,000,000.00	100.000		0.000	<b>2,000,000.00</b>	0.48%	3.39%	
	Summerland 5 26 Mar 2024 372DAY TD	Unrated ST UR		2,000,000.00	100.000		0.000	<b>2,000,000.00</b>	0.48%	5.00%	
	SunBank 4.48 06 Feb 2024 421DAY TD	S&P ST A1		8,000,000.00	100.000		0.000	<b>8,000,000.00</b>	1.91%	4.48%	
	Westpac 0.81 25 Aug 2023 1095DAY TD	S&P ST A1+		2,000,000.00	100.000		0.000	<b>2,000,000.00</b>	0.48%	0.81%	
	Westpac 0.53 23 Jan 2024 1099DAY TD	S&P ST A1+		2,000,000.00	100.000		0.000	<b>2,000,000.00</b>	0.48%	0.53%	
	Westpac 0.92 29 Apr 2025 1462DAY TD	S&P AA-		3,000,000.00	100.000		0.000	<b>3,000,000.00</b>	0.72%	0.92%	
				57,000,000.00				<b>57,000,000.00</b>	13.59%		3.20%
				75,000,000.00				<b>75,011,540.00</b>	17.88%		3.49%
Total Portfolio				420,918,570.00				<b>419,572,642.44</b>	100.00%		3.76%

## 6. Portfolio Valuation By Categories As At 30 April 2023

Short Term Issuer/Security Rating Group	Market Value	% Total Value
N/R	9,000,000.00	2.15%
A3	10,000,000.00	2.38%
A2	69,000,000.00	16.45%
A1	66,000,000.00	15.73%
A1+	136,500,000.00	32.53%
<b>Portfolio Total</b>	<b>290,500,000.00</b>	<b>69.24%</b>

Market Value by Security Rating Group (Short Term)



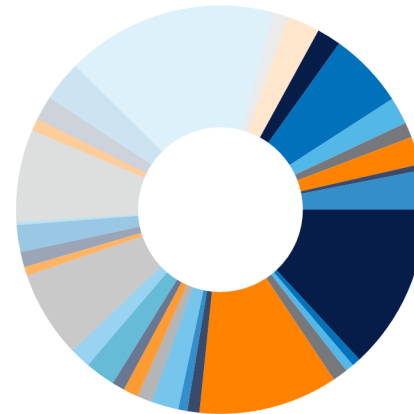
Long Term Issuer/Security Rating Group	Market Value	% Total Value
BBB+ to BBB-	31,407,150.00	7.49%
A+ to A-	45,045,920.00	10.74%
AA+ to AA-	35,231,582.50	8.40%
AAA	17,387,989.94	4.14%
<b>Portfolio Total</b>	<b>129,072,642.44</b>	<b>30.76%</b>

Market Value by Security Rating Group (Long Term)



Issuer	Market Value	% Total Value
AMP Bank Ltd	12,993,910.00	3.10%
ANZ Banking Group Ltd	2,007,640.00	0.48%
Australian Commonwealth Government	9,288,480.00	2.21%
Australian Military Bank Limited	5,000,000.00	1.19%
Australian Unity Bank	9,000,000.00	2.15%
Bank of Queensland Ltd	25,213,644.00	6.01%
BankVic	8,000,000.00	1.91%
Bendigo & Adelaide Bank Ltd	10,880,820.00	2.59%
Coastline Credit Union Ltd	5,000,000.00	1.19%
Commonwealth Bank of Australia Ltd	70,185,352.50	16.73%
Credit Union Australia Ltd t/as Great Southern Bank	13,514,120.00	3.22%
Defence Bank Ltd	8,000,000.00	1.91%
IMB Ltd	4,000,000.00	0.95%
ING Bank Australia Limited	30,752,105.94	7.33%
Judo Bank	1,009,670.00	0.24%
Macquarie Bank	8,947,050.00	2.13%
ME Bank - a division of Bank of Queensland Ltd	5,000,000.00	1.19%
MyState Bank Ltd	3,002,680.00	0.72%
National Australia Bank Ltd	28,912,450.00	6.89%
Newcastle Greater Mutual Group Ltd	6,884,470.00	1.64%
Northern Territory Treasury Corporation	10,043,980.00	2.39%
NSW Treasury Corporation	4,140,720.00	0.99%
Police Credit Union	5,000,000.00	1.19%
QPCU LTD t/a QBANK	5,000,000.00	1.19%
Rabobank Australia Ltd	9,000,000.00	2.15%
Rural Bank Ltd	3,000,000.00	0.72%
Summerland Credit Union Ltd	4,000,000.00	0.95%
Suncorp-Metway Ltd	46,211,090.00	11.01%
Teachers Mutual Bank Ltd	5,002,300.00	1.19%
Treasury Corporation of Victoria	2,793,630.00	0.67%
UBS Australia Ltd	2,788,530.00	0.66%
Westpac Banking Corporation Ltd	55,000,000.00	13.11%
<b>Portfolio Total</b>	<b>419,572,642.44</b>	<b>100.00%</b>

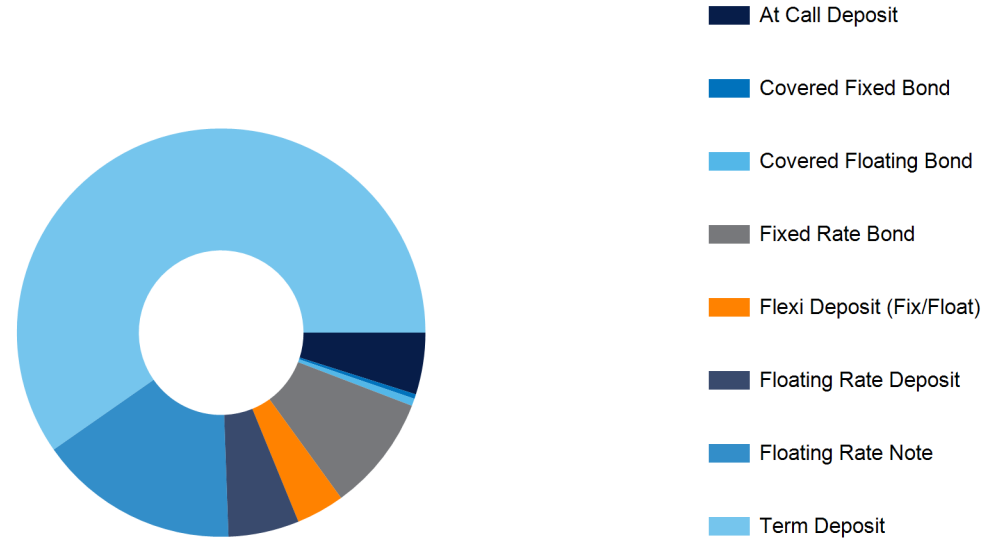
### Market Value by Issuer



- AMP Bank Ltd
- ANZ Banking Group Ltd
- Australian Commonwealth Government
- Australian Military Bank Limited
- Australian Unity Bank
- Bank of Queensland Ltd
- BankVic
- Bendigo & Adelaide Bank Ltd
- Coastline Credit Union Ltd
- Commonwealth Bank of Australia Ltd
- Credit Union Australia Ltd t/as Great Southern Bank
- Defence Bank Ltd
- IMB Ltd
- ING Bank Australia Limited
- Judo Bank
- Macquarie Bank
- ME Bank - a division of Bank of Queensland Ltd
- MyState Bank Ltd
- National Australia Bank Ltd
- Newcastle Greater Mutual Group Ltd
- Northern Territory Treasury Corporation
- NSW Treasury Corporation
- Police Credit Union
- QPCU LTD t/a QBANK
- Rabobank Australia Ltd
- Rural Bank Ltd
- Summerland Credit Union Ltd
- Suncorp-Metway Ltd
- Teachers Mutual Bank Ltd
- Treasury Corporation of Victoria
- UBS Australia Ltd
- Westpac Banking Corporation Ltd

Security Type	Market Value	% Total Value
At Call Deposit	20,500,000.00	4.89%
Covered Fixed Bond	1,519,055.94	0.36%
Covered Floating Bond	2,439,734.00	0.58%
Fixed Rate Bond	38,535,170.00	9.18%
Flexi Deposit (Fix/Float)	16,000,000.00	3.81%
Floating Rate Deposit	23,500,000.00	5.60%
Floating Rate Note	66,578,682.50	15.87%
Term Deposit	250,500,000.00	59.70%
<b>Portfolio Total</b>	<b>419,572,642.44</b>	<b>100.00%</b>

### Market Value by Security Type





Term Remaining	Market Value	% Total Value
0 to < 1 Year	296,029,735.94	70.56%
1 to < 3 Years	93,285,594.00	22.23%
3 to < 5 Years	30,257,312.50	7.21%
Portfolio Total	419,572,642.44	100.00%

Note: Term Remaining is calculated using a weighted average life date (WAL) where appropriate and available otherwise the interim (initial) maturity date is used.

### Market Value by Term Remaining



## 7. Performance Statistics For Period Ending 30 April 2023

Trading Book	1 Month	3 Month	12 Month	Since Inception
Tweed Shire Council				
Portfolio Return (1)	0.32%	0.95%	2.35%	2.65%
Performance Index (2)	0.30%	0.83%	2.37%	1.64%
Excess Performance (3)	0.02%	0.12%	-0.02%	1.01%

Notes

- 1 Portfolio performance is the rate of return of the portfolio over the specified period
- 2 The Performance Index is the Bloomberg AusBond Bank Bill Index (Bloomberg Page BAUBIL)
- 3 Excess performance is the rate of return of the portfolio in excess of the Performance Index

Trading Book	Weighted Average Running Yield
Tweed Shire Council	3.76

## 9. Realised Gains (Losses) - Fixed Interest Dealing For 1 April 2023 to 30 April 2023

No realised gains or losses from fixed interest dealing to report for entered period.

## **9b. Realised Gains (Losses) - Share Dealing For 1 April 2023 to 30 April 2023**

No realised gains or losses from share dealing to report for entered period.

## 10. Realised Gains (Losses) - Principal Repayments For 1 April 2023 to 30 April 2023

No realised gains or losses from principal repayments to report for entered period.

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Total Realised Gains (Losses)

Fixed Interest Dealing	Principal Repayments	Total	Notes (1) The Acquisition Gross Price includes any accrued interest included in the purchase price.
		0.00	

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## 11. Unrealised FI Capital Gains (Losses) As At 30 April 2023

GL Account Group	Security	Acquisition Deal	Acquisition Date	Acquisition Yield/ Interest Rate	Acquisition Face Value Original	Balance Face Value Original	Bond Factor Current	Balance Face Value Current	Acquisition Capital Price	Acquisition Capital Consideration	Current Capital Price	CCP For Discount Securities	Current Capital Consideration	Current Capital Adjusted	Unrealised Capital Gain (Loss)
General															
AMP 0.9 16 Dec 2024 FRN															
		LX116509	9 Dec 2021	0.900000	3,000,000.00	3,000,000.00	1.00000000	3,000,000.00	100.000	3,000,000.00	99.797000	99.797000	2,993,910.00	2,993,910.00	<b>(6,090.00)</b>
						3,000,000.00		3,000,000.00	100.000	3,000,000.00			2,993,910.00	2,993,910.00	<b>(6,090.00)</b>
ANZ 1.03 06 Dec 2023 FRN															
		LX65310	27 Nov 2018	1.030000	2,000,000.00	2,000,000.00	1.00000000	2,000,000.00	100.000	2,000,000.00	100.382000	100.382000	2,007,640.00	2,007,640.00	<b>7,640.00</b>
						2,000,000.00		2,000,000.00	100.000	2,000,000.00			2,007,640.00	2,007,640.00	<b>7,640.00</b>
BENAU 0.52 02 Dec 2025 FRN															
		LX108023	15 Jun 2021	0.530100	2,500,000.00	2,500,000.00	1.00000000	2,500,000.00	99.958	2,498,950.00	98.684000	98.684000	2,467,100.00	2,467,100.00	<b>(31,850.00)</b>
		LX113661	8 Oct 2021	0.505100	2,500,000.00	2,500,000.00	1.00000000	2,500,000.00	100.060	2,501,500.00	98.684000	98.684000	2,467,100.00	2,467,100.00	<b>(34,400.00)</b>
		LX113810	13 Oct 2021	0.515107	1,000,000.00	1,000,000.00	1.00000000	1,000,000.00	100.020	1,000,200.00	98.684000	98.684000	986,840.00	986,840.00	<b>(13,360.00)</b>
						6,000,000.00		6,000,000.00	100.011	6,000,650.00			5,921,040.00	5,921,040.00	<b>(79,610.00)</b>
BENAU 0.65 18 Jun 2026 FRN															
		LX108286	10 Jun 2021	0.650000	3,000,000.00	3,000,000.00	1.00000000	3,000,000.00	100.000	3,000,000.00	98.522000	98.522000	2,955,660.00	2,955,660.00	<b>(44,340.00)</b>
						3,000,000.00		3,000,000.00	100.000	3,000,000.00			2,955,660.00	2,955,660.00	<b>(44,340.00)</b>
BENAU 0.97 06 Sep 2024 FRN															
		LX76373	28 Aug 2019	0.970000	2,000,000.00	2,000,000.00	1.00000000	2,000,000.00	100.000	2,000,000.00	100.206000	100.206000	2,004,120.00	2,004,120.00	<b>4,120.00</b>
						2,000,000.00		2,000,000.00	100.000	2,000,000.00			2,004,120.00	2,004,120.00	<b>4,120.00</b>
BOQ 1.03 18 Jul 2024 FRN															
		LX75403	7 Aug 2019	0.954700	4,000,000.00	3,000,000.00	1.00000000	3,000,000.00	100.359	3,010,770.00	100.232000	100.232000	3,006,960.00	3,006,960.00	<b>(3,810.00)</b>
						3,000,000.00		3,000,000.00	100.359	3,010,770.00			3,006,960.00	3,006,960.00	<b>(3,810.00)</b>
BOQ 1.07 14 May 2025 COVERDFLO															
		LX87707	7 May 2020	1.070000	1,200,000.00	1,200,000.00	1.00000000	1,200,000.00	100.000	1,200,000.00	100.557000	100.557000	1,206,684.00	1,206,684.00	<b>6,684.00</b>
						1,200,000.00		1,200,000.00	100.000	1,200,000.00			1,206,684.00	1,206,684.00	<b>6,684.00</b>
CBA 0.7 14 Jan 2027 FRN															
		LX117009	11 Jan 2022	0.700000	2,750,000.00	2,750,000.00	1.00000000	2,750,000.00	100.000	2,750,000.00	99.587000	99.587000	2,738,642.50	2,738,642.50	<b>(11,357.50)</b>
						2,750,000.00		2,750,000.00	100.000	2,750,000.00			2,738,642.50	2,738,642.50	<b>(11,357.50)</b>
CBA 0.93 16 Aug 2023 FRN															
		LX70906	23 Apr 2019	0.760800	2,000,000.00	2,000,000.00	1.00000000	2,000,000.00	100.700	2,014,000.00	100.152000	100.152000	2,003,040.00	2,003,040.00	<b>(10,960.00)</b>
						2,000,000.00		2,000,000.00	100.700	2,014,000.00			2,003,040.00	2,003,040.00	<b>(10,960.00)</b>
CBA 2.4 14 Jan 2027 Fixed															
		LX117013	11 Jan 2022	2.430000	1,000,000.00	1,000,000.00	1.00000000	1,000,000.00	99.860	998,600.00	93.664000	93.664000	936,640.00	936,640.00	<b>(61,960.00)</b>
						1,000,000.00		1,000,000.00	99.860	998,600.00			936,640.00	936,640.00	<b>(61,960.00)</b>



GL Account Group	Security	Acquisition Deal	Acquisition Date	Acquisition Yield/ Interest Rate	Acquisition Face Value Original	Balance Face Value Original	Bond Factor Current	Balance Face Value Current	Acquisition Capital Price	Acquisition Capital Consideration	Current Capital Price	CCP For Discount Securities	Current Capital Consideration	Current Capital Consideration Adjusted	Unrealised Capital Gain (Loss)
General	CGS 0.25 21 Nov 2025 Fixed														
		LX100368	12 Jan 2021	0.382500	3,000,000.00	3,000,000.00	1.00000000	3,000,000.00	99.364	2,980,920.00	93.350000	93.350000	2,800,500.00	2,800,500.00	(180,420.00)
		LX106724	19 May 2021	0.629900	3,000,000.00	3,000,000.00	1.00000000	3,000,000.00	98.317	2,949,510.00	93.350000	93.350000	2,800,500.00	2,800,500.00	(149,010.00)
						<u>6,000,000.00</u>		<u>6,000,000.00</u>	<u>98.841</u>	<u>5,930,430.00</u>			<u>5,601,000.00</u>	<u>5,601,000.00</u>	<u>(329,430.00)</u>
	CGS 0.5 21 Sep 2026 Fixed														
		LC113659	16 Sep 2021	0.600200	4,000,000.00	4,000,000.00	1.00000000	4,000,000.00	99.467	3,978,680.00	91.968000	91.968000	3,678,720.00	3,678,720.00	(299,960.00)
						<u>4,000,000.00</u>		<u>4,000,000.00</u>	<u>99.467</u>	<u>3,978,680.00</u>			<u>3,678,720.00</u>	<u>3,678,720.00</u>	<u>(299,960.00)</u>
	CUA 1.12 24 Oct 2024 FRN														
		LX78188	10 Oct 2019	1.119900	1,500,000.00	1,500,000.00	1.00000000	1,500,000.00	100.000	1,500,000.00	100.172000	100.172000	1,502,580.00	1,502,580.00	2,580.00
						<u>1,500,000.00</u>		<u>1,500,000.00</u>	<u>100.000</u>	<u>1,500,000.00</u>			<u>1,502,580.00</u>	<u>1,502,580.00</u>	<u>2,580.00</u>
	ING 0.4 19 Aug 2026 COVEREDFLO														
		LX110911	11 Aug 2021	0.400000	1,250,000.00	1,250,000.00	1.00000000	1,250,000.00	100.000	1,250,000.00	98.644000	98.644000	1,233,050.00	1,233,050.00	(16,950.00)
						<u>1,250,000.00</u>		<u>1,250,000.00</u>	<u>100.000</u>	<u>1,250,000.00</u>			<u>1,233,050.00</u>	<u>1,233,050.00</u>	<u>(16,950.00)</u>
	ING 3 07 Sep 2023 COVEREDFIX														
		LX61806	17 Aug 2018	3.000000	1,518,570.00	1,518,570.00	1.00000000	1,518,570.00	100.000	1,518,570.00	99.592000	99.592000	1,512,374.23	1,512,374.23	(6,195.77)
						<u>1,518,570.00</u>		<u>1,518,570.00</u>	<u>100.000</u>	<u>1,518,570.00</u>			<u>1,512,374.23</u>	<u>1,512,374.23</u>	<u>(6,195.77)</u>
	MACQ 0.48 09 Dec 2025 FRN														
		LX98175	3 Dec 2020	0.480000	3,000,000.00	3,000,000.00	1.00000000	3,000,000.00	100.000	3,000,000.00	99.016000	99.016000	2,970,480.00	2,970,480.00	(29,520.00)
		LX102105	8 Feb 2021	0.480200	2,000,000.00	2,000,000.00	1.00000000	2,000,000.00	100.000	2,000,000.00	99.016000	99.016000	1,980,320.00	1,980,320.00	(19,680.00)
		LX113660	8 Oct 2021	0.480000	1,000,000.00	1,000,000.00	1.00000000	1,000,000.00	100.000	1,000,000.00	99.016000	99.016000	990,160.00	990,160.00	(9,840.00)
						<u>6,000,000.00</u>		<u>6,000,000.00</u>	<u>100.000</u>	<u>6,000,000.00</u>			<u>5,940,960.00</u>	<u>5,940,960.00</u>	<u>(59,040.00)</u>
	MACQ 0.8 07 Aug 2024 FRN														
		LX75263	31 Jul 2019	0.799900	3,000,000.00	3,000,000.00	1.00000000	3,000,000.00	100.000	3,000,000.00	100.203000	100.203000	3,006,090.00	3,006,090.00	6,090.00
						<u>3,000,000.00</u>		<u>3,000,000.00</u>	<u>100.000</u>	<u>3,000,000.00</u>			<u>3,006,090.00</u>	<u>3,006,090.00</u>	<u>6,090.00</u>
	MYS 0.6 22 Nov 2024 FRN														
		LC114917	10 Nov 2021	0.600000	1,000,000.00	1,000,000.00	1.00000000	1,000,000.00	100.000	1,000,000.00	99.520000	99.520000	995,200.00	995,200.00	(4,800.00)
						<u>1,000,000.00</u>		<u>1,000,000.00</u>	<u>100.000</u>	<u>1,000,000.00</u>			<u>995,200.00</u>	<u>995,200.00</u>	<u>(4,800.00)</u>
	MYS 1.3 13 Oct 2025 FRN														
		LC155056	6 Oct 2022	1.300000	2,000,000.00	2,000,000.00	1.00000000	2,000,000.00	100.000	2,000,000.00	100.374000	100.374000	2,007,480.00	2,007,480.00	7,480.00
						<u>2,000,000.00</u>		<u>2,000,000.00</u>	<u>100.000</u>	<u>2,000,000.00</u>			<u>2,007,480.00</u>	<u>2,007,480.00</u>	<u>7,480.00</u>
	NAB 0.77 21 Jan 2025 FRN														
		LX82095	13 Jan 2020	0.770000	3,000,000.00	3,000,000.00	1.00000000	3,000,000.00	100.000	3,000,000.00	100.431000	100.431000	3,012,930.00	3,012,930.00	12,930.00
						<u>3,000,000.00</u>		<u>3,000,000.00</u>	<u>100.000</u>	<u>3,000,000.00</u>			<u>3,012,930.00</u>	<u>3,012,930.00</u>	<u>12,930.00</u>

GL Account Group	Security	Acquisition Deal	Acquisition Date	Acquisition Yield/ Interest Rate	Acquisition Face Value Original	Balance Face Value Original	Bond Factor Current	Balance Face Value Current	Acquisition Capital Price	Acquisition Capital Consideration	Current Capital Price	CCP For Discount Securities	Current Capital Consideration	Current Capital Consideration Adjusted	Unrealised Capital Gain (Loss)
General	NAB 0.92 19 Jun 2024 FRN														
		LX73520	12 Jun 2019	0.920100	2,000,000.00	2,000,000.00	1.00000000	2,000,000.00	100.000	2,000,000.00	100.523000	100.523000	2,010,460.00	2,010,460.00	10,460.00
						2,000,000.00		2,000,000.00	100.000	2,000,000.00			2,010,460.00	2,010,460.00	10,460.00
	NAB 1.65 21 Jan 2025 Fixed														
		LX108027	15 Jun 2021	0.730100	3,000,000.00	3,000,000.00	1.00000000	3,000,000.00	103.257	3,097,710.00	95.851000	95.851000	2,875,530.00	2,875,530.00	(222,180.00)
						3,000,000.00		3,000,000.00	103.257	3,097,710.00			2,875,530.00	2,875,530.00	(222,180.00)
	NPBS 0.63 04 Mar 2026 FRN														
		LX103152	25 Feb 2021	0.630000	3,000,000.00	3,000,000.00	1.00000000	3,000,000.00	100.000	3,000,000.00	97.751000	97.751000	2,932,530.00	2,932,530.00	(67,470.00)
		LX106589	12 May 2021	0.579800	2,000,000.00	2,000,000.00	1.00000000	2,000,000.00	100.233	2,004,660.00	97.751000	97.751000	1,955,020.00	1,955,020.00	(49,640.00)
						5,000,000.00		5,000,000.00	100.093	5,004,660.00			4,887,550.00	4,887,550.00	(117,110.00)
	NPBS 1.12 04 Feb 2025 FRN														
		LX83074	4 Feb 2020	1.120000	2,000,000.00	2,000,000.00	1.00000000	2,000,000.00	100.000	2,000,000.00	99.846000	99.846000	1,996,920.00	1,996,920.00	(3,080.00)
						2,000,000.00		2,000,000.00	100.000	2,000,000.00			1,996,920.00	1,996,920.00	(3,080.00)
	NSWTC 4 20 May 2026 Fixed														
		LX107015	25 May 2021	0.755000	2,000,000.00	2,000,000.00	1.00000000	2,000,000.00	115.825	2,316,500.00	101.739000	101.739000	2,034,780.00	2,034,780.00	(281,720.00)
		LX107017	26 May 2021	0.749900	2,000,000.00	2,000,000.00	1.00000000	2,000,000.00	115.852	2,317,040.00	101.739000	101.739000	2,034,780.00	2,034,780.00	(282,260.00)
						4,000,000.00		4,000,000.00	115.839	4,633,540.00			4,069,560.00	4,069,560.00	(563,980.00)
	NTTC 1.1 15 Dec 2024 - Issued 29 Sep 2020 Fixed														
		LC95012	24 Sep 2020	1.100000	2,000,000.00	2,000,000.00	1.00000000	2,000,000.00	100.000	2,000,000.00	100.000000	100.000000	2,000,000.00	2,000,000.00	0.00
						2,000,000.00		2,000,000.00	100.000	2,000,000.00			2,000,000.00	2,000,000.00	0.00
	NTTC 1.1 15 Dec 2024 Fixed														
		LC110994	17 Aug 2021	1.100000	2,000,000.00	2,000,000.00	1.00000000	2,000,000.00	99.999	1,999,980.00	100.000000	100.000000	2,000,000.00	2,000,000.00	20.00
						2,000,000.00		2,000,000.00	99.999	1,999,980.00			2,000,000.00	2,000,000.00	20.00
	NTTC 1.1 15 Dec 2025 - Issued 14 September 2021 - Tweed Shire Council Fixed														
		LC112508	9 Sep 2021	1.100000	4,000,000.00	4,000,000.00	1.00000000	4,000,000.00	100.000	4,000,000.00	100.000000	100.000000	4,000,000.00	4,000,000.00	0.00
						4,000,000.00		4,000,000.00	100.000	4,000,000.00			4,000,000.00	4,000,000.00	0.00
	NTTC 1.5 15 Dec 2026 - Issued 28 July 2021 - LLL Fixed														
		LC110996	17 Aug 2021	1.499600	2,000,000.00	2,000,000.00	1.00000000	2,000,000.00	100.000	2,000,000.00	100.000000	100.000000	2,000,000.00	2,000,000.00	0.00
						2,000,000.00		2,000,000.00	100.000	2,000,000.00			2,000,000.00	2,000,000.00	0.00
	SunBank 0.45 24 Feb 2026 FRN														
		LX102494	17 Feb 2021	0.450000	1,700,000.00	1,700,000.00	1.00000000	1,700,000.00	100.000	1,700,000.00	98.700000	98.700000	1,677,900.00	1,677,900.00	(22,100.00)
		LX113808	13 Oct 2021	0.472900	1,000,000.00	1,000,000.00	1.00000000	1,000,000.00	99.905	999,050.00	98.700000	98.700000	987,000.00	987,000.00	(12,050.00)
						2,700,000.00		2,700,000.00	99.965	2,699,050.00			2,664,900.00	2,664,900.00	(34,150.00)

GL Account Group	Security	Acquisition Deal	Acquisition Date	Acquisition Yield/ Interest Rate	Acquisition Face Value Original	Balance Face Value Original	Bond Factor Current	Balance Face Value Current	Acquisition Capital Price	Acquisition Capital Consideration	Current Capital Price	CCP For Discount Securities	Current Capital Consideration	Current Capital Consideration Adjusted	Unrealised Capital Gain (Loss)	
General	SunBank 0.48 15 Sep 2026 FRN															
		LX112470	9 Sep 2021	0.480000	6,000,000.00	6,000,000.00	1.00000000	6,000,000.00	100.000	6,000,000.00	98.409000	98.409000	5,904,540.00	5,904,540.00	(95,460.00)	
						6,000,000.00		6,000,000.00	100.000	6,000,000.00			5,904,540.00	5,904,540.00	(95,460.00)	
	SunBank 0.93 22 Aug 2025 FRN															
		LC151705	16 Aug 2022	0.880000	2,000,000.00	2,000,000.00	1.00000000	2,000,000.00	100.142	2,002,840.00	100.211000	100.211000	2,004,220.00	2,004,220.00	1,380.00	
						2,000,000.00		2,000,000.00	100.142	2,002,840.00			2,004,220.00	2,004,220.00	1,380.00	
	SunBank 4.8 14 Dec 2027 Fixed															
		LC162442	17 Feb 2023	4.810000	2,000,000.00	2,000,000.00	1.00000000	2,000,000.00	99.951	1,999,020.00	101.247000	101.247000	2,024,940.00	2,024,940.00	25,920.00	
						2,000,000.00		2,000,000.00	99.951	1,999,020.00			2,024,940.00	2,024,940.00	25,920.00	
	TCV 0.5 20 Nov 2025 Fixed															
		LX100657	21 Jan 2021	0.480700	3,000,000.00	3,000,000.00	1.00000000	3,000,000.00	100.095	3,002,850.00	92.899000	92.899000	2,786,970.00	2,786,970.00	(215,880.00)	
						3,000,000.00		3,000,000.00	100.095	3,002,850.00			2,786,970.00	2,786,970.00	(215,880.00)	
	UBS Aust 1.2 30 Jul 2025 Fixed															
		LX107840	9 Jun 2021	1.050100	3,000,000.00	3,000,000.00	1.00000000	3,000,000.00	100.603	3,018,090.00	92.653000	92.653000	2,779,590.00	2,779,590.00	(238,500.00)	
						3,000,000.00		3,000,000.00	100.603	3,018,090.00			2,779,590.00	2,779,590.00	(238,500.00)	
					99,918,570.00		99,918,570.00	100.691	100,609,440.00			98,269,900.73	98,269,900.73	(2,339,539.27)		
Sewer	JUDO 6.4 26 Sep 2025 Fixed															
		LX154501	15 Sep 2022	6.446000	1,000,000.00	1,000,000.00	1.00000000	1,000,000.00	99.876	998,760.00	100.358000	100.358000	1,003,580.00	1,003,580.00	4,820.00	
						1,000,000.00		1,000,000.00	99.876	998,760.00			1,003,580.00	1,003,580.00	4,820.00	
TMB 1.5 28 Oct 2025 FRN																
	LC155695	18 Oct 2022	1.500000	5,000,000.00	5,000,000.00	1.00000000	5,000,000.00	100.000	5,000,000.00	100.046000	100.046000	5,002,300.00	5,002,300.00	2,300.00		
					5,000,000.00		5,000,000.00	100.000	5,000,000.00			5,002,300.00	5,002,300.00	2,300.00		
					6,000,000.00		6,000,000.00	99.979	5,998,760.00			6,005,880.00	6,005,880.00	7,120.00		
Water	CUA 1.65 09 Feb 2027 FRN															
		LC160886	31 Jan 2023	1.650000	2,000,000.00	2,000,000.00	1.00000000	2,000,000.00	100.000	2,000,000.00	100.577000	100.577000	2,011,540.00	2,011,540.00	11,540.00	
						2,000,000.00		2,000,000.00	100.000	2,000,000.00			2,011,540.00	2,011,540.00	11,540.00	
SunBank 4.8 14 Dec 2027 Fixed																
	LC159233	15 Dec 2022	4.800100	2,500,000.00	2,500,000.00	1.00000000	2,500,000.00	99.999	2,499,975.00	101.247000	101.247000	2,531,175.00	2,531,175.00	31,200.00		
					2,500,000.00		2,500,000.00	99.999	2,499,975.00			2,531,175.00	2,531,175.00	31,200.00		
					4,500,000.00		4,500,000.00	99.999	4,499,975.00			4,542,715.00	4,542,715.00	42,740.00		
<b>(2,289,679.27)</b>																

Note: The summary values for Acquisition Capital Price are the weighted average acquisition capital prices based upon the Balance Face Value Current for each security.

## 11b. Unrealised Unit/Share Capital Gains (Losses) As At 30 April 2023

No unrealised gains or losses (for unit trusts and shares) to report for entered period.

## 12. Associated Cash Statement for Settlement Period 1 April 2023 to 30 April 2023 inclusive

No associated cash transactions to report for entered period.

### 13. Tax Summary For 1 April 2023 to 30 April 2023

Interest Income	778,168.03
Realised Gains (Losses) - Fixed Interest Dealing	0.00
Realised Gains (Losses) - Principal Repayments	0.00
<hr/>	<hr/>
Total	778,168.03



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Report Code: TEPACK030EXT-00.03  
Report Description: Investment Report Pack  
Parameters:  
Trading Entity: Tweed Shire Council  
Trading Book: Tweed Shire Council  
Settlement Date Base  
History Start Date: 1 Jan 2000  
Income Expense Status: Authorised  
FI Deal Status: Contract  
Exclude Term Deposit Interest  
Exclude FRN/MBS Interest  
Exclude Unallocated Cash  
Exclude Negative Unit Holdings

**TITLE: Minutes of the Tweed Regional Gallery Advisory Committee Meeting held Wednesday 8 March 2023**

**Submitted By:** Director Sustainable Communities and Environment

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**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Thriving - We want the Tweed's people and places to thrive**

**Build a vibrant community and be a great place to visit.**

3.3.1 Art Gallery - To promote awareness, enjoyment and understanding of the visual arts through collections, exhibitions, education and community programs.

**ROLE:**

PROVIDER - Council delivers over 50 different services to the Tweed Community.

---

**EXECUTIVE SUMMARY**

The minutes of the Tweed Regional Gallery Advisory Committee meeting held Wednesday 8 March 2023 are reported for the information of Council.

**RECOMMENDATION:**

That the minutes of the Tweed Regional Gallery Advisory Committee meeting held Wednesday 8 March 2023 be received.

**ATTACHMENTS**

1. Minutes of the Tweed Regional Gallery Advisory Committee meeting held 8 March 2023

**COUNCIL IMPLICATIONS:**

- a. Legislation/Policy/Existing Strategic Plans**  
Code of Meeting Practice.  
Terms of Reference adopted by Council at its meeting on 5 May 2022 (ECM 7420958).
- b. Sustainability:**
  - i. Financial (Budget/Long Term Financial Plan/Whole of Life Cost):**  
Not Applicable.
  - ii. Environmental (including climate change):**  
Not Applicable.
  - iii. Social:**  
Not Applicable.
- c. Legal Considerations:**  
Not Applicable.

**d. Risk Considerations:**

Not Applicable.

**e. Engagement/Communication:**

**Inform** - Assisting the community to learn about Council services and programs.

**REPORT:**

The minutes of the Tweed Regional Gallery Advisory Committee meeting held Wednesday 8 March 2023 are attached for the information of Council.

**OPTIONS:**

Nil.

**PREVIOUS COUNCIL RESOLUTIONS:**

Nil.

# Minutes

## Minutes of the Tweed Regional Gallery Advisory Committee Meeting held Wednesday 8 March 2023

### Venue:

Tweed Regional Gallery & Margaret Olley Centre, Friends Committee Meeting Room.

### Time:

5.00pm

### Present:

Martin Sullivan, Hobie Porter, Makala Schofield (Virtual), Cr Rhiannon Brinsmead (Virtual), Shirley Kennedy, Alan Pigott (Virtual), Rebecca Whan, Karen Markey (Virtual at 5.49pm), Susi Muddiman OAM (Gallery Director), Kree Harrison (Gallery Operations & Business Officer - Minutes).

### Apologies:

Cr Warren Polglase OAM, Helen Otway, Louise Devine.

### Acknowledgement of Country

### Minutes of Previous Meeting:

**Moved:** Shirley Kennedy

**Seconded:** Makala Schofield

**RESOLVED** that the Minutes of the Tweed Regional Gallery Advisory Committee meeting held Wednesday 7 December 2022 be accepted as a true and accurate record of the proceedings of that meeting.

### Business Arising:

Nil.

### Agenda Items:

#### A1. Disclosure of Conflicts of Interest

No conflicts of interest were recorded.

#### A2. Gallery Director's Report

The Gallery Director reported that there were over 27,000 visitors to the Gallery between 1 December 2022 and 28 February 2023.

*In the Grey: Saltwater Story* exhibition and associated public programs were well attended. A film screening and panel discussion was held at the Regent Cinema in Murwillumbah and additional screenings took place on Sundays, at the Gallery throughout the duration of the exhibition.

*Lindy Lee: Flowing Everywhere and Always* was a visually beautiful exhibition and a credit to the Gallery's new exhibition Curator. The Gallery received lots of great feedback and the preview talk, which took place on the night of the exhibition opening was very well attended. This exhibition was opened by Elizabeth Ann Macgregor OBE.

*Shanti Des Fours: Stories I've been told* was the Byron School of Arts (BSA) 3rd year graduate exhibition.

*Art Making for Everyone* was presented in Gallery Foyer throughout December and was very successful with lots of family engagement. The Gallery's newly formed Youth Collective also ran a program during Seniors Week.

The Murwillumbah Philharmonic Choir performed in the Gallery Foyer on 18 December.

Entries for the *2023 Olive Cotton Award* opened on 1 February and close on 30 April. This year's Guest Judge is Dr Daniel Mudie-Cunningham. All entries are online.

The Tweed Regional Gallery 2022 Year in Review is now available to read on the [Gallery website](#).

The Gallery Director discussed the Acquisition Report which was circulated prior to the Committee meeting.

7 new acquisitions to the collection since last meeting including:

- Photographic portrait of Margaret Olley 1986 Jon Lewis. Gifted in memory of Jon by his brother Mark.
- Alex Seton, *Proposal for humble monument* is a pending Australian Government Cultural Gifts Program (CPG) donation (marble sculpture).
- Peter Kingston, *Margaret Olley boards the Emerald Star* hand colour etching gifted by Margaret Olley Art Trust, purchased from his final exhibition. Peter passed away late last year and was a friend to many artists. This work was created in honour of Margaret Olley, after the naming of the ferry launched in November 2022.
- The Gallery has acquired three small works through the Regional Gallery Donations Fund by First Nations artist Luke Close.
- Major acquisition: Margaret Olley *Cornflowers with Pomegranates* is a pending gift of Tweed Regional Gallery Foundation Ltd. This work is acquired in conjunction with Margaret Olley 100th Anniversary celebrations.

**Moved:** Shirley Kennedy

**Seconded:** Alan Pigott

**RESOLVED** that the Gallery Director's Report dated 8 March 2023 be accepted by the Committee and new acquisitions ratified.

## General Business

### GB1. International Women's Day Event

The Gallery Director informed the Committee that a successful program for International Women's Day was held on 8 March at the Gallery, facilitated by the Gallery Director, the Gallery Education & Audience Development Officer, and a Gallery Volunteer Guide, Giada Macs. This was a sold-out session and was very well received.

### GB2. Northern Rivers Rail Trail

Makala Schofield requested an update on how the Northern Rivers Rail Trail has been received. The Gallery Director advised that the Rail Trail officially opened on 1 March, although the connection to the Gallery is not yet complete. Handrails are to be installed along the steps and landscaping is due to be completed by 10 March. Already there has

# Minutes

been a lot of community interest with many cyclists also attending the Gallery. The Gallery Director is currently investigating if additional bike racks will be installed at the Gallery.

The Committee supported the addition of bike racks onsite at the Gallery and Cr Brinsmead informed the Committee that she would be happy to bring this matter to Council.

A community weekend will be held along the Rail Trail on 25 – 26 March and some funding has been made available to engage a local artist who has designed an immersive artwork in the form of soundscape and poetry, that can be accessed via QR code on the Rail Trail at the Gallery 'node'. Stairs to access the Rail Trail are located at the Margaret Olley Memorial Garden.

### **GB3. Trees at entrance to Murwillumbah**

Martin Sullivan noted the Poinciana and Flame trees located at the entrance to Murwillumbah and advised he would like to propose to Council the planting of more trees.

Cr Brinsmead encouraged Mr Sullivan to email her regarding this matter, noting that Council would usually prioritise the planting of native trees. Hobie Porter noted that Flame Trees are native.

Karen Markey joined the meeting at 5.49pm (due to technical issues)

### **GB4. Margaret Olley 100th Anniversary**

Rebecca Whan requested an update on the Margaret Olley 100th Anniversary celebrations. The Gallery Director advised that 3 works are pending additions to the Gallery collection via public appeal. Approximately \$20,000 in donations has been received to date. Vinyl decals are to be installed in the Gallery Foyer and donations can be made to the Foundation online, via the [Gallery website](#).

A 'Save the Date' email has been circulated for a special Foundation-hosted Anniversary Dinner, to be held on Saturday 24 June, the 100th anniversary of Margaret Olley's birthdate.

### **Next meeting date**

The next meeting of the Tweed Regional Gallery Advisory Committee will be held on Wednesday 14 June 2023.

Meeting closed 5.53pm

### **EXECUTIVE LEADERSHIP TEAM'S COMMENTS:**

Nil.

### **EXECUTIVE LEADERSHIP TEAM'S RECOMMENDATIONS:**

Nil.



**TITLE: Tweed Holiday Parks - Fees and Charges 2024/2025**

**REASON FOR CONFIDENTIALITY:**

**Local Government Act**

*This report is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:*

*(d) commercial information of a confidential nature that would, if disclosed:*

- (i) prejudice the commercial position of the person who supplied it, or*
- (ii) confer a commercial advantage on a competitor of the council, or*
- (iii) reveal a trade secret*

**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Thriving - We want the Tweed's people and places to thrive**

**Build a vibrant community and be a great place to visit.**

3.3.4 Holiday Parks - To provide safe, attractive and accessible holiday accommodation on public land.

**ROLE:**

PROVIDER - Council delivers over 50 different services to the Tweed Community.

---

**TITLE: Acquisition of land for sewerage purposes, part Lot 9 in DP601161  
(25 Tweed Valley Way, South Murwillumbah)**

**REASON FOR CONFIDENTIALITY:**

**Local Government Act**

*This report is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:*

(d) *commercial information of a confidential nature that would, if disclosed:*

- (i) prejudice the commercial position of the person who supplied it, or*
- (ii) confer a commercial advantage on a competitor of the council, or*
- (iii) reveal a trade secret*

**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Growing – We want to work together to plan for the future so the Tweed grows and evolves in a sustainable way**

**Make sure Council services supported to deliver effective transparent programs and operations**

4.3.9 Property and Legal Services – To support and advise staff on organisational legal issues and property management of Council controlled assets.

**ROLE:**

PROVIDER - Council delivers over 50 different services to the Tweed Community.

---

**TITLE: Acquisition of land for road widening at Tweed Coast Road, Cudgen (part Lot 3 in DP828298 and part Lot 6 in DP727425)**

**REASON FOR CONFIDENTIALITY:**

**Local Government Act**

*This report is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:*

- (d) *commercial information of a confidential nature that would, if disclosed:*
  - (i) *prejudice the commercial position of the person who supplied it, or*
  - (ii) *confer a commercial advantage on a competitor of the council, or*
  - (iii) *reveal a trade secret*

**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Growing – We want to work together to plan for the future so the Tweed grows and evolves in a sustainable way**

**Make sure Council services supported to deliver effective transparent programs and operations**

**4.3.9 Property and Legal Services – To support and advise staff on organisational legal issues and property management of Council controlled assets.**

**ROLE:**

**LEADER - Council grows strong, transparent and visionary leadership promoting unity to make our Tweed community even better tomorrow than it is today.**

---

**TITLE: Floodplain Management Advisory Committee - change of community membership**

**REASON FOR CONFIDENTIALITY:**

**Local Government Act**

*This report is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:*

- (a) personnel matters concerning particular individuals (other than councillors)*

**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Living - We want to be safe at home and in the community**

**Work together with others to prepare for, mitigate and build resilience to both natural disasters and the impacts of climate change**

2.4.1 Floodplain Management - To manage the risk of flooding and its impacts for property owners and the community.

**ROLE:**

LEADER - Council grows strong, transparent and visionary leadership promoting unity to make our Tweed community even better tomorrow than it is today.

---

**TITLE: Bulk Water Supply Arrangements Tweed Shire Council and City of Gold Coast - Mini-Link**

**REASON FOR CONFIDENTIALITY:**

**Local Government Act**

*This report is CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:*

(d) *commercial information of a confidential nature that would, if disclosed:*

- (i) prejudice the commercial position of the person who supplied it, or*
- (ii) confer a commercial advantage on a competitor of the council, or*
- (iii) reveal a trade secret*

**LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:**

**Living - We want to be safe at home and in the community**

**Provide safe, sustainable and affordable water supply and wastewater services as the foundations of a healthy community**

2.1.1 Water Supply - To provide secure, high quality and reliable drinking water which meets health and environmental requirements.

**ROLE:**

PROVIDER - Council delivers over 50 different services to the Tweed Community.

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