

WEST DALY PROSPECTIVE REGIONAL COUNCIL

MINUTES

**ORDINARY COUNCIL MEETING
HELD IN THE SMALL MEETING ROOM
GROUND FLOOR 83-85 SMITH STREET
DARWIN ON 6 JUNE, 2014 COMMENCING AT
10. 35 AM**

1. Attendance
2. Confirmation of Minutes 14 May 2014
3. Establishment of Prospective West Daly Regional Council
4. Local Authorities – Wadeye, Palumpa and Peppimenarti
5. Purchases – West Daly Prospective Regional Council
6. Council Assets and Liabilities
7. Design of new West Daly Regional Council logo
8. Approval of Council Policies
9. Late Agenda Items
10. General Business
11. Next meeting – 16 June 2014 Parap office
12. Meeting Closure

WEST DALY PROSPECTIVE REGIONAL COUNCIL DISCLAIMER

No responsibility is implied or accepted by the West Daly Prospective Regional Council for any act, omission or statement or intimation occurring during Council or committee meetings.

The West Daly Prospective Regional Council disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during Council or committee meetings.

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In particular and without detracting in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a licence, any statement or intimation of approval made by any member or officer of the West Daly Prospective Regional Council during the course of any meeting is not intended to be and is not taken as notice of approval from the West Daly Prospective Regional Council.

The West Daly Prospective Regional Council advises that anyone who has any application lodged with the West Daly Prospective Regional Council shall obtain and should only rely on **WRITTEN CONFIRMATION** of the outcome of the application, and any conditions attaching to the decision made by the West Daly Prospective Regional Council in respect of the application.

Signed: Lee Farrell – Change Manager

MINUTES

ORDINARY COUNCIL MEETING

HELD IN THE Ground Floor small meeting room, 83-85 Smith Street,
Darwin

On Friday 6, June 2014 commencing at 10.35am

Manager West Daly Prospective Regional Council declared the meeting open at 10.35am

1. PERSONS PRESENT

Manager West Daly Prospective Regional Council Shaun Hardy

STAFF PRESENT

Change Manager Lee Farrell

Executive Assistant Jo'Anne Kinter

2. CONFIRMATION OF MINUTES – MEETING HELD ON 14 MAY, 2014

Minutes of the Meeting of the West Daly Prospective Regional Council held on 14 May 2014 are attached.

2.1 RESOLUTION

That the Manager of the prospective West Daly Regional Council notes and accepts the Minutes of the prospective West Daly Regional Council as a true and accurate record of the meeting held on 14 May, 2014.

MOVED: That Resolution 2.1 be carried.

3. ESTABLISHMENT OF THE WEST DALY REGIONAL COUNCIL

3.1 SUMMARY

In December 2013, the Minister for Local Government and Regions, Mr David Tollner MLA announced that the Victoria Daly Regional council will be split into two with a new West Daly Regional Council (WDRC) in the Wadeye – Peppimenarti-Palumpa area and the continuing Victoria Daly regional Council (VDRC) in the remaining area. Under the

guidance of a representative Transition Committee, the establishment of the new West Daly Regional council by 1 July 2014 is now well underway.

As applied during the 2008 Shire Council amalgamation process, the legislative mechanism for creating new councils is restructuring Orders. These orders provided the power for the Minister to make any order that the Minister considers necessary or desirable to facilitate restructuring of the system of local government.

The first restructuring order establishes a prospective council, an interim body with various functions and powers under the control of a manager, to undertake a task that prepares the council for its future role.

The first restructuring order has been signed by the Minister, gazetted on 28th April, 2014 and in accordance with the provisions of the Local government act has been tabled in parliament and published in relevant newspapers.

The restructuring order has established the West Daly regional council as a body corporate and defined the local government area for the West Daly Regional Council

3.2 BACKGROUND

The restructuring order provided for a range of tasks to be undertaken such as opening a bank account, procuring insurance, applying for various registrations, setting of budgets, negotiating agency service contracts and the authority of the Prospective manager Mr Shaun Hardy and Change Manager Mr Lee Farrell.

The Local government Act requires certain events to be completed and include but not limited to the following:

Finalisation of 2014/15 Budget by 31 July, 2014.

Creation of Bank Accounts, ABN and GST registration

Delegation of Authority

Policies and administrative procedures

Strategic, Service delivery and long term financial plan developed and approved.

Office Location and appointment of CEO.

3.3 COMMENT

- **Creation of Bank Accounts:** Bank accounts have been created with the Commonwealth Bank – Darwin with signature being Mr Shaun Hardy, Lee Farrell and Frank Crawley.
- **ABN Number:** The ABN number has been created being 25 966 579 574.
- **Delegation of Authority:** The draft policy for Financial Delegation has been approved by the Prospective West Daly Regional Council.

- **Office Location:** In accordance with the recommendation from the Interim Committee, the West Daly Regional Council will be located at Unit 3/21 Parap Road Parap 0804, for a period of 12 months effective from 17th June, 2014. LGANT are currently arranging the necessary documentation for the finalisation of this lease.
- **Appointment of CEO:** LGANT have provided a quotation for the appointment of a CEO for the West Daly Regional Council.
- **Strategic Plan and Budget development:** Departmental staff are currently preparing a draft budget. Strategic Plans are being developed by the Change Manager for consideration by the Councillors from the West Daly region.
- **Transfer of Staff:** Letters have been sent to all staff from the VDRC. For those staff transferring to the WDRC, letters have been sent offering them a position on the Council. These letters have been developed by the Prospective WDR Council's lawyers and were delivered on or before the 31st May 2014. The letters of acceptance are required to be received back by the WDRC by 13 June, 2014.
- **Organisation Chart** has been prepared and approved by Council.
- **Website:** A WDRC website is under development.
- **Public Liability and Professional Indemnity Insurance** has been finalised.

3.4 CONSULTATION

Transition Committee Meetings – 4 meetings held to date and minutes of meeting recorded.

Local Government Project team staff meetings – Minutes recorded

Minister for Local Government and Regions office meetings

CEO of Department of Local Government and Regions- Darwin

LGANT

CouncilBiz

Councillors – VDRC

CEO & Staff VDRC

Legal representatives

Commonwealth & State Government Departments – Ongoing Non-Core service contracts.

3.5 STATUTORY ENVIRONMENT

Section 25 of the Local Government Act states: Council to be body corporate etc.

- (1) A council is a body corporate.
- (2) A council has the name assigned to it by or under this Act.
- (3) A council has full legal capacity to acquire or incur any rights, powers, obligations and liabilities that may attach to a body corporate.
- (4) A council has the functions and powers conferred by this Act.

Section 26 of the Local government Act states how council acts in its corporate capacity

- (1) A council acts:

- (a) through local authorities, local boards or council committees, officers, staff and agents to whom the council has delegated powers or authorised to act on its behalf; or
- (b) Through officers or other persons authorised by this Act (or a by-law) to act on the council's behalf; or
- (c) Under its common seal.

Note: It follows that a contract will be made by a council under its common seal or by an officer or other agent of the council with authority to act on its behalf.

Section 10E of the Local government Act Effect of restructuring order

- (1) A restructuring order operates to the exclusion of any inconsistent provision of this Act.
- (2) If a manager is appointed by a restructuring order mentioned in section 10C (1) (g), the manager assumes the council's functions and has all the powers of the council.

3.6 POLICY IMPLICATIONS

Not applicable (N/A)

3.7 FINANCIAL IMPLICATIONS

Not Applicable

3.8 VOTING REQUIREMENT

N/A

3.9 RESOLUTION

That the Manager of the Prospective West Daly Regional Council endorses the following action;

- 3.9.1 Approve the Lease of Unit 3/21 Parap Road, Parap as the West Daly Regional office in Darwin for a 12 month period commencing on 16th June 2014.**
- 3.9.2 Accept LGANT's quotation of \$13,000 to undertake the employment process for the appointment of a CEO for the West Daly Regional Council.**
- 3.9.3 The recruitment process for the CEO to be in accordance with the WDRC Policy - Chief Executive Officer. The cash salary component of the CEO position to be in the salary band of \$150,000. The selection panel to be made up of 3 Councillors (one from each Ward) plus 1 Departmental Officer and 1 LGANT Officer. The CEO would be expected to spend 50% of their work time in the WDRC areas.**
- 3.9.4 Approve for the first constituted meeting of the West Daly Regional Council to be held in Peppimenarti on Wednesday 2 July, 2014, commencing at 10.30am.**
- 3.9.5 Prospective Manager to implement invitations for the Chief Minister, Minister for Local Government, Member for Daly Hon Gary Higgins to be in attendance at the first**

meeting of the WDRC to be held in Peppimenarti on 2 July 2014, commencing at 10.30am.

- 3.9.6 Approve the purchase of polo shirts for the WDRC Councillors, managers and team leaders to wear at the launch of the West Daly Regional Council.**
- 3.9.7 Accept the quote of \$2750 for Captivate of 1/22 Cavenagh St, Darwin NT to establish an interim website West Daly Regional Council web site.**

MOVED: That Resolutions 3.9.1 to 3.9.7 be carried.

4. Local Authorities – Wadeye, Palumpa and Peppimenarti

4.1 SUMMARY

The establishment of Local Authorities for the communities of Wadeye, Palumpa, and Peppimenarti have been undertaken by the VDRC. VDRC have completed the election procedure and have approved the names submitted to be the members of the Local Authorities communities of Wadeye, Palumpa and Peppimenarti at their meeting held in April 2014.

These Local Authorities must meet prior to the 30 June 2014 to provide input into the WDRC 2014/15 annual budget. VDRC have indicated that they see no advantage of their Council managing these Local authorities as from 1st July they will be the responsibility of the new WDRC. All Budgets and other request will form part of the new WDRC 2014/15 budget and strategic plan.

The prospective Council manager indicated that the new WDRC Change manager will undertake this role from their appointment by the VDRC in April 2014 through to 1st July 2014.

4.2 BACKGROUND

Local Authority meetings have been held as follows;

Wadeye - 28 May 2014
Palumpa - 29 May 2014
Peppimenarti - 20 May 2014

The Change Manager and Regional Director & VDRC Service manager was in attendance for the meeting at Peppimenarti. The VDR Regional Service managers were in attendance at the meetings held at Palumpa and Wadeye.

The first meeting of a local Authority is to be convened prior to the 30 June 2014.

4.3 COMMENT

The Minutes of the above Local Authority meetings have been forwarded to the VDRC with copies sent to the Change Manager of the Prospective West Daly Regional Council.

The LA's were also advised of the funding from the NT Government of \$5 million to assist LA's undertake community projects. The projects will be required to be approved by the West Daly Regional Council.

The members of the West Daly Region LA's were also advised of the NT Government announcement of the Strengthening Local Authorities Funding program of \$2 million. Applications close on 1st July, 2014. The Change Manager advised that he will be making application for a grant of \$225,000 to engage a coordinator who will manage and assist the three Local Authorities develop their LA Community Plan (March), be involved in the development of the Draft Strategic Plan and budget (June), review their own performance against their plan, prepare the LA report for Council's Annual report in November. His/her role will be to work with the LA in the development of the above Local Government process and also undertake surveys of Councils performance in relevant areas, prepare back ground information to develop up projects for Government funding, understanding of Councils financial reports and budgets . The coordinator will also engage a trainee to undertake the preparation of agenda, taking of minutes, correspondence, meeting organisation that will assist in ensuring the development of the three LA. The grant application will also include provision for tailored animated governance training.

The Project main focus will be on learning by LA members. It will not be the engagement of consultants to make presentations which most people do not understand.

4.4 CONSULTATION

Management VDRC
Manager prospective Council WDRC
Regional Manager Big Rivers
VDRC Service managers for Wadeye, Palumpa and Peppimenarti
Peppimenarti, Palumpa and Wadeye Local Authority appointed members.

4.5 STATUTORY ENVIRONMENT

Local government Act Section 53D Functions of local authority

The functions of a local authority are:

- (a) to involve local communities more closely in issues related to local government; and
- (b) to ensure that local communities are given an opportunity to express their opinions on questions affecting local government; and
- (c) to allow local communities a voice in the formulation of policies for the locality as well as policies for the area and the region; and

- (d) to take the views of local communities back to the regional council and act as advocates on their behalf; and
- (e) to contribute to the development of the relevant regional plan; and
- (f) to make recommendations to the council in relation to the council's budget, and to review expenditures by the council, in relation to the part of the council's area within which the local authority performs its functions; and
- (g) to perform other functions assigned to the local authority by the Minister, in accordance with any guidelines that the Minister may make.

53E Limits on functions of local authority

- (1) A local authority must comply with any guidelines that the Minister may make.
- (2) A local authority is subject to control and direction by the council, subject to any guidelines that the Minister may make.

53F Reporting

The local authority and the council must provide each other with reports in accordance with any guidelines that the Minister may make.

The Guideline 8 outlines the manner in which the meetings are to be held, time and dates etc.

4.6 POLICY IMPLICATIONS

VDRC Policy 1.1.9 Local Authorities

4.7 FINANCIAL IMPLICATIONS

Grant funding is provided by the VDRC to hold these meeting and pay the relevant members'. The NT Government has provided a total sum of \$5 million dollars for Local Authorities to undertake priority community projects that are in line with the guidelines. Examples of acceptable projects for expenditure include;

- Repairs and maintenance of Community projects;
- Acquisition of Plant and equipment directly related to local government service delivery and
- Upgrade /enhancement of community sporting facilities;

Examples of Unacceptable Projects for Expenditure include:

- Purchase of vehicles for predominately private use.
- Payment of salaries.
- Purposes that are not of a Local Government nature that are relevant to another Department.

The Grant allocations are as follows:

- Peppimenarti \$25,927
- Palumpa \$52,380
- Wadeye \$337,979

The NT Government has approved a Strengthening Local authorities Funding program of \$2million – WDRC allocation will be approx. \$225,000.

4.8 VOTING REQUIREMENT

N/A

4.9 RESOLUTION

- 4.9.1 That the Manager of the West Daly Prospective Regional Council note the Minutes of the Local Authority meetings held at Peppimenarti on 20 May 2014, Palumpa on 29 May 2014 and Wadeye on 28 May 2014 .**
- 4.9.2 That the Manager of the West Daly Prospective Regional Council approve the Change Manager submitting an application for a grant of \$225,000 under the Strengthening Local Authorities funding program to engage a coordinator, a trainee and include governance training materials to manage and assist the three Local Authorities develop their LA Communities.**

MOVED: That Resolutions 4.9.1 and 4.9.2 be carried.

5. PURCHASES – WEST DALY PROSPECTIVE REGIONAL COUNCIL

5.1 SUMMARY

The establishment of the West Daly Prospective Regional Council has required the purchase of goods and services to ensure the Council is functioning by 1 July 2014. This has required the purchase of office equipment, The valuation of Assets, the lease of office space, Conditional report of heavy machinery, Representation review and Wards, IT and Accounting operational services, Contractual Accounting service, Emergency maintenance of buildings for the Aged, Advertisements for staff recruitment.

5.2 BACKGROUND

The West Daly Prospective Regional Council will be operational on 1 July 2014 and all the services outlined in the Summary need to be implemented to ensure the smooth transition from the VDRC to the WDRC. The purchase of goods and services is being undertaken utilising a manual system with sign off on all purchases by the Manager and Change manager of the West Daly Prospective Regional Council.

5.3 COMMENT

The following is a summary of expenditure incurred to date in the establishment of the West Daly Regional Council to 5th June 2014.

WDRC Expenditure May - June 2014						
PO Date	PO Number	Supplier	Purchase	Invoice Number	Invoice Amount	Budget
28/05/14	1	NT News	Recruitment advertisement		\$ 1,229.76	\$ 50,000.00
28/05/14	2	Colemans printing	Rubber stamps	INV-1614	\$ 289.30	
4/06/14	3	Jape Furnishing	Office furniture	11029367	\$ 4,477.00	Balance
4/06/14	4	Jarrod James Carpentry	Renovations Lot 75 Peppi		\$ 10,340.00	
4/06/14	5	Hastings Deering	Carry out inspection of machines		\$ 8,685.60	\$ 20,333.98
5/06/14	6	Office Works	Stationery and office Supplies		\$ 3,839.36	
5/06/14	7	Good Guys	Electrical Equipment for Kitchen		\$ 805.00	
			Total Expenditure to 5th June 2014		\$ 29,666.02	

The budget for the West Daly Prospective Council for the period ending 30 June 2014 is being prepared.

5.4 CONSULTATION

Manager West Daly Prospective Regional Council
 Executive Assistant - WDRC
 Change Manager – WDRC
 Director Local Government Sustainability Department

5.5 STATUTORY ENVIRONMENT

The Payment and authorisation of Orders is carried out under the signature of both the Manager and Change Manager of the West Daly prospective regional Council.

Local Government Accounting Regulations

14 Allocation of money

(1) A council must not allocate money for a particular purpose unless:

(a) provision for the allocation is made in the budget for the relevant financial year; or
 (b) the allocation is:

(i) authorised by resolution of the council; and
 (ii) made in anticipation of the adoption of a budget, or an amendment to a budget, making provision for the expenditure for the relevant financial year.

(2) An allocation of money for a particular purpose under subregulation (1)(b) must not exceed one-quarter of the expected budgetary provision for expenditure for the relevant purpose.

18 Financial reports to council

(1) The CEO must, in each month, lay before a meeting of the council a report, in a form approved by the council, setting out:

(a) the actual income and expenditure of the council for the period from the commencement of the financial year up to the end of the previous month; and
 (b) the forecast income and expenditure for the whole of the financial year.

20 Disbursements from authorised accounts

- (1) A cheque issued on behalf of a council must be signed by at least 2 persons authorised by resolution of the council to sign cheques on its behalf.
- (2) An electronic disbursement from an authorised account must be processed by at least 2 persons authorised by resolution of the council to process electronic disbursements on its behalf.
- (3) An authorisation under subregulation (1) or (2):
 - (a) may only be given to 1 or more of the following:
 - (i) the council's principal member;
 - (ii) the CEO;
 - (iii) a member of the council's staff; and
- (b) may be given subject to limitations and conditions determined by the council and specified in its resolution.

5.6 POLICY IMPLICATIONS

No Policies currently in place.

5.7 FINANCIAL IMPLICATIONS

The Department of Local Government has provided funding of \$100K to cover the costs to set up the West Daly Regional Council \$50K will be paid this month and \$50K in July 2014.

5.8 VOTING REQUIREMENT

Nil

5.9 RESOLUTION

- 5.9.1. That in accordance with Local Government Accounting Regulation 14 and 18, the Manager of the West Daly Prospective Regional Council approve the authorisation of purchase orders 1 through to 7 totalling the sum of \$29,666.02.**
- 5.9.2. That in accordance with Local Government Accounting Regulation 14 and 18 the Manager of the West Daly Prospective Regional Council notes the Credit Balance of the operating account of WDRC of \$20,333.98.**

MOVED: That Resolution 5.9.1 and 5.9.2 be carried.

6 COUNCIL ASSETS AND LIABILITIES

6.1 SUMMARY

The Transition Committee agreed in their deliberations that all physical assets located in the new council area automatically transfer to the West Daly regional council. It was also agreed that the relevant pooled head office assets be identified by the Change manager WDRC and allocated by agreement between the prospective WDRC and VDRC, in consultation with Councillors.

The WDRC Service managers and local councillors have looked at the asset list and have recommended that the nominated assets be considered for relocation to WDRC or that Government financial assistance be provided to assist with the purchase of new plant and equipment.

These lists have been provided by the Regional Service mangers in the communities of Wadeye, Palumpa and Peppimenarti.

6.2 BACKGROUND

The assets in each community have been reviewed and will also now be viewed by a sworn value to assess the valuation to enable the financial data to be entered correctly for each Council at the commencement of the 14/15 financial year.

6.3 COMMENT

Once the final list of assets has been reviewed and the Consultants information applied to the list, the meeting between the Change Manager and the CEO of the VDRC will be held. The asset register for the three communities has been reviewed by the VDRC elected representatives of the West Daly region.

6.4 CONSULTATION

Regional Services Managers. – Wadeye, Palumpa, Peppimenarti.
VDRC Elected members for the West Daly Region
Change Manager – WDRC
Manager WDRC

6.5 STATUTORY ENVIRONMENT

Local Government Accounting Regulations
22 Property

(1) The CEO is responsible for the safekeeping of all council property (including stores, materials and tools).

(2) The CEO must ensure that adequate records are kept of council property.

(3) The CEO must ensure that stocktakes of council property are carried out regularly in accordance with the Accounting Standards and any applicable council policies.

6.6 POLICY IMPLICATIONS

Nil

6.7 FINANCIAL IMPLICATIONS

Once the final list of assets on the ground have been confirmed by the consultants the meeting with VDRC will be set.

6.8 VOTING REQUIREMENT

Nil

6.9 RESOLUTION

That the Manager of the West Daly Prospective Council notes the Wadeye, Palumpa and Peppimenarti Communities asset list and comments contained in relation to the condition of each asset.

MOVED: That Resolution 6.9 be carried.

7. DESIGN OF NEW WEST DALY REGIONAL COUNCIL LOGO

7.1 SUMMARY

The members of the VDRC - West Daly area discussed the design of the new Logo for the West Daly Regional Council. The suggestion was to invite the community to submit designs for the new logo and that the entries be submitted to the Prospective Council for judging by the West Daly members of the VDRC with the winning entry be announced on 2nd July 2014.

7.2 BACKGROUND

With the de-amalgamation of the VDRC and the establishment of the WDRC a new logo was required.

7.3 COMMENT

The members of the VDRC - West Daly area discussed the concept on how this logo competition is to be delivered to the communities and outstations of Peppimenarti, Palumpa and Wadeye and prizes to be awarded.

The meeting agreed that one prize be awarded being:

2 tickets to watch the AFL Round 16 match between Melbourne Demons and Fremantle Dockers at TIO Stadium on July 5th 2014.

The prize valued at approximately \$1500.00 includes:

- 2 air tickets to Darwin from Wadeye and return.
- 2 nights' accommodation for 2 at the Best Western Hotel on McMillans Rd Jingili.
- 2 tickets to the Melbourne Demons and Fremantle Dockers game.
- \$100 spending money.

7.4 CONSULTATION

Members of the VDRC - West Daly area

Change Manager – WDRC

Manager – WDRC

Executive Assistant – WDRC

7.5 STATUTORY REQUIREMENTS

Nil

7.6 POLICY IMPLICATIONS

Nil

7.7 FINANCIAL IMPLICATIONS

The funding will be provided as part of the establishment costs of the New West Daly Regional Council.

7.8 VOTING REQUIREMENT

Nil

7.9 RESOLUTION

That the Manager approves the launch of the Competition for the design of the new West Daly Regional Council logo and the expenditure of approximately \$1500 towards the nominated prize for the winning entry. The entries to be judged by the Councillors from the West Daly region and the winner announced at the official launch of the West Daly regional council on 2 July 2014.

MOVED: That Resolution 7.9 be carried.

8. APPROVAL OF COUNCIL POLICIES

8.1 SUMMARY

The first restructuring order establishes a prospective council, an interim body with various functions and powers under the control of a manager, to undertake a task that prepares the council for its future role.

The first restructuring order has been signed by the Minister, gazetted on 28th April 2014 and, in accordance with the provisions of the Local Government Act, tabled in parliament and published in relevant newspapers.

The restructuring order has established the prospective West Daly Regional Council as a body corporate and defined the local government area for the West Daly Regional Council.

8.2 BACKGROUND

The restructuring order provided for a range of tasks to be undertaken such as opening a bank account, procuring insurance, applying for various registrations, setting of budgets, negotiating agency service contracts and the authority of the Manager of the West Daly Prospective Regional Council Mr Shaun Hardy and Change Manager Mr Lee Farrell.

The Local Government Act requires certain events to be completed and include but not limited to the following:

- Finalisation of 2014/15 Budget by 31 July, 2014.
- Creation of Bank Accounts, ABN and GST registration.
- Delegation of Authority.
- Policies and administrative procedures.
- Strategic, Service deliver and long term financial plan developed and approved.
- Office Location and appointment of CEO.

8.3 COMMENT

Three policies are required to be considered and adopted by the WDRC. These Policies are as follows:

- Chief Executive Officer – Copy attached
- Meeting Procedures – Copy attached
- Elected Members Allowances – Copy attached

The Policies were considered by the VDRC members for the West Daly Region and they were happy to accept the polices as written.

In consultation with the Manager for West Daly Prospective Regional Council a review of the payments made to VDRC to be obtained and this information to be considered when recommending members allowances for the WDRC.

8.4 CONSULTATION

- Victoria Daly Policy Manual
- VDRC Executive Staff
- Neil Murray Dept. of Local Government
- VDRC members for the West Daly region area.

8.5 STATUTORY ENVIRONMENT

Local Government Act Section 10E Effect of restructuring order

- (1) A restructuring order operates to the exclusion of any inconsistent provision of this Act.
- (2) If a manager is appointed by a restructuring order mentioned in section 10C(1)(g), the manager assumes the council's functions and has all the powers of the council.
- (3) No stamp duty is payable in respect of a transfer of property under a restructuring order.
- (4) The Registrar-General must, on application for registration of a disposition of an interest in land under a restructuring order, make appropriate entries in the land register.

Note for section 10E

Section 10A applies in relation to the effect after a restructuring order of by-laws made before the order

LOCAL GOVERNMENT ACT 2008 (NO 12 OF 2008) - SECT 71

Allowances

- (1) A member of a council is entitled to be paid an allowance by the council.
- (2) The allowance is to be at a rate fixed by the council (subject to guidelines issued by the Minister) for the relevant financial year.
- (3) Allowances for each financial year are to be fixed as part of the council's budget for the relevant financial year.
- (4) Differential allowances may be fixed for:
 - (a) the principal member; and
 - (b) the deputy principal member; and
 - (c) other members of the council.
- (5) Allowances are to be paid as determined by the council but are not to be paid in advance.

8.6 POLICY IMPLICATIONS

The prospective WDRC has no policies in existence.

8.7 FINANCIAL IMPLICATIONS

N/A

8.8 VOTING REQUIREMENT

N/A

8.9 RESOLUTION

That the Manager of the Prospective West Daly Regional Council approve the Chief executive and meeting procedure polices as presented and undertake a further review of the members allowance payments prior to the adoption of the 2014/15 Council budget.

MOVED: That Resolution 8.9 be carried.

9 LATE AGENDA ITEMS

NIL

10 GENERAL BUSINESS

10.1 Preparations for the Agenda for the first meeting of Council should be commenced.

10.2 Proposed order of proceedings for the official launch of the WDRC:

Welcome and Introductions

Opening of Meeting	Prospective Manger WDRC
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Welcome to Country	Clr Wilson
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Swearing in of Councillors	Chief Minister
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Returning Officer calls for Nominations for position of Mayor	Minister Local Government and Regions
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Call for nominations for Deputy Mayor	WDRC Mayor
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Mayor to say a few words and announce winner of Logo Competition	WDRC Mayor
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Citizenship Ceremony	WDRC Mayor
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Invitation to Chief Minister to speak	WDRC Mayor
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Invitation to Minister for Local Government and Regions to speak	Chief Minister
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Invitation for Hon Garry Higgins to speak	Minister for Local Government and Regions
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Adjourn for lunch

10.3 SALARY REVIEW

The Change Manager to review the salaries of the Regional Service Managers for consideration by Council.

10.4 VEHICLES

The Change Manager to discuss with VDRC the availability of two vehicles for the Darwin Office.

11 NEXT MEETING

16th June Parap Office

12 MEETING CLOSURE

Meeting closed at 11.35 am