

Local Government  
Association of NSW



# Record of Decisions

**Annual Conference 2006**

# Decisions of Conference

This section lists matters considered by the 2006 Local Government Association annual conference at Leura, 27 October - 1 November 2006.

It contains all motions which were debated and adopted at the conference, including late motions which were accepted for discussion in accordance with sessional orders and motions introduced as a result of discussion during the Conference.

## Resolutions

### **1 - The Executive**

### **Procedural - Sessional Orders**

That Sessional Orders as printed at pages 5 - 7 be adopted.

### **2 - The Executive**

### **Procedural - Treasurer's Report**

That the Treasurer's Report be adopted.

### **3 - Hornsby**

### **Role of Local Government**

That the Local Government Association commit to canvassing community expectations every two years on the role of Local Government in New South Wales in a similar manner to the IRIS Research opinion poll survey conducted in 2005 and, over time, benchmark the survey results against the 2005 findings and subsequent results.

### **4 - Leichhardt**

### **Red Cross Partnership with LGA**

That the Local Government Association become 'Local Government Friends of Red Cross' and ipso facto all NSW Local Governments if they choose to be, and thus engage in shaping the future of our organisations in the context of community building and governance.

### **5 - Leichhardt**

### **Indigenous Representation at LGA Conference**

That the Premier, as a matter of urgency, expedite arrangements for representatives from Aboriginal Lands Councils to be nominated as delegates to the Annual Local Government Conference and be allocated all allowances to cover the cost of attending the Conference.

### **6 - Wollondilly**

### **Lighting Bush Fires**

Lost

### **7 - Penrith**

### **Rural Fires Act**

That the Local Government Association request the Minister for Emergency Services to require a full review of the Rural Fires Act and financial systems associated with the funding of local rural fire brigades and reimbursement of associated costs to Local Government.

### **8 - Lithgow**

### **Rural Fire Service**

Covered by Resolution 7.

### **9 - Blue Mountains**

### **Review of Rural Fires Act**

Covered by Resolution 7.

## **10 - Leichhardt**

## **Anti Terrorism Legislation**

That this conference:

1. Condemns the Howard Government and its assaults on the democratic foundations of our nation and, specifically, on the freedoms and rights of each and every person in Australia to the protection of the law, to the presumption of innocence, to the rights to a fair trial, to habeas corpus;
2. Supports the concept that no person shall be deprived of his or her liberty unless proven guilty to known charges according to just laws, that no person shall be held without being charged or otherwise be subject to the coercive powers of the State without being told why and first given the opportunity for judicial redress in an open forum in accordance with all the protections of the common law.
3. Condemns any laws which subvert our fundamental rights to life and liberty, or which by undermining our liberty threaten our lives. This conference condemns the deportation of the American Peace Activist, Scott Parkin, especially as no reasons were given or charges made, he was denied any semblance of justice and no opportunity was given to allow the Australian people to judge the appropriateness of the Government's actions.
4. That conference calls on the federal government to put in place a process to create a bill of rights to protect the human rights of all citizens.

## **10.1 - Executive**

## **Drought**

1. That this conference endorses calls for a national drought summit to be convened by all Australian Governments.
2. That this conference empowers the Presidents of the LGSA to create a strategic partnership with NSW Farmers and Australian Business Limited, and other interested stakeholders, to prepare an in depth submission to the federal and state governments as a matter of urgency, and that the Presidents be authorised to undertake a media and action campaign to support the strategy prepared.
3. That councils be encouraged to enter into community relationships between metropolitan and country councils, coordinated by the LGSA.

## **11 - Newcastle**

## **Outdoor Dining Policy**

1. That the New South Wales Local Government Association calls on all councils to implement a policy which prohibits smoking while dining outdoors.
2. That the New South Wales Local Government Association calls on the State Government to make appropriate changes to the Environmental Planning and Assessment Act, Roads Act, Local Government Act and Smoke Free Environment Act to legislate for the prohibition of smoking in outdoor dining areas and to make provisions for its enforcement.

## **12 - Wollondilly**

## **Smoke Free Zones**

That the State Government take responsibility to implement at no cost to councils, Smoke Free Zones in public areas including but not limited to:

- Areas in and around children's playgrounds;
- The inside of and the perimeters of sporting fields during sporting activities;
- From entrances and exits to all council owned public buildings.

**13 - Pittwater****Police Services**

That the Association lobby the State Government to ensure that whenever any significant changes or alterations are proposed by the Government to police stations and/or police staffing, the local community and the local council be consulted prior to any decision being taken.

**14 - Penrith****Children's Services - National Policy**

That the Local Government Association lobby the Commonwealth and State Ministers for Community Services to support the establishment of a joint consultative process between Commonwealth, State and Local Governments to review and re-develop policies and programmes in order to establish at a national level a consistent and comprehensive approach to the provision of early childhood services across all states that provides all families and their children with access to beneficial learning and care environment.

**15 - Holroyd****Children's Services**

Covered by Resolution 14.

**16 - Penrith****Area Assistance Scheme**

That the Local Government Association lobby the Hon. Reba Meagher, Minister for Community Services, to make representations to the Premier and Deputy Premier to increase the funds available for the provision of core community and youth development social services under the NSW Area Assistance Scheme. In particular, that the NSW Government increase the amount of funds available for recurrent services under the "pick-up" mechanism that is available under the Area Assistance Scheme administered by the Department of Community Services.

**17 - Penrith****Community Development - Funding**

That the Local Government Association lobby the Premier the Hon. Morris Iemma, the Minister for Ageing and Disability, the Hon. John Della Bosca, the Minister for Community Services, the Hon. Reba Meagher, and the Minister for Health, the Hon. John Hatzistergos to address the issue of the NSW Government financially contributing to the accommodation costs of social and community services that are also funded by the State Government, and often housed in council facilities including neighbourhood and youth centres.

**18 - Great Lakes****Community Services - Funding**

That the Local Government Association advocate for increased Federal and State Government funding for community services personnel to help keep pace with increasing socio-economic demands.

**19 - Leichhardt****Mental Health**

That this conference:

1. Calls on the State and Federal Governments to provide additional funding for mental health care;
2. Calls on the NSW State Government to rehabilitate and restore the Rozelle Hospital in Callan Park as a centre of excellence for the treatment and care, recuperation and convalescence, protection, refuge and asylum of our fellow citizens with mental illness; and
3. Calls on the NSW State Government to continue with plans to build a psychiatric unit at Concord Hospital as a facility to complement the Rozelle specialist psychiatric hospital.

## **20 - Holroyd**

## **Safety House**

That the Safety House scheme be supported subject to further discussion with NSW police and the community to provide a workable solution to reinvigorate and adequately resource the current scheme or develop an alternative program that is more able to be adequately resourced by NSW police.

## **21 - Orange**

## **IPTAAS**

That the Local Government Association lobby the NSW Minister for Health, the Hon John Hatzistergos MLC with regard to the Isolated Patients Travel and Accommodation Assistance Scheme (IPTAAS). NSW IPTAAS assists with access to specialised medical treatment and oral surgical health care for people living in isolated and remote communities in NSW, through the provision of some financial assistance towards actual travel and accommodation costs.

That IPTAAS be amended to:

1. Reduce the eligibility criteria for travel from 100kms to 80kms.
2. Allow patients a choice of specialist.
3. Increase the kilometre rate from the existing 15 cents per kilometre.
4. Remove the patient contribution of \$40 per application.
5. Simplify the IPTAAS form for everyone to use.

## **22 - Blacktown**

## **Planning Information for Child Care Centres**

1. That the Local Government Association seek to improve access to information to assist councils in the planning for provision of child care services in their Local Government areas by requesting the release by the NSW Government of the annual Department of Community Services Annual Service Plan and Reporting Document (ASPARD) data and by the Commonwealth Government of the bi-annual Department of Families, Community Services and Indigenous Affairs Census of Child Care Services data broken down into Local Government Areas.
2. That the Local Government Association seek recognition of the considerable role of Local Government in the planning for and provision of children's services in NSW through representation on the NSW Government Committee's Preschool Services chaired by the Minister for Community Services.
3. That the Local Government Association seek recognition of the considerable role of Local Government in the planning for and provision of children's services through Commonwealth representation on the COAG Working Group on Early Childhood Development.

## **23 - Hornsby**

## **Children's Services - Data Release**

Covered by Resolution 22.

## **24 - Manly**

## **Dealing with Alcohol in Society**

That the LGA call on the Federal Government (including the Treasurer, Peter Costello, the Minister for Health, Tony Abbott and shadow ministers) to seriously consider:

1. the issue of alcohol taxation, particularly differential taxation (i.e. a regime of taxes that rise with alcohol content) as a strong part of its mix of policies on dealing with alcohol problems in society;
2. the inclusion of warning labels regarding alcohol consumption on all alcoholic beverages;
3. the banning of all alcohol advertisements and sponsorship which target youth demographics.

That agreement be reached to approach the responsible Minister for licensing provisions in New South Wales to ensure that restaurants within this State operating as BYO premises are required to adhere to the same responsible service of alcohol obligations as other licensed premises.

That the Association make representations to the NSW Minister for Local Government seeking the introduction of a discretionary Community Safety Levy to enable councils to implement recurrent programs such as graffiti removal and targeted lighting improvements to prevent crime and promote community safety in local communities.

That the Association expresses its disappointment and concern at the decisions of a number of Australian banks to source work that is currently performed in Australia from overseas third parties. The Association is particularly disappointed by the decision of St George Bank to relocate the jobs of up to 80 of its staff currently employed in the municipality of Kogarah to India. The Association is also concerned at the plans announced by Westpac to consider outsourcing the jobs of up to 500 of its staff currently employed in the City of Canada Bay.

The Association believes that:

- Australian banks have an obligation to support Australian employment and skills;
- It is in the national interest to maintain a comprehensive local financial sector and off-shoring of part of the industry would have a serious impact on local business, employment and the community as a whole;
- The integrity of the Australian financial system is based on consumer confidence in the security of information underpinned by strong local laws protecting consumer rights and privacy that could be seriously undermined if confidential information was accessible in locations beyond the reach of Australian law;
- Australians should have a legal right to know if their personal information is being processed off-shore and should have a right to refuse permission to have their personal information sent off-shore;
- Off-shoring for cost saving reasons is a short-term, globally exploitative mechanism for increasing profits by way of sourcing the lowest possible labour costs.

The Association supports the campaign by the Finance Sector Union to save the local jobs of finance workers, and as such:

- calls upon St George Bank to reverse its decision,
- urges Westpac to choose not to outsource local jobs, and
- calls upon all Australian banks and other corporations to put the interests of local jobs, skills and communities ahead of short term cost cutting.

The Association commits itself to giving preference to service providers, including providers of banking services, which respect fair employment practices, and which do not send Australian jobs overseas, and calls upon Councils to do the same.

That the Association write to all members urging councils to write to any institution that intends to export jobs and functions explaining that councils may re-invest any funds in other locally based financial institutions.

**27 - Campbelltown****Child Care Support Program**

That the New South Wales Local Government Association initiate a united response to the Federal Government expressing Local Government's extreme concern for the decision to exclude experienced Local Government providers from this Federally funded project.

**28 - Canterbury****Children's Services**

That the Association makes representations to the NSW Department of Community Services to request that additional funding be provided for mobile childcare agencies to deliver subsidised on-site care, to parent education and early intervention programs funded through the NSW Government's Families First Strategy.

**29 - Pittwater****Child Care Tax Rebate**

That the Association lobby the Federal Government to review the administration of the 30% out of pocket expenses to enable the child care tax rebate to be claimed as an up front deduction to families at the time care is paid.

**30 - Canterbury****Domestic Violence**

That the Association makes representations to the NSW Attorney General's Department concerning the need to allocate recurrent funding to local communities to link victims of domestic violence to appropriate services immediately after incidents are reported to police.

**31 - Canterbury****Intellectual Disability Services**

That the Association set up a special taskforce with the State Government to investigate ways of improving the delivery of State Government and council services to people with intellectual disabilities.

**32 - The Executive****Financial Sustainability**

That the Association endorse the establishment of the Strengthening Local Government Task Force with the responsibility to review and, as far as appropriate, advance the recommendations presented in the Final Report of the Independent Inquiry into the Financial Sustainability of NSW Local Government. The Task Force was established on 3 August 2006 in accordance with a resolution of the Joint Executive on 6 July 2006.

- The Task Force is chaired by the Presidents of the Associations and further comprises the office bearers and Associations' Secretary General, key local government stakeholders such as DLG and the Presidents of LGMA and IPWEA and independent community or expert members determined by the Presidents.
- The Task Force is empowered to establish expert working groups as required.
- The Association is to provide an adequate budget to support the Implementation Task Force to ensure that the response to the Inquiry is managed as effectively and efficiently as possible.
- Details of the progress of the Implementation Task Force and its working groups will be communicated to member councils on at least a quarterly basis.

**33 - Strathfield****Financial Sustainability of Local Government**

Covered by Resolution 32.

**34 - Baulkham Hills****Cost Shifting**

That the New South Wales Local Government Association implement a mechanism to identify areas of cost shifting to Local Government and co-ordinate a state-wide research project to quantify the monetary value of cost shifting on Local Government and to establish a benchmark on which to monitor its effect over time.

**35 - Campbelltown****Infrastructure Management**

That the Federal and State Governments work with Local Government to develop and implement options for enhancing the long term management and maintenance of infrastructure, for example national standards and practices for total Asset Management, increased funding via a combination of Commonwealth and State Grants, rates, fees and charges.

**36 - Penrith****Council Issued Infrastructure Bonds**

That the Local Government Association lobby the State and Commonwealth Governments to provide a simple and cost effective framework to enable and encourage investment in council issued infrastructure bonds.

**37 - Campbelltown****Financial Assistance Grants**

That the Federal Government work with Local Government to determine a fixed and ongoing level of funding from Commonwealth taxes.

**38 - Wollondilly****Special Rate Variations**

That the Local Government Association lobby the Minister for Local Government to adopt a policy whereby applications for special rate variations are determined and applicants are advised of the outcome no later than 1 June of the financial year prior to the financial year in which the special rate variation is expected to apply.

**39 - Ryde****Applications for Special Rate Increases**

That the NSW Minister for Local Government be requested to release the report from the Department of Local Government when announcing his decisions regarding council applications for rate increases above the rate pegging limit.

**40 - Ryde****Rate-Pegging**

That the Association write to the Prime Minister and Federal Treasurer requesting that in future negotiations with the New South Wales State Government regarding Commonwealth funds and grants, the Commonwealth place a condition that increased funding will be dependent upon the New South Wales State Government abolishing rate-pegging for Local Government in that State.

**41 - North Sydney****Equitable Distribution of Rates**

That the Local Government Association makes representation to the State Government to review the rating structure in the light of the growth in rural land sharing communities and urban consolidation in metropolitan and regional centres which results in many more multiple dwellings and the consequent penalisation of rate payers in single dwellings in order to ensure an equitable distribution of rates across the rate base.

**42 - Hornsby****Crown Reserves Management Levy**

That the Association make representations to the NSW State Government seeking the withdrawal of the 15% levy on councils in respect of the annual rental for leases/licences on Crown Reserves for which councils are Trustees and asking why the moral intent of the 12 April 2006 Inter-Governmental Agreement in relation to cost shifting was not honoured in the implementation of such levy.

**43 - Ryde****Crown Reserves Management Levy**

Covered by Resolution 42.

**44 - Lane Cove****Crown Reserves Management Levy**

Covered by Resolution 42.

**45 - Wyong (see Attachment 1)****State Government Taxes**

1. That the Association note with regret the Answer to Question Without Notice Q043 dated August 9 2006:  
'Could Council staff report on State Government Taxes collected by Council such as Waste Levy, Water Levy and Plan First Levy and on State Government Regulations creating cost imposts on residents such as noxious weed and septic licensing?'
2. That the Association requests member councils to highlight these state imposts.
3. That the Association Executive raise with the Premier and the Opposition the level of state imposts on Local Government.

**ATTACHMENT 1 CAN BE FOUND AT THE END OF THIS DOCUMENT.**

**46 - Ryde****Infrastructure Planning and Co-ordination**

That a State Infrastructure Planning Unit be established for the purposes of ensuring the planning and development of key state operated assets and utilities is undertaken in full coordination with the Local Government sector.

**47 - Mid-Western****Rural Telecommunications Charges**

That the Association support the introduction of broadband in rural areas and the equality of charges across the country. Further Conference condemns the Federal Government for the sale of Telstra and the failure to include broadband accessibility in rural areas as part of the universal service obligation.

**48 - Lithgow****Pensioner Rebates**

That the Association call on the State Government to review the level of rebate applicable to pensioners for the payment of rates and charges.

**49 - Eurobodalla****Clone Retailers**

That the Association makes use of its resources to research the social, environmental and economic impact of "clone retailers", and what planning guidelines councils can use to ensure retail viability and diversity in high streets. It is time we found out the cost of this "progress" and who the key beneficiaries are.

**50 - Blacktown****Locality Based Differential Rating**

That the NSW Government be requested to amend the Local Government Act 1993, to allow councils to incorporate in their rating structure locality based differential rates as previously permitted under the Local Government Act 1919, to allow councils greater flexibility to minimise significant impacts of extraordinary fluctuations in land valuations from a General Revaluation.

**51 - Canada Bay****“Kokoda Day” Commemoration**

That the Local Government Association supports the suggestion by the Hon Charlie Lynn, MLC, that the Federal Government proclaim “Kokoda Day”, and include it as a national day of commemoration, and that discussions be held with the 39<sup>th</sup> battalion regarding the date.

**52 - North Sydney****Sister Cities**

Lost

**53 - Gosford/Wyong****Workplace Relations Act**

That the Association call for the Federal Government to support Local Government workers by protecting Local Government workers from being transferred to the Federal Award System.

**54 - Tamworth****Workers Compensation**

That the Association make representations to the Premier, the Hon Morris Iemma MP, and the Minister for Industrial Relations, the Hon John Della Bosca MP, requesting amendment or interpretation of the Predecessor Rule in relation to the calculation of Workers Compensation Premiums for new councils formed by way of boundary reform and/or amalgamation that deems the new council not to have undertaken an acquisition of business.

**55 - Canterbury****Employment of People with Disabilities**

That the Association supports initiatives to increase the employment of people with disabilities within Local Government as a means to address the high rate of unemployment of people with disabilities in our community.

**56 - Mosman****Land & Environment Court**

That Conference calls on the State Government to amend S.97 of the Environmental Planning and Assessment Act to disallow a right of appeal against a council’s refusal of a development application where:

1. the DA includes a breach of a development standard in a Local Environmental Plan, or is recommended for refusal on heritage grounds; and
2. the recommendation of council’s planning officer is for refusal based in part or in whole on issues identified in Point 1; and
3. the council adopts the recommendation.

**57 - Port Stephens****Land & Environment Court Proceeding**

That the Chief Judge of the Land & Environment Court be respectfully requested to review the rules and procedures of the Court so as to:

- Discontinue proceedings where applicants are seeking to make substantial amendments to the DA originally referred to the Court, and

- Enable Court discretion to refuse DA's clearly demonstrated to the Court by the relevant council to be supported by highly inadequate information - being information clearly sought/required by legislation and/or council legal and planning documents.

### **58 - Auburn**

### **Mobile Waste Containers**

That the Association lobby to have the Australian Standard 4123 Mobile Waste Containers (AS4123) recommended for adoption by all NSW councils with a phased implementation within a short time frame.

### **59 - Greater Taree**

### **Ethanol**

That the Local Government Association of NSW make representations to the Federal Government aimed at expediting the production of ethanol and ethanol fuel blends in Australia.

### **60 - Greater Taree**

### **Solar Power**

That the Local Government Association of NSW make application to the Federal Government for funding to instigate a project to conduct technological research into the use of solar power for use by councils in the operation of their facilities.

### **61 - Tamworth**

### **Catchment-wide SEP Report**

That the Association seek amendment of the Local Government Act 1993 and adoption of State Government environmental policy that would allow those councils that so desire to prepare a SoE Report jointly on a whole of catchment basis, to do so, in cooperation with the Catchment Management Authorities.

### **62 - Murrumbidgee**

### **Uranium Mining and Nuclear Power**

That the Association:

1. believes that the future lies in renewable energy and that the critical threat of global warming in particular demands that we urgently develop and expand our renewable energy resources while also committing to dramatically increasing renewable energy targets by 15% by 2010, energy efficiency and demand management;
2. believes that the issues of finite resources, mining, safety, waste, weapons and cost associated with the nuclear cycle completely rule it out as an option;
3. calls on the Federal Government and the Federal Opposition to phase out the uranium mining industry, in the first instance by preventing and opposing the establishment of any more uranium mines in Australia;
4. writes to the Prime Minister concerning the above and also expressing its distress and exasperation at the Federal Government's:
  - withdrawal of support for research and development of renewable energy sources
  - failure even to adopt the Kyoto Protocol
  - apparent support for an expansion of the nuclear industry in Australia;
  - policies of detrimentally affecting the governance powers of remote Aboriginal communities which consequentially affect those communities' rights to veto uranium mining on their traditional lands
  - deal to sell uranium to China and negotiations to sell uranium to India who is not a member of the nuclear nonproliferation treaty
5. writes to the Federal Opposition Leader concerning the above and expressing its grave concern at his apparent support for an expansion of the nuclear industry in Australia;

6. writes to the Premier concerning the above and congratulating him on his decisive and categorical rejection of nuclear power for NSW;
7. calls on member councils to pass similar resolutions and re/declare themselves nuclear free zones; and
8. condemns the ALGA for its motion screening process and for screening out this motion from the National General Assembly, and calls on the ALGA to reinstate the motion.

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**63 - Wollongong****Nuclear Free Zone**

Covered by Resolution 62.

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**64 - Hawkesbury River****Notification of Government Grants**

That the Association calls upon the Minister for Primary Industries to announce grant funding for councils to administer the Noxious Weeds Act at an earlier time to facilitate accurate budgeting and exhibition of the draft management plan.

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**65 - Lithgow****Weed Control**

That the Association call on the State Government for the Department of Primary Industry to allocate sufficient funds to Local Government for the provision of roadside weed control programs in upcoming budgets and to immediately reinstate the funding for the noxious weeds inspectorial program, and call on the Australian Government to expedite the allocation and distribution of Defeating the Weed Menace program funds available to local and regional bodies.

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**66 - Leichhardt****Climate Change - Tide Markers**

That this Conference calls on the NSW Government to:

1. Install tide line markers displaying summer and winter solstice tide lines in strategic points throughout the Sydney Harbour foreshore and other coastal areas;
2. Install signage beside these markers specifically aimed at raising public awareness about climate change and the potential for rising global sea levels, explaining that the line will continually rise if we do not seriously reduce our carbon emissions, and to show where the line was in 1950, and where it could be in 2100, with dot points on what councils are doing to address the impact of Climate change, and how we can all reduce CO<sub>2</sub>s by:
  - changing to renewable energy
  - switching to energy-efficient light globes and electrical appliances
  - reducing car use
  - using public transport, bicycles and walking
  - using renewable technologies.
3. That the Conference calls on Federal, State and Local Governments to ensure their planning and infrastructure guidelines reflect the potential future impact of rising sea levels.

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**67 - Leichhardt****Land Clearing**

That this Conference:

1. Notes that land clearing, although happening on the greatest scale in western NSW, is occurring in various forms throughout the State.
2. Notes that land clearing is having a serious impact upon the natural environment, which we all share, and depriving many endangered and vulnerable species of habitat.
3. Resolves, for the sake of our rivers, our wildlife and our farmlands, to call upon the NSW State Government to:
  - Deliver on its promise to end land clearing in NSW

- Enforce its own laws, which the community called for over 3 years ago
- Introduce a strong and binding Code of Practice to control logging and commercial firewood collection on private land.
- Expand the TPO Provision of the Standard LEP to include native vegetation
- Increase the number of staff in the Department of Environment and Conservation

## **68 - Port Stephens**

## **Management of NSW Waterways**

That representation be made to the NSW Government seeking a more equitable and consistent approach to the management of waterways by the State Government particularly relating to;

1. the impact of pollution on the businesses and communities including oyster farmers affected by the inaction of State Government Departments; and
2. the impact of moorings on sea grasses, and in particular that agencies work together to ensure moorings are converted to sea grass friendly moorings within 2 years.

## **69 - Blacktown**

## **Asbestos on Public Land**

That the LGA canvass the views and experience of Local Government in relation to asbestos that has become a contaminant on public land; and

1. Request the appropriate Minister to develop Regulation/Legislation for management and remediation of asbestos in public places.
2. Develop a state wide campaign aimed at deterring illegal dumping of such material inclusive of media education about asbestos in the context of public concerns.
3. Endeavour to quantify the resources that Local Government is directing toward the remediation of asbestos contamination in public places with a view to initiating discussions with the NSW Government and product manufacturers in terms of civic responsibility and compensation to Local Government.

## **70 - Greater Taree**

## **Public Toilets in Commercial Buildings**

That the Local Government Association of NSW seek a review of planning legislation as it relates to the provision of public toilets in commercial buildings.

## **71 - Bankstown**

## **Approvals for Private Jetties**

That Bankstown City Council call upon the Local Government Association of NSW to lobby the State Government to nominate the Department of Lands as the key agency for coordinating the approvals process between State Government departments regarding the construction or modification of an existing private jetty, noting that no jetties should be approved in areas of sea grasses.

## **72 - North Sydney**

## **Air Conditioning Standards**

That the Local Government Association work with the State Government to establish industry standards for noise emissions from air conditioners in residential areas.

## **73 - Blacktown**

## **Standards for Schools**

That the Federal and State Governments be requested to provide a uniform standard for outdoor open space requirements for both State and Private Schools.

**74 - Blacktown****Flood Advice**

That the NSW Government be requested to revise the Floodplain Development Manual - 2005 to provide for the definition of flood prone land to be reverted back to the 1 in 100 year or 1% occurrence with the advice on section 149 certificates to be limited to the 1:100 year flood only, and that the manual be amended accordingly.

**75 - Gosford****Beach Protection Infrastructure**

That the Association initiates the development of a new Coastal Protection Funding Program, with both State and Federal Governments, aimed specifically towards funding major coastal protection projects.

**76 - Canterbury****Disabled Access to Council Facilities**

The Local Government Association calls on the State Government to amend Section 94 of the Environmental Planning and Assessment Act to enable councils to use to a greater extent than at present Section 94 contributions for the improvement of disability access to council owned facilities such as libraries and swimming pools.

**77 - Canterbury****Emergency Accommodation**

The Local Government Association calls on the State Government to give councils the power to establish on their own initiative and enforce planning agreements for the provision by developers of funding for infrastructure for public purposes such as emergency accommodation for families in crisis or victims of domestic violence.

**78 - Hurstville****Mediation Service**

That the matter be referred to the Executive.

That the Association request the Minister for Planning, the Hon Frank Sartor, to make amendments to legislation allowing the Building Professionals Board to provide a mediation service between private accredited certifiers and local councils, and develop a mechanism for councils to recover costs where private certifiers are in dispute with council.

**79 - Ku-ring-gai****Private Certification - Complaints**

That the Association call on the Minister for Planning to provide legal protection under the Environmental Planning & Assessment Act or other relevant legislation for those property owners adjoining developments who make a reasonable complaint pursuant to that Act about the conduct of the private/accredited certifier of that development, when they themselves become the subject of defamation proceedings by the certifier involved when the complaint is dismissed.

**80 - Hurstville****Development Infringement Notices**

That the Association request the Minister for Planning the Hon Frank Sartor, make amendments to legislation to significantly increase penalties for penalty infringement notices relating to development not carried out in accordance with development consent and development carried out without development consent.

**81 - Parramatta****Penalties under EP & A Act**

Covered by Resolution 80.

**82 - Kogarah****Unauthorised Building Works**

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Covered by Resolution 80.

**83 - Canterbury****Unauthorised Building Work**

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Covered by Resolution 80.

**84 - Canterbury****Unauthorised Building Work**

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That the Association make representations to the State Government to enact legislation that would make the person/company who acts on a development consent responsible for any unauthorised building work in relation to that consent, in terms of the issue of fines or prosecutions in court.

**85 - Sutherland****Stop Work Orders**

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1. That representations be made to the Minister for Planning seeking amendment to the provisions of the EP&A Act by incorporating a provision that permits a council to issue a "stop work order" that requires building construction work to cease immediately while the council considers whether a notice should be issued pursuant to s121H of the Act. Such a "stop work notice" shall prevent further work until revoked or a determination is made under s121K of the Act.
2. That the Minister for Planning be asked to review all existing penalties under the EP&A Act so that they are significant enough to act as a deterrent.

**86 - Hurstville****Trees Protection Bonds**

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That the Association request the Minister for Planning, the Hon Frank Sartor, to make amendments to legislation to empower councils to impose conditions of consent requiring bonds to ensure the protection of all trees affected by development and identified for retention as part of a development proposal.

**87 - Mosman****Noxious Weeds - 'Spite Trees'**

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That Conference calls on the Department of Primary Industries to declare Leyland Cypress (*Cupressocyparis leylandii* 'Leighton Green') a noxious weed under the Noxious Weeds Act; further the Association establish a working party to negotiate with the Department to encourage action to address the issue of inappropriate neighbour plantings that impact on solar access and view lines.

**88 - Leichhardt****Working Harbour/White Bay**

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1. That Conference supports the retention of working harbour and freight options within Sydney Harbour.
2. Conference calls on the NSW Government to develop a plan for the White/Rozelle & Blackwattle Bays which considers the area as a whole and is not constrained by the Government agencies which currently control the land. This plan be developed in consultation with local councils and communities.

No decisions be made which will restrict future options to improve transport until such a plan is developed. The existing rail freight corridor and potential for road links to improve traffic flows should not be compromised.

Any plan or decisions made should not compromise the heritage of White Bay Power Station, the only one of its kind remaining in NSW, nor jeopardise its redevelopment and potential to provide employment opportunities.

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**89 - Leichhardt****Parramatta Road Plan**

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That this conference:

1. opposes any increases in residential and employment densities without provision for an appropriate mass transit system in the final Parramatta Road Corridor Planning Strategy;
2. considers affordable Light Rail to be the most appropriate mass transit system for Parramatta Road;
3. opposes any increase of the traffic capacity on the City West Link and any revised M4 East proposal as part of the Parramatta Road Planning Strategy;
4. supports the inclusion of a dedicated bicycle lane in any future development for Parramatta Road.

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**90 - Wyong****Central Coast Structure Plan**

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Withdrawn.

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**91 - Wyong****BASIX Regime**

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Lost.

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**92 - Holroyd****Telecommunication Towers**

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That the Local Government Association of NSW through its representation on the Australian Local Government Association express deep concern to the Federal Government regarding the proliferation of telecommunication towers and associated co-locations.

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**93 - Leichhardt (Combined with L24 - Randwick)****Mobile Phone Towers**

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That this conference:

1. Notes that numerous councils throughout NSW have challenged the installation of telecommunication base stations within their Municipality because of community concerns of these installations and their perceived and real health risks.
2. Notes that while it is acknowledged in the Federal legislation that the precautionary principle should be applied in the sensitive siting of telecommunication base stations, councils in NSW have not been able to successfully challenge on the grounds of perceived or real risks to health.
3. Recommends that the Local Government Association take legal advice on the viability of a class action arguing the precautionary principle on the grounds of perceived or real risks to health. Should the advice be to proceed with such a case, that the Local Government Association Executive calls on all its members to jointly fund it.

That the Association calls for a Commonwealth Parliamentary inquiry into whether the current Australian exposure limits for the emission of radio frequency EMR are set too high for public safety and to assess the non-thermal effects of non ionising radiation absorption.

Such an inquiry should have the following terms of reference:-

- To impartially review relevant international epidemiological studies into the health effects of exposure to low level radio frequency EMR;

- To actively solicit scientific views both critical of and supportive of the role played by the ICNIRP in setting international guidelines;
- To determine whether the methodology behind the ICNIRP 1998 guidelines for radio frequency EMR exposure was flawed;
- To assess whether the Australian Broadcasting Authority's adoption of ICNIRP 1998 guidelines (via ARPANSA) under estimates the real health risks faced by the Australian public from radio frequency transmitters including mobile base stations.

#### **94 - Pittwater**

#### **Broadband Services**

That the Association lobby the State Government to legislate to require developers constructing dwellings in new residential land releases to provide the necessary communications infrastructure to enable broadband internet and other services to be available within release areas prior to construction and occupation of the dwellings.

#### **95 - Strathfield**

#### **Metro Strategy**

That the matter be referred to the President to continue the ongoing dialogue with the ROCs Presidents and the Department of Planning on the Metropolitan Strategy.

That Local Government unite to refuse to contribute any increased dwelling and employment numbers in regard to the Subregional Planning and Metro Strategy targets unless:

- a) adequate time and funding be made available to enable councils to undertake thorough planning and economic studies and strategies, so that potential dwelling and employment increases can be comprehensively considered and planned for at a Local Government level.
- b) infrastructure and community facilities are suitably planned for in the Subregional and Metro Strategy process and committed to by the State Government.

#### **96 - Greater Taree**

#### **Planning Processes**

That the Local Government Association of NSW request the Department of Planning to critically examine the Planning System in NSW with a view to the Department focusing at a strategic level through rural and local strategies and allowing significant delegation of responsibility to regional offices and local councils in regard to detailed implementation.

#### **97 - Wollongong**

#### **LEP**

That the Association calls on the State Government to review the lack of flexibility in the Standard Instrument (LEP) Order 2006 to reflect local conditions and calls on the State Government to fund Council's implementation of the changes.

#### **98 - Lithgow**

#### **LEP Templates**

Covered by Resolution 97.

#### **99 - Mid-Western**

#### **Local Environmental Plans**

That the Association lobby the State Government to ensure that local councils have the power to develop a Local Environmental Plan that is unique to their particular area.

#### **100 - Lake Macquarie**

#### **SEPP No. 1**

That the Minister for Planning resolve draft State Environmental Planning Policy No. 1.

## **101 - Newcastle**

## **State Significant Developments**

1. That the Local Government Association write to the Premier and the Minister for Planning to strongly object to the requirement for councils, when the Minister takes control of a development application, major projects or SEPP 71 projects, to make submissions and undertake other administrative tasks for the Department of Planning, without being paid for services rendered.
2. That the NSW Local Government Association organise a state-wide campaign of refusal by councils to cooperate with the Government with respect to providing advice about DAs to the Department without adequate remuneration.

## **102 - Leichhardt**

## **Planning Controls**

That this Conference calls on the NSW Government to:

1. Reject all planning activities and approaches that unilaterally force additional unfunded costs onto local councils and their communities;
2. Reinstate Environmental Impact Assessment and community consultation processes for all development activity;
3. Guarantee council will retain the power to determine development within the municipality.

## **103 - Strathfield**

## **LEP Review Panel**

That the Department of Planning be requested to establish a 'Review Procedure' as part of the initial stages of the LEP Process, so that councils can seek a review of the new LEP Review Panel recommendations and the subsequent Director General's Section 55 directions.

## **104 - Hunter's Hill**

## **Prosecution of Bill Posters**

That the Association request the State Government to further define graffiti to also include the placement of any commercial advertising poster(s) or sign(s), on poles, walls, fences or premises where the poster is visible from a public place unless the consent of the owner, occupier or person in charge of the poles, wall fence or premises and/or local council is first obtained. The maximum penalty be \$1,000.

This fine may be applied to a person, who places an advertising poster or sign on poles, walls, fences or premises, or the beneficiary of the advertising poster, or the promoter of the activity advertised on the poster, or the owner of the venue where the activity advertised on the poster is to take place.

## **105 - Albury**

## **Roadside Verges**

That this matter be referred to the Executive.

That the Local Government Association formally request that the State Government and/or the Roads and Traffic Authority introduce appropriate regulations that would permit rural property owners that have traditionally maintained road side verges adjacent to property boundaries, to continue to do so without fear of prosecution.

## **106 - Baulkham Hills**

## **Maintenance of Crown Roads**

That the State Government accept its responsibilities as the owner of Crown Roads and set aside resources for the maintenance of these roads.

Lost.

**108 - Wollongong****Cycleway Funding**

That the Association request the RTA and other State Government Departments to commit to reinstating and increasing on the previous levels of funding for cycling facilities to encourage the use of bicycles as an efficient and environmentally friendly mode of transport as well as a healthy lifestyle choice.

**109 - Wollongong****F6 Corridor**

That this matter be referred to the Executive for a detailed investigation of transport issues affecting the Illawarra and Southern Suburbs of Sydney, in particular

1. Possible expansion of the Albion Park Airport to serve the people of the Illawarra
2. Completion of the Maldon to Dombarton rail link
3. Transportation of containers and motor vehicles from Port Kembla
4. The effect of the extension of F6 into the Southern Suburbs of Sydney to St Peters

That the Association request the New South Wales Government to proceed with planning and development of the F6 corridor from Waterfall to Sydney airport as a matter of priority.

**110 - Wollongong****Road Funding**

That the Association support Wollongong City Council in obtaining Federal and State grant funding in order to construct the West Dapto Transport Link [Fowler's Road] in 2008.

**111 - Leichhardt****Light Rail**

That this conference:

1. notes the increase in residential density, intensity of land use and congestion in the Sydney CBD and Inner Sydney as well as the need to maintain Sydney as a sustainable competitive global city;
2. Calls upon the State Government to honour their 2003 pre-election commitment to fund the light rail, which is an extension of and improvement in public transport infrastructure.
3. Calls on the State and Federal Governments to fund the extension and improvement in public transport infrastructure for the Sydney CBD and Inner Sydney.

**112 - Mid-Western****Passenger Rail Transport**

That the Association re-energise the Local Government Rail Task Force and lobby the State Government on the need for equity in investment in country passenger rail.

**113 - Mid-Western****Road Link Across Blue Mountains**

That the Association consider developing a paper comparing the fatalities on the three major road tributaries from Sydney with a view to using this for lobbying purposes for an improved link to the west across the Blue Mountains.

**114 - Holroyd****Tolls**

That the Local Government Association of NSW seek unequivocal commitments from the NSW Government and the State Opposition that no new tolls will be introduced on the M4 along existing or expanded M4 roadways, either before or after the finalisation of the current tollways contract in 2010, with a further commitment that the current toll will be removed at that time, and that the Cash-back Scheme will be maintained until the tollway is returned to the public.

**115 - Strathfield****Enfield Intermodal Logistics Centre**

That the State Government discontinue its consideration of the Enfield intermodal logistics centre as an intermodal terminal within the Sydney Basin in preference for the site to be converted into an employment zone which is more compatible with the surrounding urban residential areas.

**116 - Strathfield****U- Turns In School Zones**

That the RTA amend traffic legislation to ban U-turns in designated school zones when activated.

**117 - Strathfield****U- Turns In School Zones**

That the Minister of Police release delegations to councils to infringe motorists making illegal U - turns across double lines in the 40km school zone.

**118 - Lane Cove****Filtration in Road Tunnels**

1. That the LGSA form a working party to develop a policy on filtration of road tunnels in urban areas longer than 2km.
2. That the working party include 2 representatives from each council affected by unfiltered road tunnels.
3. That the working party consider the following proposed policy directions as part of the policy:-
  - Planning approvals for new road tunnels longer than 2 km or which carry more than 100,000 vpd to require proven filtration technology to be incorporated into the design to reduce PM10, PM2.5 and NOx emissions by at least 80%
  - By 2010 M5 East, Cross City and Lane Cove Tunnels to have Electrostatic Precipitators installed within the tunnels to remove up to 80% of particulates from the air stream;
  - By 2010 one of Sydney's tunnels having the highest emissions of NOx in kg/hr to be trialed to remove 80% of NOx from the tunnel emissions;
  - Should the trial prove effective, then progressive installation of gas cleaning technologies into the Cross City and Lane Cove Tunnels be undertaken.
4. Representations be made to the State Government once a policy is developed to gain their commitment to implement filtration in road tunnels.

**119 - Lane Cove****Parking of Boat Trailers and Horse Floats**

That the Local Government Association make representations to the RTA to regulate the parking of boat trailers, horse floats, advertising trailers, and the like, on-street in Greater Metropolitan Sydney, when not connected to the towing vehicle.

That this matter be referred to the Executive.

That the Local Government Association makes representation to the State Government to amend Australian Road Rule 198 (2) to make it not an offence to block access to the driveway of a single dwelling only.

**121 - Pittwater****Street Lighting**

That the Association lobby the State Government to urgently address the issue of street lighting including: street lighting standards, street lighting asset ownership, street lighting asset renewal, the contestability of street lighting user costs and options for an alternative funding arrangement of the overall service.

**122 - Wyong****Governance Framework of Councils**

It is noted that the governance framework of councils in most other states and for State and Federal Government agencies is now strengthened by either legislative requirements and/or better practice guidelines on audit committees, internal audit and enterprise risk management. The Minister for Local Government is called upon to implement with priority appropriate legislative and better practice reforms in these key governance areas for the long term benefit of New South Wales Local Government and the ratepayers.

**123 - Ryde****System Standardisation**

That the State Government fund and support all NSW Local Government in implementing a standard operating & application environment providing customer service efficiencies, enabling skill and intellectual transfer between councils and reduction of both operating and capital costs.

**124 - Ryde****Local Laws**

That the State Government be requested to amend the Local Government Act to allow councils to make local laws to address local issues.

**125 - Pittwater****Public Access to Information**

That the Association lobby the relevant State Government ministers to expedite a review of the Freedom of Information Act, the Local Government Act and the Privacy and Personal Information Protection Act with a view to removing the apparent contradictions within these Acts in order to provide clarity of process and to ensure greater transparency.

**126 - Lake Macquarie****Information Retrieval Fees**

That Section 12B (3) of the Local Government Act 1993 be amended to allow councils to charge (in addition to a copying charge) a fee to cover the cost of staff time spent in retrieving/returning information from within Council's archival records.

**127 - Parramatta****Register of Prosecutions**

That this matter be referred to the Executive.

That the Conference calls upon the LGSA to host a web based database where:

1. Councils would load onto the database successful prosecutions.

2. Prior to the hearing of the prosecution, council or its solicitors would access the database to determine if the defendant has previously been convicted by another council.
3. If a magistrate finds the offence proved, council's Solicitor would be able to advise the Court of a defendant's Court history, prior to sentencing, allowing sentences that both reflect the seriousness of the matter and a defendant's prior convictions.
4. In the design of the database the necessary and appropriate security measures would be incorporated to ensure only authorised access occurred and that there is a record of access to the database.

### **128 - Shellharbour**

### **Confidentiality of Council Information**

That the Minister for Local Government undertake a review of the statutory provisions relating to disclosure and misuse of council information with a view to strengthening the sanctions that may apply where a breach of confidentiality is found to have occurred. In particular, that the Minister consider changes to the legislation to stipulate that such breaches are offences pursuant to Section 664 of the Local Government Act 1993, and further consider imposing a mandatory suspension for a stated period, or dismissal from civic office, for a councillor found to have committed such an offence.

In considering the above, that the Minister also endorse a review of councils' powers under the relevant provisions of the Local Government Act 1993 with a view to increasing a council's powers to gather evidence and otherwise investigate any suspected disclosure or misuse of council information.

### **129 - Tamworth**

### **Amalgamations - Financial Assistance**

That the Association make representations to the NSW Grants Commission seeking the introduction of an allowance to reimburse amalgamated councils for costs incurred outside the control of the council and directly arising as a result of an amalgamation and/or boundary alteration for a period up to a maximum of three years following the date of the amalgamation.

### **130 - Holroyd**

### **Asbestos Compensation**

That the Local Government Association of NSW make representations to the Prime Minister and Federal Treasurer in the strongest terms to intervene in the ongoing James Hardie saga to ensure that any persons affected by asbestos related diseases receive appropriate compensation from James Hardie as a matter of urgency.

### **131 - Gosford**

### **James Hardie Trust Fund**

That the Local Government Association call upon the Federal Government to urgently address the taxation issues relating to the Trust Fund set up by James Hardie which will compensate their former employees who are suffering with asbestos related diseases.

### **132 - Sutherland**

### **Administrative Delays**

1. That the Executive make representations to the Premier, Hon Morris Iemma MP, expressing concern at the delays councils are experiencing in obtaining information, owners consents and ministerial approvals from various State Government departments.
2. That the Executive seek examples of delays from councils to support its representations to government.

3. That in view of the general consensus that efficiency should be improved through the reduction of regulation, a working party be established involving Local and State Government representatives to identify opportunities for the reduction of referrals to the State Government.

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**133 - Ryde**

**Councillor Professional Development**

That the LGA requests the State Government to supplement council funds by providing recurrent funding for Councillor professional development in the 12 months following initial election and investigates the establishment of a Centre of Excellence for the ongoing professional development of Councillors that builds on the existing LGSA Councillor Professional Development Program and partners/links with a suitably registered tertiary provider (RTO) such as the UTS Centre for Local Government, or similar.

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**134 - Hornsby**

**Employment Status of Councillors**

That the Local Government Association seek legal advice on behalf of NSW councils regarding the classification of councillors as employees for the sole purpose of Section 221B of the Income Tax Assessment Act 1936.

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**135 - Greater Taree**

**Councillor Superannuation**

That the Local Government Association of NSW make representation to the Federal Government to extend the superannuation co-contribution provisions to Local Government representatives.

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**136 - Penrith**

**Extension of Daylight Saving Time**

That the Local Government Association make representations to the Attorney General of New South Wales to alter the Standard Time Act 1987, to have the definition of "summer time period" mean: a period starting at 2:00am on the first Sunday in October in each year and ending at 2:00am on the last Sunday in the following March.

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**137 - Manly**

**Political Donations**

Given that laws and practices relating to financial donations to political parties have become a serious risk to our democracy, the Local Government Association call upon the Federal Government to convene a National Summit to develop a national strategy to fundamentally reform, in a coordinated manner, all the financial donations legislation for all 3 levels of Australian government; ie: Federal, all State Governments and all local councils.

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**138 - Randwick**

**Electoral Matters**

Lost.

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**138.1 (Originally Numbered L1) - Executive**

**Mandatory Cat Desexing**

That the Association:

1. supports CatRescue's campaign to introduce mandatory cat desexing.
2. in support of that campaign, lobby the Minister for Local Government to:
  - a) introduce amendments to the Companion Animals Act requiring all cats not registered for breeding, be desexed.
  - b) instigate programs to help subsidise the high cost of desexing.

**139 - Eurobodalla****Desexing of Animals**

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That the Association recommend that all councils:

1. Adopt procedures to ensure that all dogs and cats on-sold from council pounds are desexed prior to release to the new owners.
2. Actively encourage the desexing of companion animals through education.

**140 - Penrith****Registration Fee For Dangerous Dogs**

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That the Local Government Association request the Department of Local Government to review the registration fee for dangerous dogs, restricted breeds and cross pit bull breeds.

**141 - Blacktown****Alcohol Free Zones**

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That the NSW Government be requested to implement contemporary, workable and enforceable legislation to replace the existing outdated Alcohol Free Zones provisions of the NSW Local Government Act 1993.

**142 - Sutherland****Alcohol Free Zones**

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That this matter be referred to the Executive.

That the Association make representations to the NSW Minister for Local Government, the Hon. Kerry Hickey MP, requesting that:

1. The maximum prescribed penalty attached to the consumption of alcohol in 'Alcohol Free Zones' (Section 642 Local Government Act, 1993), be increased from the current maximum penalty of \$22 to that of \$1,100 which applies to the 'consumption of alcohol contrary to notices' erected pursuant to Section 632 of the Local Government Act, 1993; and
2. a review be conducted to streamline the procedural and control differences between Section 632 and Section 642 of the Local Government Act, 1993 for the consumption of alcohol on public roads and in public parks.

**143 - Albury****Alcohol Free Zones**

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Covered by Resolution 142.

**144 - Albury****Responsible Serving of Alcohol**

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That representations be made to the New South Wales State Government to review and strengthen the current legislation that relates to the responsible serving of alcohol.

**145 - Holroyd****Liquor Accord Membership**

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That representations be made to the NSW Office of Liquor Gaming and Racing, and the Department of the Arts, Sport and Recreation for the introduction of compulsory Liquor Accord Membership (where applicable) for all licensed premises in New South Wales.

**146 - Waverley****Fair Trade**

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That the Association supports the aims and objectives of Fair Trade and investigates how such principles could be incorporated into Local Government procurement policies across NSW.

**147 - Hunter's Hill****Undergrounding**

That the Association calls on the State Government to require relevant authorities to formulate a total financial package for the purposes of any local council, or group of residents, wishing to promote or assist residents in promoting the under grounding of cables in their area.

**147.1 ( Originally Numbered 187) - Holroyd****Code of Conduct**

That the Local Government Association of NSW call on the Minister for Local Government to completely review the Code of Conduct, including the Conduct Committee Provisions, in conjunction with peak industry organisations to bring about a workable process.

**148 - Tamworth****Water Management Act 2000**

That the Association make representations to the Premier, the Hon Morris Iemma, MP, and the Minister for Local Government, the Hon Kerry Hickey MP, seeking amendment of Section 398 of the Water Management Act 2000 to provide that all NSW Local Government Authorities who exercise and perform the function of a Water Supply Authority are not subject to any action, liability, claim or demand arising from:

- a) the unavailability of water, or
- b) from any failure in the quantity or quality (where supplied from a bulk water pipeline prior to treatment) of water,

as a consequence of anything done or omitted to be done in good faith by the council acting as a prescribed authority or by any person acting on behalf of the council as a prescribed authority, in the exercise of any function under the Water Management 2000 or the Local Government Act 1993.

**149 - Mid-Western****Water Storage**

That the Association request the State Government to investigate the possibility of more water storage in NSW.

**150 - North Sydney****Water Conservation**

That the Federal and State Governments be requested to provide strong funding support to Local Government initiatives in water conservation and recycling.

**151 - Albury****Subsidised Rain Water Tanks**

That the State Government extends the payment of subsidies for rain water tanks from the Sydney area to all of New South Wales.

**152 - Blue Mountains****Groundwater**

That councils offer their support in the form of providing active membership to the Independent Community Groundwater Reference Group that has been established by Wingecarribee Shire Council.

**153 - Pittwater****Sewage Management Systems**

That the Association support an amendment to the Local Government Act 1993 to attach an approval to operate a sewage management system to the property that it serves rather than to the owner of the property as is currently the case.

**154 - Camden****Licensing of AWTs Service Agents**

That the Local Government Association Annual Conference call on the NSW State Government to introduce a system of licensing of Aerated Wastewater Treatment System (AWTS) service agents by the Department of Fair Trading.

**155 - Baulkham Hills****Domestic Greywater Re-use**

That on the grounds of the potential risk to public health and safety and the environment, the State Government be requested to implement a process of notification of all dwellings where domestic greywater is re-directed and re-used in accordance with the requirements of the Local Government (General) Amendment (Domestic Greywater Diversion) Regulation 2006.

**156 - Baulkham Hills****Domestic Greywater Re-use Guidelines**

That the Department of Local Government in conjunction with all other relevant State Departments issue information guidelines in relation to performance standards for greywater diversion systems.

**157 - Clarence Valley****Flood Mitigation Funding**

That the Local Government Association lobby in the strongest possible manner for the reintroduction of the original 4:1 Funding Formula (that being State two parts, Federal two parts and one part Local Government) and furthermore that the Australian Local Government Association be advised that it would be most beneficial if they approached the FMA on matters concerning floodplain management prior to endorsing COAG reports or other reports dealing with flood mitigation funding.

**158 - Holroyd****Floodplain Policy**

That the Local Government Association of NSW seek an amendment to the State Government's Floodplain Policy to allow removal of the overland flooding imposition on local communities where council's studies confirm no issue exists or council does not have overland flood data to verify overland flooding.

**158.1 - Canada Bay (see also 26.1)****Off-shore and Outsourcing Jobs**

That the resolution of Conference to protect local jobs and communities be provided to all major financial institutions.

That the President thank the Commonwealth Bank for their response that they will not be off shoring Australian jobs.

That given the response by the Commonwealth Bank that they will not be off shoring Australian jobs, the President write to all major financial institutions informing each of them of the response by the Commonwealth Bank and asking each of them whether or not it is their institution to off shore Australian jobs.

That the President circulate her letters and the responses thereto to member councils.

That a copy of the resolutions and correspondence also be provided to the Finance Sector Union.

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That the Local Government Association of NSW Executive work with the Shires Association of NSW Executive to move forward our policy of One Association.

## Motions Referred to the Executive

### 160 - Wollondilly

### Disabled Access and Private Certifiers

That the Local Government Association lobby the NSW Department of Planning to tighten the controls for private certifiers so that:

1. Training in disability awareness to ensure best practice provision of access for people with a disability is required as part of the accreditation process.
2. Before a private certifier approves alterations to the plans approved as part of a development application for new works and additions that have an area of at least 50% of the existing building for Class 2 to 9 Buildings, in a manner that has any impact on access for people with a disability or facilities, the certifier shall consult with and take into account the views of any established Disability Access Advisory Committee (or other similar committee however named).

### 161 - Sutherland

### Children's Services

That the Local Government Association of NSW form a strategic working group comprising of managers of children's services within Local Government and councillors, with the objective to analyse current changes within the children's services industry and provide long term strategic direction to government policy, to ensure the mixed provision of high quality multi faceted and responsive children's services to local communities.

### 162 - Hurstville

### Children's Services

That the Local Government Association of NSW urgently establish a strategic Working Group comprised of Mayors, Councillors and Council Children's Services Managers to:

- Make representations to relevant Commonwealth Ministers and through ALGA in regard to the changes made to funding arrangements for and the possible withdrawal of Local Government from the provision of Family Day Care services.
- Refer concerns regarding cost shifting and the child care infrastructure costs of Local Government to the Local Government Inquiry Implementation Task Force.
- Advocate strongly for formal recognition of Local Government's vital role in children's services through effective representation at inter-governmental policy, planning and funding forums and working parties on child care.
- Advocate for the need for a national child care planning framework and Local Government representation at an inter-governmental level to address the need for improved, effective and sustainable planning, funding and regulation of the child care sector so as to increase supply to meet the identified high priority gaps and improve affordability and accessibility to child care places and programs that support families.
- Seek support from other Local Government associations across Australia in relation to the above to ensure a concerted and consistent national approach.

### 163 - Campbelltown

### Naturalisation Ceremonies

That the Federal Government be called upon to reimburse council for all costs associated with the provision of Naturalisation Ceremonies.

**164 - Holroyd****Public Libraries**

That the NSW Government be requested to increase the level of funding to public libraries, in particular the library subsidy, to ensure that services are maintained at a level that meets community needs and expectations.

**165 - Blue Mountains****Financial Sustainability**

That the Federal and State Governments, in the next 5 years, work towards Local Government increasing the percentage of total tax revenue to 2% to support the provision of local infrastructure and services commensurate with the expectations of a first world economy and ensure that every local council can provide a viable and sustainable future for its' residents.

**166 - Leichhardt****General Agreement on Trade in Services**

That this conference:

1. Believes public policy regarding the regulation, funding and provision of essential services should be made democratically by Governments at the National, State and Local level;
2. Calls on the Federal Government to fully consult with State and Local Governments about the implications of the GATS negotiations for Local Government services and regulation;
3. Calls on the Federal Government to make public any specific requests it has made to other governments in this round of GATS negotiations;
4. Calls on the Federal Government to make public its specific responses to requests from other governments in this round of GATS negotiations;
5. Calls on the Federal Government to support the clear exclusion of public services from the GATS, including Local Government community services and all water-related services;
6. Calls on the Federal Government to oppose any proposals that would reduce the right of Local Government to regulate services, including the application of a "least trade restrictive" test to regulation;
7. Calls on the Federal Government to oppose any proposals that would open up the funding of such public services to privatisation.

**167 - Tamworth****Constitutional Recognition**

That the Association develop an integrated and comprehensive strategic plan in conjunction with other State Local Government Associations to provide for amendments to the Australian Constitution to ensure that constitutional recognition for Local Government is embedded as policy in all major Australian political parties. Further, that the Association's strategy include a constitutional funding component for Local Government representing the allocation of 2% of Federal Government taxation revenue to Local Government in the form of untied grants.

**168 - Blue Mountains****East Timor**

That councils who have formed East Timor Friendship Committees in New South Wales encourage the remaining councils to develop friendship committees with East Timor, in order that partnerships may be formed to:

- i enable major projects in East Timor to be undertaken;
- ii provide assistance in the current period of civil unrest; and,
- iii support the maintenance by Australia of a substantial force of peacekeepers in East Timor within the guidelines set by the UN.

**169 - Blue Mountains****Nuclear Waste**

That the LGA call on the Federal Government not to impose a nuclear waste dump on the Northern Territory for the following reasons:

1. The Federal Government's plan to dump nuclear waste in the Northern Territory is a direct breach of promises made before the 2004 Federal election; and
2. The site requires the transportation of nuclear waste through numerous Local Government areas without due regard for health and safety concerns.

**170 - Gosford/Wyong****Referral Agreements**

That the Association call upon all councils and shires to sign referral agreements; which have been endorsed by the Association to preserve current arrangements by allowing disputes such as dismissal or threatened dismissal of employees to continue to be referred to the Industrial Relations Commission of NSW.

**171 - Canterbury****Skills Shortages**

That in order to address the chronic skill shortage in the town planning and civil engineering disciplines in NSW Local Government, the Local Government Association form a working party to investigate the establishment of a scholarship scheme for school leavers, to encourage young people to seek employment in Local Government, especially in town planning and engineering fields.

**172 - Baulkham Hills****Planning Performance Indicators**

That the Department of Planning be requested to defer implementation of the Planning Performance Indicators until the 2007/2008 reporting year to allow councils the opportunity to develop appropriate data collection and reporting systems.

**173 - Penrith****Waste Management**

That the Local Government Association make a submission to the Draft Report on Waste Management reinforcing Local Government's positive role in waste management.

**174 - Wollongong****BASIX**

That the Association expresses support for the BASIX system and the New South Wales State Government be urged to continue its rollout for all forms of buildings.

**175 - Bankstown****Private Certification: Recovery of Costs**

That Bankstown City Council call upon the Local Government Association of NSW to lobby the NSW State Government to introduce changes to relevant legislation to empower councils to recover all fees and costs incurred by councils in respect of inspecting works certified by private certifiers that are not in accordance with development consent.

**176 - Auburn****BASIX Policy Changes**

That the Association:

1. Express its dismay at the NSW Government's policy changes to BASIX which exempt builders of multi-unit dwellings from more stringent energy-efficient targets despite mounting evidence of the high energy use of these buildings that is contributing to alarming climate changes.
2. Urge the Government to reverse this decision.

3. Seek that, if the Government does not reverse this decision it allow those councils which wish to do so to establish higher standards within Local Environmental Plans.
4. Lobby the Government so as to ensure that multi-unit dwellings are at least as efficient in terms of water and energy efficiency as detached dwellings.

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**177 - Shellharbour****Indian Myna Control**

That this Conference seek the assistance of the State Government to co-ordinate Local Government Authorities in a programme of the control and reduction of the population of the Common Indian Myna *Acridotheres tristis*, which represents a significant threat to populations of indigenous species of birds.

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**178 - Lithgow****Shopping Trolley Recovery**

That the Association:

1. Call upon the State Government to implement legislation requiring shopping trolleys to be fitted with appropriate locking devices to inhibit their transport along public roads and footpaths;
2. Calls upon NSW State Government to introduce legislation for mandatory monetary deposits for the use of shopping trolleys within a council area;
3. Promote a minimum impounding fee of \$75 per abandoned trolley to be paid by the owner of the trolley prior to release within a specified period. After this specified time, councils would be entitled to destroy or sell the trolleys.

The current processes for Council simply fail to achieve the correct management of this issue by large retail companies who can too easily ignore the issuing of fines for dumped trolleys.

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**179 - Blacktown****Bill Posters in Public Places**

That the State Government be requested to reform the NSW Protection of the Environment Operations Act 1997, to make it an offence to place bill posters or such similar advertising material in a public place without the prior approval of the responsible council. Further, such reforms should include a change to the relevant offence provisions of that Act, to make the person or entity which benefits from the placement of such bill poster or advertising guilty of an offence under the Act.

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**180 - Gosford****Buffer Zones for Telecommunications Facilities**

That the Association lobby the Federal Government to address the issue of possible adverse health effects from Electro Magnetic Radiation. In adopting a precautionary approach, the Federal Government could consider setting a minimum distance "buffer zone" for telecommunications facilities in sensitive locations.

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**181 - Gosford****Private Certification Bonds**

That the Association lobby the State Government to initiate legislation supporting Local Government in a bond or trust system for development applications involving Private Certifying Authorities.

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**182 - Shellharbour****School Zones**

That this conference acknowledges work being done on improving safety at School zones and requests that the State Government accelerate a programme of replacement of "School Zone"

signage with signs equipped with flashing warning lights, to operate to alert motorists during "school zone" hours.

**183 - Lismore**

**Councillor Remuneration**

That the Association call on the State Government to establish an independent commission to examine the social and economic advantages of professionally remunerated councillors.

**184 - Sutherland**

**Security Industry Act 1997**

That the NSW Local Government Association make representations to the NSW Police Minister, the Hon Carl Scully MP, requesting that local councils be exempted, or partially exempted, from strict compliance with the Security Industry Act 1997 (regulations and amendments) as the current Act places an unnecessary burden on the councils' limited resources.

**185 - Parramatta**

**Code of Conduct**

That the Conference calls upon the State Government to amend the Local Government Act so that councils no longer handle matters of misconduct as alleged by other councillors or the public but that all such matters be firstly referred to the Department of Local Government who in turn will decide whether it will act upon the matter or refer it onto ICAC for further investigation.

**186 - Parramatta**

**Review of Code of Conduct**

That the Conference calls upon the Department of Local Government to review the model Code of Conduct as a document that provides no method of investigation and enforcement which allows natural justice both to the person making a complaint or the person complained against. In addition, this code has a lack of appeal process for those who have breached council's code as far as a non pecuniary interest is concerned.

**187 - Holroyd**

**Code of Conduct**

Covered by Resolution 147.1.

# **Addendum to the Business Paper**

## **Resolutions adopted from Late Motions**

### **L1 - Executive**

### **Mandatory Cat Desexing**

Covered by Resolution 138.1.

### **L2 - Executive**

### **Constitutional Change - ALCs**

That within the LGA Constitution the definition of Aboriginal Land Councils be changed from: "Aboriginal Land Councils" shall mean a divisional member of the NSW Aboriginal Land councils.

to:

"Aboriginal Land Councils" shall mean a NSW Regional Aboriginal Land Council (or analogous body) as constituted under the Aboriginal Land Rights Act 1983 (NSW) (as amended).

### **L3 - Clarence Valley**

### **Funding Crime Prevention and Drug and Alcohol Reduction Programs**

That the matter be referred to the Executive.

That the Association makes representations to State and Federal Governments for increased funding for crime prevention and drug and alcohol reduction programs.

### **L4 - Clarence Valley**

### **Mobile Testing for Prostate Cancer**

That the matter be referred to the Executive.

That the Association call on federal and state governments to financially support the introduction of mobile testing for prostate cancer, either independently of breast cancer testing arrangements or by utilising systems and infrastructure already in place for mobile breast cancer testing.

### **L5 - Clarence Valley**

### **Review of Conduct Committees**

That the matter be referred to the Executive.

Covered by Resolution 185.

### **L6 - Clarence Valley**

### **Country Towns Water Supply and Sewerage Scheme**

That the matter be referred to the Executive.

That the State Government honours its original commitment to the NSW Country Towns Water Supply and Sewerage Scheme in real terms and restore the \$249 million in financial assistance which has been eroded through inflation over the last 12 years.

### **L7 - Clarence Valley**

### **Timber Bridge Replacement**

That the matter be referred to the Executive.

That the Association call on the Federal and State Governments to provide a separate dedicated funding source to support Local Government for the replacement and upgrading of its timber bridges.

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**L8 - Gunnedah****“Blue Card” Scheme**

That the Association of New South Wales lobby the NSW Government, particularly through the NSW Commission for Children and Young People and the Minister for Community Services and Youth; to support:

1. Adoption of the “Blue Card” scheme (operating in QLD) to supplement the Working with Children Check system in NSW.
2. Inclusion of volunteers in active screening under the Working with Children Check
3. That issuing of Blue Cards be reviewed on an annual basis.

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**L9 - Gunnedah****Public Libraries Funding**

Covered by Resolution 164.

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**L10 - Shoalhaven****Rural Fire Services**

Covered by Resolution 7.

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**L11 - Leichhardt****Children’s Services Industry**

That this Conference supports the formation of a strategic working group comprising Councillors and Managers of Children's Services within Local Government, with the objective to analyse current changes within the children's services industry and provide long term strategic direction to Government policy.

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**L12 - Newcastle****McCormack Rankin Cagney Report**

The Association calls on the NSW Government to release to the public the McCormick Rankin Cagney Report on Lower Hunter transport planning as a matter of urgency. We note that the report was completed in September 2005 and that community requests for its release have been refused. No grounds for refusal have been made public.

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**L13 - Hornsby****Juvenile Justice Laws**

That the Association lobby the State Government to review, with the intention of changing, the current Juvenile Justice Laws to:

1. Limit the number of Cautions and Warnings issued to Graffiti vandals to one each; and
2. Include the provisions to allow a penalty of Community Service, in the form of graffiti removal; be applied to those charged with Graffiti “Vandalism”.

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**L14 - Willoughby****Oil Depletion Protocol**

That the Association review the provisions of the Oil Depletion Protocol with a view to recommending its adoption to Federal and State Governments.

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**L15 - Clarence Valley****Retention of Local Planning Powers**

That the matter be referred to the Executive.

That the Association make representations to the Minister for Planning to reconsider various development thresholds contained in Schedules 1 and 2 of State Environmental Planning

Policy (Major Projects) with a view to returning to Councils the power to determine applications which would not appear to meet reasonable criteria as major projects whether or not in sensitive locations.

#### **L16 - Lithgow**

#### **Local Environmental Plan (LEP) Standard Provisions**

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That this matter be referred to the Executive to;

1. formulate a policy that takes into account the great variety of farming and land use types in NSW; and
2. write to the Minister for Planning to expedite the implementation of the Director General's Rural Lands Review Panel.

That the Association consider augmenting the Planning and Environment policy position with the following statements: Individual councils should be wholly responsible for the formulation of planning instruments, including but not limited to Local Environment Plans (LEPs), so that the instruments take into consideration the local conditions best known at the local level. Standardised templates for planning instruments should be used as a guide only in the processes of creating and updating the instruments. The determination of minimum subdivision lot sizes should remain the prerogative of individual councils and not be determined by other levels of government nor through a standardised template process. Blanket loss of rights for landowners, including but not limited to dwelling entitlements, brought about through the application of standardised planning instrument templates is unacceptable.

#### **L17 - Byron Shire Council**

#### **Department of Health Accreditation System**

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That the Association request the DoH to assess and accredit the nutrient removal capabilities of onsite sewage management systems equipment.

#### **L18 - Byron**

#### **Assessing Development Applications**

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That the Minister for Planning establishes a Memorandum of Understanding with local government for a fee for service cost recovery for assessing development applications as identified in the Department of Infrastructure, Planning and Natural Resources Circular "Planning System Development Control" PS05-002 of 27 May 2005 in relation to any applications that are under Ministerial approval.

#### **L19 - Shoalhaven**

#### **Records Management for Councillors**

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That this matter be referred to the Executive.

That the Association call on the Department of Local Government and the Minister for Local Government to have the State Records Act amended in so far as it relates to the responsibilities of Councillors and their obligations in regard to Local Government record keeping.

#### **L20 - Albury**

#### **Airport Payroll Tax Liabilities**

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That the NSW Office of State Revenue (OSR) be advised that ownership of airport facilities by Councils does not constitute a basis for the levy of Payroll Tax. Councils are of the view that the operation of airports does not attract Payroll Tax as the operation of a "transport service" under Section 10(1) (e) (IV) of the Pay-roll Tax Act 1971 (NSW).

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**L21 - Albury** **Regional Airline Access to Sydney Airport**

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That Councils support the Local Government and Shires Associations in their continuing endeavours to maintain regional airline access into Sydney Airport.

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**L22 - Albury** **Detention of David Hicks**

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That the Association request the Federal Government to finalise the matter of David Hicks' detention as soon as possible.

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**L23 - Hawkesbury River County** **Scientific Committee**

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That the Associations call upon the Premier of NSW to have the scientific committee that was established to implement a plan to safeguard the health of the Hawkesbury/Nepean River continue on as a standing committee with local government representation.

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**L24 - Randwick** **Low Level Non-Ionising Radiation Absorption**

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Covered by Resolution 93.

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**L25 - Wollondilly** **Companion Animal Database**

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That the Association lobby the Department of Local Government to make access to the Companion Animals Database available to approved Veterinary Practices.

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**L26 - Hornsby** **Helicopter Approvals**

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That the matter be referred to the Executive for further investigation, including of the effect beyond the Metropolitan Area.

That the Association make representation to the Federal Government seeking to regulate the taking off and landing of privately owned helicopters within the Sydney Metropolitan area, with the exception of Emergency Service helicopters, without the prior approval of the Local Government Authorities in which those landings and take-offs are conducted.

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**L27 - Wingecarribee** **Vegetative Screen Plantings**

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1. That the Associations request the Department of Local Government to recognise that "vegetative screen plantings" can be defined as a type of development to be included in the land use tables of a Local Environmental Plan and that in some circumstances it is appropriate to require the lodgement and assessment of a Development Application.
2. That the Associations be requested to work with the NSW Department of Planning to formulate a planning control which allows Councils to control the height of all hedge planting (irrespective of species) in their respective Local Government urban and rural areas.

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**L28 - Wingecarribee** **NSW Department of Planning**

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1. That the Association request the NSW Department of Planning to reject the Planning Performance Reporting worksheets in their current form.
2. That the NSW Department of Planning be requested to sponsor a pilot project with a limited number of representative Councils to properly assess the availability and usefulness of the information required by the worksheets
3. That through funding made available from the Planning Reform Levy the NSW Department of Planning develop a centralised system to collate and interpret the required data with that

system being made available to all Councils to complement their existing information / workload management tools.

4. That once established, the centralised system be mandatory for Councils and all State Government agencies that have a referral role in the Development Application process.

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**L29 - Wingecarribee****Kyoto Protocol**

That the Association seek support from all Councils in NSW to individually and /or collectively lobby the Federal Government to ratify and implement the Kyoto Protocol.

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**L30 - Wollondilly****Companion Animal Impounding Statistics**

That the Association Lobby the Department of Local Government to make available to the public the annual Impounding Statistics submitted by Councils to the Department under the Companion Animals Act.

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**L31 - Hurstville****Protection of Local Jobs**

Covered by Resolution 26.1.

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**L32 - Kiama****Development Application Performance Monitoring System**

That the Association request the Department of Planning to suspend the Development Application Performance Monitoring System pending provision, by the Department of Planning, of a suitable software program that will provide a more simplified data collection process for each Council.

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**L33 - Kiama****Removal of Telstra Operated Payphones**

That the Association condemns the broad scale removal of Telstra operated payphones throughout NSW. Telstra's "Universal Service Obligation" does not provide adequate or equitable payphone service provision to country NSW.

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**L34 - Parramatta****Government Ordinance Working Party**

1. That the Local Government Association, establish a working party to bring forward a report on desirable changes which need to be made to the Local Government Ordinances in general. The report is to include:
  - a) A list of all ordinances which apply to Councils.
  - b) Anomalies which exist in each, and recommendations as to the steps which could be taken by the Department of Local Government and the Department of Planning to have the statutes amended, so that the number of steps leading up to the prosecution of offenders by council officers, is less arduous and time consuming, and so that fines are more befitting of some offences, than presently is the case.
  - c) Whilst not anyways exhaustive, matters to be covered will include:-
    - Illegal Parking and Associated Fines
    - Abandoned Vehicles
    - Abandoned Shopping Trolleys
    - Graffiti
    - Brothels
    - Asbestos Removal
    - Trail Bikes
    - Littering
    - Spitting in Public Places

- Unclean Eating Premises
- Rubbish Dumping
- Numbering of Residences
- Heavy Vehicle Movements
- Dog Control
- Air, Water and Noise Pollution
- Alcohol Free Zones
- Foul Language in Public Places
- Tree Removal and Planting
- Food Outlets
- Vandalism
- Powers of rangers

2. That following completion of the report, copies be immediately forwarded to all State Members within New South Wales, requesting their support in having the recommendations adopted, and gazetted within the statutes of the Department of Local Government and the Department of Planning.

### **L35 - Waverley**

### **Mayors' Climate Change Agreement**

That the Association coordinates a Mayors' Climate Protection Agreement in conjunction with all NSW local councils. This agreement could be developed as part of the Climate Change Mitigation and Adaptation Program currently being organised by the Association.

### **L36 - Matter of Urgency**

### **Late Motions**

That late motions be provided to the LGA two weeks prior to Conference and a special edition of the Weekly Circular be provided to councils in the week prior to Annual Conference.

That where councils are not present to debate their late motions, they be referred to the Executive.

That the intent of this motion be forwarded to the ALGA.

### **L37 - Matter of Urgency**

### **Aboriginal Network**

That motions from the Local Government Aboriginal Network conference held in Gunnedah on 15-17 October 2006 be referred to the Executive.

That these motions be referred to the Shires Association for their consideration.

1. That the NSW Local Government Aboriginal Network call upon the NSW Department of Environment and Planning, the Department of Local Government and the Local Government Association to investigate the possibility of implementing policy addressing the inclusion of Aboriginal Employment through the Development Application (DA) and Tendering Processes.

2. That in 2007, the LGAN, through the LGA and Department of Local Government, fully support the acknowledgement and celebration of the 40<sup>th</sup> Anniversary of the 1967 Referendum.

3. That the LGA and Local Councils/Shires, show real commitment in regards to Reconciliation by erecting "Welcome to Country" signs on behalf of Traditional Owners in local Shire/Council boundaries and on local roads.
4. That the LGAN call upon the LGA to declare Aboriginal Affairs as a top priority with the aim to redress the many areas of Aboriginal disadvantage by the year 2012.
5. That the LGAN write to the Local Government Managers Association, ALGA, Department of Local Government and LGA, requesting that ALL Councils/Shires employ Aboriginal Community Development Officers on a full time basis to deal with Aboriginal and Torres Strait Islander issues at the Local Government level.
6. That the LGAN write to all Councils in NSW requesting they adopt ongoing Cultural Awareness Training for ALL Councillors and Staff (indoor and outdoor).

## Attachment 1 (relating to motion 45)

August 9 2006  
To the Ordinary Meeting of Council

Corporate Services Department

### Answers to Questions Without Notice

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#### **Q043 - State Government Taxes**

Asked by Councillor Eaton at the Ordinary Meeting held on May 24 2006  
F2004/06399

*Could Council staff report on State Government Taxes collected by Council such as Waste Levy, Water Levy and Plan First Levy and on State Government Regulations creating cost imposts on residents such as noxious weed and septic licensing?*

The following table list the taxes and levies identified as being paid by Council to the NSW State Government.

Tax or Levy	06/07
<b>Costs borne by all Ratepayers</b>	
Payroll Tax	1,019,000
Contribution to NSW Fire Brigade	800,000
Contribution to Rural Fire Service	311,000
Sydney Region Development Fund Levy	126,000
Contribution to State Emergency Service	37,000
	1,400,000
EPA Waste Levy - Buttonderry Tip (Council Waste component)	
<b>Costs borne by Users</b>	
Plan First Levy (Paid with DA fees)	300,000
Water Saving Fund Levy (Paid with water service charges)	980,000
EPA Waste Levy - Buttonderry Tip (Resident component paid with tip fees)	1,721,000
On Site Sewer Management	89,000
Noxious Weeds Levy	110,000
Long Service Leave Levy (paid with DA fees)	500,000
<b>Contributions to other Emergency Services</b>	
Contribution to Volunteer Rescue Association (optional for Council)	20,000
<b>Total Taxes &amp; Levies paid to NSW State Government</b>	<b>7,413,000</b>