



CONFIRMED MINUTES

ORDINARY COUNCIL MEETING

20 May 2020

Shire of Carnamah

Meeting held electronically via Go To Meeting



**AGENDA
ORDINARY COUNCIL MEETING
20 MAY 2020**

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

These minutes were confirmed at
Ordinary Council Meeting on 17 June 2020

Merle Ishister
.....

Presiding Person at the meeting at which the minutes were confirmed

17th June 2020
.....
Date

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**ORDINARY COUNCIL MEETING
HELD ELECTRONICALLY – 4PM**

1.0 DECLARATION OF OPENING

The Presiding Person declared the meeting open at 4pm and welcomed Elected Members and Staff.

Acknowledgment of Country

The Shire of Carnamah would like to acknowledge the traditional custodians of this land, and pay its respect to local Aboriginal Elders, both past and present.

We also reflect on the spirit of the pioneers who settled this country and developed the land, and the service personnel whose sacrifices have enabled us to enjoy the lifestyle we have become accustomed to.

2.0 RECORD OF ATTENDANCE

2.1 Present

<i>Cr Merle Isbister</i>	<i>Shire President (Presiding Person)</i>
<i>Cr Dwayne Woollorton</i>	<i>Deputy President</i>
<i>Cr Ian Bowman</i>	
<i>Cr Bruce Chisholm</i>	
<i>Cr Con Kikeros</i>	
<i>Cr Luke Risinger</i>	
<i>Vin Fordham Lamont</i>	<i>Chief Executive Officer</i>
<i>Ian Walsh</i>	<i>Deputy Chief Executive Officer</i>
<i>Giulia Stangle</i>	<i>Executive Co-ordinator (Minute Taker)</i>

2.2 Apologies

Nil

2.3 Leave of Absence (Previously Approved)

Cr Wayne Counsel

3.0 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

4.0 PUBLIC QUESTION TIME

Nil received.

5.0 APPLICATION FOR LEAVE OF ABSENCE

Nil

6.0 DISCLOSURE OF INTEREST

6.1 Declaration of Financial Interest and Proximity Interests

Nil

6.2 Declaration of Interest Affecting Impartiality

Nil

7.0 PETITIONS AND DEPUTATIONS

Nil received.

8.0 ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION

Shire President Cr Merle Isbister announced that Mr Phil Casbolt will step down from the role of Manager Works and Services on Friday 22 May to take on a role with the Works crew from Monday 25 May 2020 onwards.

Cr Isbister thanked and publicly commended Mr Casbolt for his service to the community in his current role.

9.0 CONFIRMATION OF MINUTES

OCM20200501 COUNCIL DECISION

RECOMMENDATION

That the Minutes of the Ordinary Meeting of Council held on Wednesday 22 April 2020 be accepted as a true and correct record.

Moved: Cr Woolforton


Seconded: Cr Chisholm

CARRIED 6/0

10.0 MANAGEMENT REPORT

10.1 FINANCE REPORTS

10.1.1 Accounts for Payment

File Code	ADM0076
Author	Ian Walsh, Deputy Chief Executive Officer
Disclosure of Interest	Nil
Attachments	1. Cheque & EFT Listing 

SUMMARY

Council to confirm the payment of creditors for the period 1 April 2020 to 8 May 2020, in accordance with the Local Government (Financial Management) Regulations 1996 section 13(1).

BACKGROUND

Financial Regulations require a schedule of payments made through the Council bank accounts to be presented to Council for their inspection. The list includes details for each account paid incorporating the payee's name, amount of payment, date of payment and sufficient information to identify the transaction.

COMMENT

Invoices supporting all payments are available for inspection. All invoices and vouchers presented to Council have been certified as to the receipt of goods and the provision of services and as to prices, computations and costings, and that the amounts shown were due for payment.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995, Section 6.4 Financial Report
Local Government (Financial Management) Regulations 1996 -
Section 12 Payments from municipal fund or trust fund;
Section 13 Lists of accounts; and
Section 15 Rounding off figures

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

VOTING REQUIREMENT

Simple Majority

OCM20200502 COUNCIL DECISION

RECOMMENDATION

That payment listed as Attachment 10.1.1. List of Accounts Due and Paid for the period 1 April 2020 to 8 May 2020; and paid by the Chief Executive Officer under delegated authority of Council, or by the Deputy Chief Executive Officer (in the Chief Executive Officer's absence) as delegated by the Chief Executive Officer including:


Manual Municipal cheques:	Nil
Municipal cheques:	28161 – 28168
Municipal EFT's:	13307 – 13403
Payroll direct debits:	#20 - #22
Municipal Direct Debits:	300420
Trust cheques:	Nil

Totalling \$ 999,646.31 be approved and passed for payment.

Moved: **Cr Kikeros**
Seconded: **Cr Risinger**

CARRIED 6/0

10.1.2 Financial Reports to 30 April 2020

File Code	ADM0076
Author	Ian Walsh, Deputy Chief Executive Officer
Disclosure of Interest	Nil
Attachments	1. Monthly Statement of Financial Activity April 2020 

SUMMARY

A Statement of Financial Activity and other supplementary financial information is produced monthly as part of the Council meeting agenda.

BACKGROUND

The attached financial reports for the period 1 July 2019 to 30 April 2020 (Attachment 10.1.2(a)) have been prepared in accordance with the Local Government Financial Management Regulations.

COMMENT

Included with this report is the following:

- Statement of Financial Activity for the period 1 July 2019 to 30 April 2020;
- Summary Rates Trial Balance Report as at 30 April 2020;
- Cash and Investment Listing;
- Debtors Listing; and
- Other Supplementary Information.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government (Financial Management) Regulation 34 - Financial activity statement report — s. 6.4.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

VOTING REQUIREMENT

Simple Majority

OCM20200503 COUNCIL DECISION

RECOMMENDATION

That Council receives the Statement of Financial Activities for the period 1 July 2019 to 30 April 2020 and other supplementary financial information as presented.





Moved: Cr Wooltorton

Seconded: Cr Kikeros

CARRIED 6/0

10.2 ADMINISTRATION REPORTS

10.2.1 Review of Delegations and Authorisations Register

File Code	ADM0353
Author	Giulia Stangle - Executive Co-ordinator
Disclosure of Interest	Nil
Attachments	<ol style="list-style-type: none">1. Delegations Register 2020 2. Delegations Register 2019 3. Authorisations Register 2020 4. Authorisations Register 2019 

SUMMARY

Council review and approve the Register of Delegations & Authorisations 2020.

BACKGROUND

The aim of the delegated authority register is to assist with improving the time taken to make decisions within the constraints allowed by relevant legislation.

Without delegated authority, most decisions of the Shire would need to be made by Council at its Ordinary Council Meetings. Having appropriate delegations in place allow day to day decisions to be made by the Chief Executive Officer, who in turn can sub-delegate these to other staff if appropriate.

The Act requires Local Governments to keep a register of its Delegations and Authorisations and review this register once every financial year.

The last review was adopted by Council on 20 March 2019 and a review is now due.

COMMENT

Previously under certain legislation, Council was not able to delegate the responsibility for appointing authorised persons to the Chief Executive Officer. As at 19 October 2019, section 9.10 of the Act was amended transitioning authority to appoint authorised persons from Council to the CEO.

Council may choose to identify and prioritise specific delegations and/or Council Policy Positions for separate review.

STATUTORY IMPLICATIONS

Local Government Act 1995:

Section 5.42 (Delegation of some power and duties to CEO);

Section 5.43 (Limits on delegations to CEO);

Section 5.44 (CEO may delegate powers and duties to other employees);

Section 5.46 (Register of, and records relevant to, delegations to CEO and employees)
Under the provisions of section 5.46 (2) (Register of, and records relevant to, delegations to CEO and employees) of the Act, delegations must be reviewed by the delegator at least once every financial year;

Section 9.10 (Appointment of authorised persons);
The local government may, in writing, appoint persons or classes of persons to be authorised for the purposes of performing particular functions; and

Section 9.49 (Execution of documents)
The local government may, in writing, appoint persons or classes of persons to be authorised for the purposes of performing particular functions.

Appointment of authorised persons

As at 19 October 2019, section 9.10 of the Act was amended transitioning authority to appoint authorised persons from Council to the CEO.

(1) In this section — law means any of the following —

- (a) this Act;
- (b) the *Caravan Parks and Camping Grounds Act 1995*;
- (c) the *Cat Act 2011*;
- (d) the *Cemeteries Act 1986*;
- (e) the *Control of Vehicles (Off-road Areas) Act 1978*;
- (f) the *Dog Act 1976*;
- (g) subsidiary legislation made under an Act referred to in any of paragraphs (a) to (f);
- (h) a written law prescribed for the purposes of this section;

specified means specified in the instrument of appointment.

(2) The CEO may, in writing, appoint persons or classes of persons to be authorised persons for the purposes of 1 or more specified laws or specified provisions of 1 or more specified laws.

Transfer of Authority Due to Absence

Where an Officer not named has been appointed by Council or by an Officer authorised to make the appointment to act in a position to which the named Officer is appointed, the authority shall transfer to the Officer acting as appointed, for the duration of Council authorisation.

Where a named Officer holding a delegation is temporarily absent and no Officer has been appointed to act in the position, the authority will transfer to the relevant Executive Director or Senior Manager for the period of absence.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

LEGAL IMPLICATIONS

Refer to statutory implication section of report.

VOTING REQUIREMENT

Absolute Majority

OCM20200504 COUNCIL DECISION



RECOMMENDATION

That the reviewed and amended Register of Delegations & Authorisations 2020 be adopted.

Moved: ***Cr Chisholm***
Seconded: ***Cr Kikeros***

CARRIED 6/0

10.2.2 Review of Shire of Carnamah Policies 1.3, 1.4 and 1.5

File Code	ADM0072
Author	Giulia Stangle, Executive Co-ordinator
Disclosure of Interest	Nil
Attachments	1. Policy 1.3 Councillors' Service Recognition  2. Policy 1.4 Attendance at Events 

SUMMARY

Council is requested to endorse the changes to the policies below as per attached changes

1. Policy 1.3 Councillors' Service Recognition
2. Policy 1.4 Attendance at Events

BACKGROUND

Nil

COMMENT

Nil

CONSULTATION

- Vin Fordham Lamont – Chief Executive Officer
- Ian Walsh – Deputy Chief Executive Officer
- Phil Casbolt – Manager of Works & Services
- Giulia Stangle Executive Co-ordinator

STATUTORY ENVIRONMENT

As contained in each policy

STRATEGIC IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

VOTING REQUIREMENT

Simple majority

OCM20200505 COUNCIL DECISION


RECOMMENDATION

That Council endorses the changes to Policy 1.3 and 1.4/1.5 as highlighted in the attachments.

Moved: Cr Risinger
Seconded: Cr Kikeros

CARRIED 6/0

10.2.3 National Redress Scheme (Participation of WA Local Governments)

File Code	ADM0180
Author	Vin Fordham Lamont – Chief Executive Officer
Disclosure of Interest	Nil
Attachments	1. National Redress Scheme - DLGSC Information Paper 

SUMMARY

This item is for the Shire of Carnamah to:

- Note the background information and the WA Government’s decision in relation to the National Redress Scheme;
- Note the key considerations and administrative arrangements for the Shire of Carnamah to participate in the National Redress Scheme;
- Formally endorse the Shire of Carnamah’s participation as part of the WA Government’s declaration in the National Redress Scheme; and
- Grant authority to an appropriate position / officer to execute a service agreement with the State, if a Redress application is received.

BACKGROUND

The Royal Commission into Institutional Responses to Child Sexual Abuse (Royal Commission) was established in 2013 to investigate failures of public and private institutions to protect children from sexual abuse. The Royal Commission released three reports throughout the inquiry:

- Working with Children Checks (August 2015);
- Redress and Civil Litigation (September 2015); and
- Criminal Justice (August 2017).

The Royal Commission’s Final Report (15 December 2017) incorporated findings and recommendations of the three previous reports and contained a total of 409 recommendations, of which 310 are applicable to the Western Australian Government and the broader WA community.

The implications of the Royal Commission’s recommendations are twofold: the first is accountability for historical breaches in the duty of care that occurred before 1 July 2018 within any institution; the second is future-facing, ensuring better child safe approaches are implemented holistically moving forward. The scope of this report addresses only the historical element of institutional child sexual abuse through the National Redress Scheme. All levels of Australian society (including the WA local government sector and the Shire of Carnamah will be required to consider leading practice approaches to child safeguarding separately in the future.

National Redress Scheme

The Royal Commission’s *Redress and Civil Litigation (September 2015)* Report recommended the establishment of a single National Redress Scheme (the Scheme) to recognise the harm suffered by survivors of institutional child sexual abuse.

The Scheme acknowledges that children were sexually abused, recognises the suffering endured, holds institutions accountable and helps those who have been abused access counselling, psychological services, an apology and a redress payment.

The Scheme commenced on 1 July 2018, will run for 10 years and offers eligible applicants three elements of Redress:

- A direct personal response (apology) from the responsible institution, if requested;
- Funds to access counselling and psychological care; and
- A monetary payment of up to \$150,000.

All State and Territory Governments and many major non-government organisations and church groups have joined the Scheme. The WA Parliament has passed the legislation for the Government and WA based non-government organisations to participate in the National Redress Scheme. The Western Australian Government (the State) started participating in the Scheme from 1 January 2019.

Under the *National Redress Scheme for Institutional Child Sexual Abuse Act 2018* (Cth), local governments may be considered a State Government institution.¹

A decision was made at the time of joining the Scheme to exclude WA local governments from the State Government's participation declaration. This was to allow consultation to occur with the sector about the Scheme, and for fuller consideration of how the WA local government sector could best participate.

COMMENT

Following extensive consultation, the State Government (December 2019):

- Noted the consultations undertaken to date with the WA local government sector about the National Redress Scheme;
- Noted the options for WA local government participation in the Scheme;
- Agreed to local governments participating in the Scheme as State Government institutions, with the State Government covering payments to the survivor; and
- Agrees to the Department of Local Government, Sport and Cultural Industries (DLGSC) leading further negotiations with the WA local government sector regarding local government funding costs, other than payments to the survivor including counselling, legal and administrative costs.

The following will be covered for local governments participating in the Scheme as a State Government institution and part of the State's declaration:

- Redress monetary payment provided to the survivor;
- Costs in relation to counselling, legal and administration (including the coordination of requests for information and record keeping in accordance with the *State Records Act 2000*); and
- Trained staff to coordinate and facilitate a Direct Personal Response (DPR – Apology) to the survivor if requested (on a fee for service basis with costs to be covered by the individual local government – see below for further explanation).

¹ Section 111(1)(b).

State Government financial support for local government participation in the Scheme, as set out, will ensure that Redress is available to as many WA survivors of institutional child sexual abuse as possible.

Individual local governments participating in the Scheme as a State Government institution, with the State will be responsible for:

- Providing the State with the necessary (facilities and services) information to participate in the Scheme;
- Resources and costs associated with gathering their own (internal) information and providing that information (Request for Information) to the State (if they receive a Redress application); and
- Costs associated with the delivery of a DPR (apology), if requested (based on a standard service fee, plus travel and accommodation depending on the survivor's circumstance). The State's decision includes that all requested DPR's will be coordinated and facilitated by the Redress Coordination Unit – Department of Justice, on every occasion.

The WALGA State Council meeting of 4 March 2020:

1. Acknowledged the State Government's decision to include the participation of Local Governments in the National Redress Scheme as part of the State's declaration;
2. Endorsed the negotiation of a Memorandum of Understanding and Template Service Agreement with the State Government, and
3. Endorsed by Flying Minute the Memorandum of Understanding prior to execution, in order to uphold requirements to respond within legislative timeframes.

The State and WALGA will sign a Memorandum of Understanding to reflect the principles of WA local governments participating in the Scheme as State Government institutions and being part of the State's declaration.

State agencies (led by DLGSC), WALGA and Local Government Professionals WA will support all local governments to prepare to participate in the Scheme from 1 July 2020 (or earlier, subject to completing the necessary arrangements).

The State's decision allows for the WA Government's Scheme participation declaration to be amended to include local governments and this report seeks endorsement of the Shire of Carnamah's participation in the Scheme.

As an independent entity and for absolute clarity, it is essential that the Shire of Carnamah formally indicates via a decision of Council, the intention to be considered a State Government institution (for the purposes on the National Redress Scheme) and be included in the WA Government's amended participation declaration.

The Shire of Carnamah will not be included in the State's amended declaration, unless it formally decides to be included.

The financial and administrative coverage offered by the State will only be afforded to WA local governments that join the Scheme as a State Government institution, as part of the State's amended declaration.

The option also exists for the Shire of Carnamah to formally decide not to participate in the Scheme (either individually or as part of the State's declaration).

Should the Shire of Carnamah formally decide (via a resolution of Council) not to participate with the State or in the Scheme altogether, considerations for the Shire of Carnamah include:

- Divergence from the Commonwealth, State, WALGA and the broader local government sector's position on the Scheme (noting the Commonwealth's preparedness to name-and-shame non-participating organisations).
- Potential reputational damage at a State, sector and community level.
- Complete removal of the State's coverage of costs and administrative support, with the Shire of Carnamah having full responsibility and liability for any potential claim.
- Acknowledgement that the only remaining method of redress for a victim and survivor would be through civil litigation, with no upper limit, posing a significant financial risk to the Shire of Carnamah.

Considerations for the Shire of Carnamah

Detailed below is a list of considerations for the Shire of Carnamah to participate in the Scheme:

1. Executing a Service Agreement

All Royal Commission information is confidential, and it is not known if the Shire of Carnamah will receive a Redress application. A Service Agreement will only be executed if the Shire of Carnamah receives a Redress application.

Shire of Carnamah needs to give authority to an appropriate position/officer to execute a service agreement with the State, if a Redress application is received. Timeframes for responding to a Request for Information are 3 weeks for priority applications and 7 weeks for non-priority applications. A priority application timeframe (3 weeks) will be outside most Council meeting cycles and therefore it is necessary to provide the authorisation to execute an agreement in advance.

2. Reporting to Council if / when an application is received

Council will receive a confidential report, notifying when a Redress application has been received. All information in the report will be de-identified but will make Council aware that an application has been received.

3. Application Processing / Staffing and Confidentiality

Administratively the Shire of Carnamah will determine:

- Which position(s) will be responsible for receiving applications and responding to Requests for Information;
- Support mechanisms for staff members processing Requests for Information.

The appointed person(s) will have a level of seniority in order to understand the magnitude of the undertaking and to manage the potential conflicts of interest and confidentiality requirements

4. Record Keeping

The State Records Office advised (April 2019) all relevant agencies, including Local Governments, of a 'disposal freeze' initiated under the *State Records Act 2000* (the Act) to protect past and current records that may be relevant to actual and alleged incidents of child sexual abuse. The Shire of Carnamah's record keeping practices as a result, have been modified to ensure the secure protection and retention of relevant records. These records (or part thereof) may be required to be provided to the State's Redress Coordination Unit in relation to a Redress application.

The Redress Coordination Unit (Department of Justice) is the state record holder for Redress and will keep copies of all documentation and RFI responses. Local Governments will be required to keep their own records regarding a Redress application in a confidential and secure manner, and in line with all requirements in *The Act*.

Redress Decisions

The Shire of Carnamah should note that decisions regarding Redress applicant eligibility and the responsible institution(s), are made by Independent Decision Makers, based on the information received by the applicant and any RFI responses. The State Government and the Shire of Carnamah do not have any influence on the decision made and there is no right of appeal.

CONSULTATION

The State, through the Department of Local Government, Sport and Cultural Industries (DLGSC), consulted with the WA local government sector and other key stakeholders on the Royal Commission into Institutional Responses to Child Sexual Abuse (in 2018) and the National Redress Scheme (in 2019).

The consultation throughout 2019 has focused on the National Redress Scheme with the aim of:

- raising awareness about the Scheme;
- identifying whether WA local governments are considering participating in the Scheme;
- identifying how participation may be facilitated; and
- enabling advice to be provided to Government on the longer-term participation of WA local governments.

Between March and May 2019, DLGSC completed consultations that reached 115 out of 137 WA local governments via:

- Webinars to local governments, predominately in regional and remote areas;
- Presentations at 12 WALGA Zone and Local Government Professional WA meetings;
- Responses to email and telephone enquiries from individual local governments.

It was apparent from the consultations local governments were most commonly concerned about the:

- potential cost of Redress payments;
- availability of historical information;
- capacity of local governments to provide a Direct Personal Response (apology) if requested by Redress recipients;
- process and obligations relating to maintaining confidentiality if Redress applications are received, particularly in small local governments;
- lack of insurance coverage of Redress payments by LGIS, meaning local governments would need to self-fund participation and Redress payments.

LGIS published and distributed an update (April 2019) regarding the considerations and (potential) liability position of the WA local government sector in relation to the National Redress Scheme.

The WALGA State Council meeting on 3 July 2019 recommended that:

1. *WA local government participation in the State's National Redress Scheme declaration with full financial coverage by the State Government, be endorsed in principle, noting that further engagement with the sector will occur in the second half of 2019.*

2. *WALGA continue to promote awareness of the National Redress Scheme and note that local governments may wish to join the Scheme in the future to demonstrate a commitment to the victims of institutional child sexual abuse.*

DLGSC representatives presented at a WALGA hosted webinar on 18 February 2020 and presented at all WALGA Zone meetings in late February 2020.

The State's decision, in particular to cover the costs/payments to the survivor, has taken into account the feedback provided by local governments during the consultation detailed above.

STRATEGIC IMPLICATIONS

Nil

STATUTORY IMPLICATIONS

The Shire of Carnamah in agreeing to join the Scheme, is required to adhere to legislative requirements set out in the *National Redress Scheme for Institutional Child Sexual Abuse Act 2018* (Cth).

Authorisation of an appropriately appointed person to execute a service agreement with the State, if a Redress application is received, will be in accordance with s.9.49A(4) of the *Local Government Act 1995*.

FINANCIAL IMPLICATIONS

The State's decision will cover the following financial costs for local governments:

- Redress monetary payment provided to the survivor;
- Costs in relation to counselling, legal and administration (including the coordination or requests for information and record keeping); and
- Trained staff to coordinate and facilitate a Direct Personal Response (DPR – Apology) to the survivor if requested (on a fee for service basis with costs to be covered by the individual local government – see below).

The only financial cost the local government may incur will be the payment of the DPR's, which is on an 'as requested' basis by the survivor. This will be based on the standard service fee of \$3,000 plus travel and accommodation depending on the survivor's circumstances. All requested DPR's will be coordinated and facilitated by the Redress Coordination Unit – Department of Justice.

The State's decision also mitigates a significant financial risk to the local government in terms of waiving rights to future claims. Accepting an offer of redress has the effect of releasing the responsible participating organisation and their officials (other than the abuser/s) from civil liability for instances of sexual abuse and related non-sexual abuse of the person that is within the scope of the Scheme. This means that the person who receives redress through the Scheme, agrees to not bring or continue any civil claims against the responsible participating organisation in relation to any abuse within the scope of the Scheme.

VOTING REQUIREMENTS

Simple Majority

OCM20200506 COUNCIL DECISION

RECOMMENDATION

That Council:

- 1) Notes the consultation undertaken and information provided by the Department of Local Government, Sport and Cultural Industries in regarding the National Redress Scheme and the participation of WA local governments;
- 2) Notes that the Shire of Carnamah will not be included in the WA Government's amended participation declaration (and afforded the associated financial and administrative coverage), unless the Shire of Carnamah makes a specific and formal decision to be included;
- 3) Endorses the participation of the Shire of Carnamah in the National Redress Scheme as a State Government institution and included as part of the State Government's declaration;
- 4) Grants authority to the Chief Executive Officer to execute a service agreement with the State, if a Redress application is received;
- 5) Notes that a confidential report will be provided if a Redress application is received by the Shire of Carnamah.

Moved: **Cr Chisholm**
Seconded: **Cr Kikeros**

CARRIED 6/0

10.3 CONFIDENTIAL REPORTS

PROCEDURAL MOTION

Moved: Cr K House Seconded: Cr R House 0220.14 That Council: Close the meeting to staff and members of the public to discuss item 17.1 as the item is considered confidential pursuant to Section 5.23(2)(a) of the Local Government Act 1995 due to the matter affecting an employee. UNANIMOUSLY CARRIED: 7/0

PROCEDURAL MOTION

OCM20200507 COUNCIL DECISION

RECOMMENDATION

That the meeting be closed to the public to consider Confidential Item 10.3.2 of the Agenda as the item is considered confidential pursuant to s 5.23 (2)(c)(e) of the Local Government Act 1995 due to the matter being

- a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting; and
- a matter that if disclosed, would reveal information that has a commercial value to a person; or information about the business, professional, commercial or financial affairs of a person.

Moved: Cr Risinger
Seconded: Cr Kikeros

CARRIED 6/0

10.3.2 Confidential Item – under separate cover

File Code	ADM0097
Author	Vin Fordham Lamont - Chief Executive Officer
Disclosure of Interest	Nil
Attachments	1. Dr Adeiye CV 2. Dr Adeiye Reference Check 1 3. Dr Adeiye Reference Check 2 4. Dr Lotsu CV 5. Dr Lotsu Reference Check 1

6. Dr Lotsu Reference Check 2
 7. Dr Lotsu Feedback Report
 8. Recruitment Interview Notes
 9. Draft agreement between the Shires of Carnamah, Coorow and Three Springs
 10. Draft Practice Agreement between The Shire of Three Springs and Bagoc Pty Ltd
-

VOTING REQUIREMENT

Simple Majority

OCM20200508 COUNCIL DECISION

RECOMMENDATION

That Council:

- Approves the annual expenditure as prescribed in this report for the term of the contracts.
- Approves the prepayment of the initial annual contribution of \$41,182 upon the signing of all agreements, with the amount be prorated between the 2019/2020 and 2020/2021 financial years.
- Authorises the CEO to execute the draft agreement between the Shires of Carnamah, Coorow and Three Springs.

Moved: ***Cr Kikeros***
Seconded: ***Cr Chisholm***

CARRIED 6/0

10.3.3 Motion to re-open the meeting

File Code	N/A
Author	Vin Fordham Lamont – Chief Executive Officer
Disclosure of Interest	Nil
Attachments	Nil

VOTING REQUIREMENT

Simple Majority

OCM20200509 COUNCIL DECISION

RECOMMENDATION

That the meeting be re-opened to the public.

Moved: Cr Kikeros
Seconded: Cr Risinger

CARRIED 6/0

11.0 ORDERING THE COMMON SEAL

11.1 Localise Pty Ltd Engagement Contract

File Code	ADM0356
Author	Giulia Stangle, Executive Co-ordinator
Disclosure of Interest	Nil
Attachments	Nil

SUMMARY

Council is required to grant approval to apply the Common Seal for Shire of Carnamah to enter into a contract with Localise for the provision of a major review of the Intergrated Planning Reporting Framework in November 2020-June 2021.

BACKGROUND

Nil

OFFICER COMMENT

Nil

STATUTORY ENVIRONMENT

Nil

FINANCIAL IMPLICATIONS

Nil

POLICY IMPLICATIONS

Policy 2.6 Shire of Carnamah Common Seal

VOTING REQUIREMENT

Simple Majority

OCM20200510 COUNCIL DECISION

RECOMMENDATION

That Council endorse the use of the Common Seal on the Localise Pty Ltd engagement contract for the provision of Integrated Planning and Reporting Framework services.

Moved: Cr Risinger
Seconded: Cr Woolforton

CARRIED 6/0

12.0 REPORTS OF COMMITTEES AND MEMBERS

Nil

13.0 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

14.0 NOTICE OF MOTIONS (FOR CONSIDERATION AT THE FOLLOWING MEETING, IF GIVEN DURING THE MEETING)

Nil

15.0 NEW BUSINESS OF AN URGENT NATURE ADMITTED BY COUNCIL

Nil

16.0 CLOSURE OF MEETING

The Presiding Person declared the meeting closed at 4.26pm.