



# Attachments

Ordinary Council Meeting

Wednesday, 25 October 2023



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# Agenda Item 8.1 - Attachment 1

Committees Terms of Reference



## Part 1 – Council Committees

Section 5.8 of the *Local Government Act 1995* (the Act) enables Council to establish committees (absolute majority required) with three or more persons, to assist it with its functions. Committee members can include elected members, employees and members of the public in a variety of combinations. Committees can operate with delegated decision-making powers or solely on an advisory basis.

In accordance with section 5.12 of the Act, the committee are to elect a presiding member from amongst themselves and may elect a deputy presiding member.

Section 7.1A of the Act requires a Council to establish an audit committee. At least three of the members, and the majority of the members, are to be Council members.

Council has resolved to formally establish the following committees of Council in accordance with *Local Government Act 1995*:

- Audit and Risk Management Committee
- Chief Executive Officer's Recruitment and Performance Review Committee
- Community Grants Committee
- Economic and Tourism Development Committee.



## Audit and Risk Management Committee

Position	Incumbent
<b>Members</b>	1. 2. 3. 4. 5.
<b>Deputies</b>	1. 2. 3. 4.
<b>External Members</b>	Nil
<b>Chairperson</b>	To be determined at the first meeting of the committee following the local government elections.
<b>Deputy Chairperson</b>	As above
<b>Responsible Officers</b>	Deputy Chief Executive Officer Internal Auditor Governance Team



## Terms of Reference

### Purpose

In line with the *Local Government (Audit) Regulations 1996* (Regulations), the purpose of the Audit and Risk Management Committee (Committee) is to:

1. Support Council in fulfilling its governance and oversight responsibilities in relation to financial reporting, internal control structure, risk management systems, external audit functions and ethical accountability,
2. Examine the audit and management reports from external audits, and ensure that the Shire of Ashburton (Shire) appropriately implements any actions, and
3. Receive and review reports prepared by the Chief Executive Officer (CEO) in accordance with the Regulations and provide recommendations to Council on its findings and proposed actions.

### Role and functions

The role of the Committee is to provide guidance and assistance to Council in fulfilling its governance and oversight responsibilities, in relation to the following key areas:

#### Financial reporting

1. Make recommendations to Council on how to enhance credibility and objectivity in the Shire's financial reporting.
2. Review the Shire's draft annual financial report, focusing on:
  - accounting policies and practices
  - the process used in making significant accounting estimates
  - significant adjustments to the financial report (if any) arising from the audit process
  - compliance with accounting standards and other reporting requirements
  - significant variances from prior years.
3. Consider and recommend the Shire's annual financial report to Council for adoption.

#### Internal control

1. Review the CEO's report/s made under regulation 17 of the Regulations, relating to systems and procedures concerning risk management, internal controls and legislative compliance, and,



- a. Make recommendations to Council to address issues identified in the reviews, and
  - b. Oversee the implementation of recommendations arising from the reviews undertaken, once accepted by Council.
2. Review the annual Compliance Audit Return and report to Council on the results of that review.
  3. Ensure continued compliance with relevant legislation.

#### Strategic risk management

1. Review whether the Shire has an effective risk management system and report back to Council on its findings.
2. Receive and review strategic risk reports which identify key risks and the status and effectiveness of risk management systems.
3. Report back to Council on any adverse trends identified and any risks that need further attention.
4. Ensure that fraud and misconduct risks have been identified and have an appropriate treatment plan.

#### External audit

1. Liaise with the appointed external auditor to ensure that Council can be satisfied with the performance of the local government in managing its financial affairs.
2. Promote a more effective and efficient external audit process by providing an independent review of reports presented to the Committee and reporting to Council on the results of that review.

#### Internal audit

1. Assist Council to form an opinion on the local government's audit requirements by recommending courses of action which ensure that internal audit processes are appropriate, accountable and transparent.
2. Review and recommend a regular internal audit program to Council.
3. Review internal audit reports and make recommendations to Council on its results.
4. Oversee and monitor the implementation of internal audit recommendations.

#### Delegation

1. This Committee has no delegated authority and no authority to implement its recommendations without resolution of Council.





2. The Committee is a formally appointed committee of Council and is responsible to that body. The Committee does not have executive powers or authority to implement actions in areas over which the CEO has legislative responsibility.
3. The Committee does not have any management functions and cannot involve itself in management processes or procedures, other than by making a recommendation to Council.

### Membership

1. The Committee shall comprise of five elected members of the Shire.
2. All other elected members shall be appointed as deputy members of the Committee.
3. The CEO or their nominee is to be available to attend meetings to provide advice to the Committee.
4. Appointments to the Committee will be for up to two-year terms, with membership expiry coinciding with the local government ordinary elections.

### Quorum

The quorum for a committee meeting is set by section 5.19 of the *Local Government Act 1995*.

### Meetings

1. The Committee must elect a presiding member and deputy presiding member in accordance with section 5.12 and Schedule 2.3 of the *Local Government Act 1995*.
2. A schedule of meetings will be developed and agreed to by the Committee.

### Reporting

The Committee shall report to Council by way of its minutes and any recommendations it may make.

#### Office use only

<b>Relevant delegations</b>	Nil			
<b>Council adoption</b>	<b>Date</b>	8 August 2023	<b>Resolution #</b>	157/2023
<b>Reviewed/modified</b>	<b>Date</b>		<b>Resolution #</b>	
<b>Next review due</b>	<b>Date</b>	2025		



## Chief Executive Officer's Recruitment and Performance Review Committee

Position	Incumbent
<b>Members</b>	1. 2. 3. 4. 5.
<b>Deputies</b>	1. 2. 3. 4.
<b>External Members</b>	Nil
<b>Chairperson</b>	To be determined at the first meeting of the committee following the local government elections.
<b>Deputy Chairperson</b>	As above
<b>Responsible Officers</b>	Chief Executive Officer Manager Organisational Development Governance Team



## Terms of Reference

### Purpose

The purpose of the Chief Executive Officer's Recruitment and Performance Review Committee (the Committee) is to support Council in fulfilling its obligations to:

1. recruit and select a Chief Executive Officer (CEO); and
2. review the performance of the CEO at least once in relation to each year of the person's employment, where the CEO is employed for a term of more than one year,  
in accordance with the *Local Government Act 1995*, and the adopted model Standards for CEO Recruitment, Performance and Termination.

### Role and functions

The role of the Committee is to:

1. review the selection criteria and job description for the CEO position;
2. develop a process for the recruitment and selection of the CEO position;
3. ensure the selection process is in accordance with the principles of merit and equity;
4. consider recommendations from the selection panel and make recommendations to Council in relation to the preferred applicant and proposed terms of the contract of employment (including any variations);
5. develop a process for the annual review of the CEO's performance;
6. in consultation with the CEO and a suitably qualified and experienced consultant (if appointed), review the CEO's performance annually, against the contractual performance criteria and any additional Key Performance Indicators (KPIs) that has been agreed to by Council;
7. review any KPIs to be met by the CEO that are in addition to the contractual performance criteria, on an annual basis;
8. review the CEO's remuneration package, in accordance with the appropriate provisions within the CEO's contract of employment; and
9. review the CEO's contract of employment and make recommendations to Council in relation to varying the contract as and when necessary.

### Delegation

1. This Committee has no delegated authority and no authority to implement its recommendations without resolution of Council.



2. The Committee is a formally appointed committee of Council and is responsible to that body. The Committee does not have executive powers or authority to implement actions in areas over which the CEO has legislative responsibility.
3. The Committee does not have any management functions and cannot involve itself in management processes or procedures, other than by making a recommendation to Council.

### Membership

1. The Committee shall comprise of five elected members of the Shire.
2. All other elected members shall be appointed as deputy members of the Committee.
3. The Manager Organisational Development or their nominee is to be available to attend meetings to provide advice to the Committee.
4. Appointments to the Committee will be for up to two-year terms, with membership expiry coinciding with the local government ordinary elections.

### Quorum

The quorum for a committee meeting is set by section 5.19 of the *Local Government Act 1995*.

### Meetings

1. The Committee must elect a presiding member and deputy presiding member in accordance with section 5.12 and Schedule 2.3 of the *Local Government Act 1995*.
2. A schedule of meetings will be developed and agreed to by the Committee.

### Reporting

The Committee shall report to Council by way of its minutes and any recommendations it may make.

Office use only				
<b>Relevant delegations</b>	Nil			
<b>Council adoption</b>	<b>Date</b>	8 August 2023	<b>Resolution #</b>	157/2023
<b>Reviewed/modified</b>	<b>Date</b>		<b>Resolution #</b>	
<b>Next review due</b>	<b>Date</b>	2025		



## Community Grants Committee

Position	Incumbent
<b>Members</b>	<ol style="list-style-type: none"> <li>1. Onslow Ward Councillor</li> <li>2. Pannawonica Ward Councillor</li> <li>3. Paraburdoo Ward Councillor</li> <li>4. Tom Price Ward Councillor</li> </ol>
<b>Deputies</b>	<ol style="list-style-type: none"> <li>1.</li> <li>2.</li> <li>3.</li> <li>4.</li> <li>5.</li> </ol>
<b>External Members</b>	Nil
<b>Chairperson</b>	To be determined at the first meeting of the committee following the local government elections.
<b>Deputy Chairperson</b>	As above
<b>Responsible Officers</b>	Director Community Development Manager Communities Grants and Communities Administrator Governance Team



## Terms of Reference

### Purpose

The Committee's purpose is to receive, assess and determine applications received for grants under the Council Policy – Community Donations, Grants and Funding with the exception of Small Assistance Donations.

### Role and functions

The role of the Committee is to:

1. consider officer recommendations for community support grant and signature event applications, within four weeks after the close of each grant round; and
2. make recommendations to Council to either decline or approve valid applications.

### Delegation

1. This Committee has no delegated authority and no authority to implement its recommendations without resolution of Council.
2. The Committee is a formally appointed committee of Council and is responsible to that body. The Committee does not have executive powers or authority to implement actions in areas over which the CEO has legislative responsibility.
3. The Committee does not have any management functions and cannot involve itself in management processes or procedures, other than by making a recommendation to Council.

### Membership

1. The Committee shall comprise of four elected members of the Shire, one from each of the following wards: Onslow, Pannawonica, Paraburdoo and Tom Price.
2. All other elected members shall be appointed as deputy members of the Committee.
3. The CEO or their nominee is to be available to attend meetings to provide advice to the Committee.
4. Appointments to the Committee will be for up to two-year terms, with membership expiry coinciding with the local government ordinary elections.

### Quorum

The quorum for a committee meeting is set by section 5.19 of the *Local Government Act 1995*.





### Meetings

1. The Committee must elect a presiding member and deputy presiding member in accordance with section 5.12 and Schedule 2.3 of the *Local Government Act 1995*.
2. A schedule of meetings will be developed and agreed to by the Committee.

### Reporting

The Committee shall report to Council by way of its minutes and any recommendations it may make.

Office use only				
<b>Relevant delegations</b>	Nil			
<b>Council adoption</b>	<b>Date</b>	8 August 2023	<b>Resolution #</b>	157/2023
<b>Reviewed/modified</b>	<b>Date</b>		<b>Resolution #</b>	
<b>Next review due</b>	<b>Date</b>	2025		



## Economic and Tourism Development Committee

Position	Incumbent
<b>Members</b>	1. 2. 3. 4.
<b>Deputies</b>	1. 2. 3. 4. 5.
<b>External Members</b>	Nil
<b>Chairperson</b>	To be determined at the first meeting of the committee following the local government elections.
<b>Deputy Chairperson</b>	As above
<b>Responsible Officers</b>	Chief Executive Officer Manager Business and Economic Development Governance Team





## Terms of Reference

### Purpose

The Economic and Tourism Development Committee's (the Committee) purpose is to identify strategies/opportunities that promote economic development and tourism within the Shire of Ashburton (the Shire).

### Role and functions

The role of the Committee is to provide guidance and assistance to Council on matters including but not limited to:

1. Positioning local businesses and industry to capitalise on global and emerging industry trends that facilitate new markets and investment.
2. The formulation of stakeholders, strategic partnerships and communication to facilitate new and developing industry initiatives across sectors to ensure ongoing and sustained economic growth.
3. Providing industry feedback and input, as appropriate, into strategic and high-level economic development documents/plans including future growth plans for the Shire.
4. The role Council should play to address industry specific feedback (including perceived impediments) on Federal, State and local regulatory processes and funding programs to create better investment conditions and refinements for economic growth and employment generation in the short, medium and long term.
5. Facilitation of identified industry and strategic initiatives across industry sectors and relevant organisations.
6. Policies relating to economic development.
7. Encouraging development and investment through active marketing.

### Delegation

1. This Committee has no delegated authority and no authority to implement its recommendations without resolution of Council.
2. The Committee is a formally appointed committee of Council and is responsible to that body. The Committee does not have executive powers or authority to implement actions in areas over which the CEO has legislative responsibility.
3. The Committee does not have any management functions and cannot involve itself in management processes or procedures, other than by making a recommendation to Council.



### Membership

1. The Committee shall comprise of four elected members of the Shire.
2. All other elected members shall be appointed as deputy members of the Committee.
3. The CEO or their nominee is to be available to attend meetings to provide advice to the Committee.
4. Appointments to the Committee will be for up to two-year terms, with membership expiry coinciding with the local government ordinary elections.

### Quorum

The quorum for a committee meeting is set by section 5.19 of the *Local Government Act 1995*.

### Meetings

1. The Committee must elect a presiding member and deputy presiding member in accordance with section 5.12 and Schedule 2.3 of the *Local Government Act 1995*.
2. A schedule of meetings will be developed and agreed to by the Committee.

### Reporting

The Committee shall report to Council by way of its minutes and any recommendations it may make.

Office use only				
<b>Relevant delegations</b>	Nil			
<b>Council adoption</b>	<b>Date</b>	8 August 2023	<b>Resolution #</b>	157/2023
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<b>Next review due</b>	<b>Date</b>	2025		





# Agenda Item 8.2 - Attachment 1

Working and External Groups Terms of Reference



## Part 2 –Working Groups

Council has resolved to establish a number of working groups.

Working groups are not intended to be constrained by the procedural requirements of the Act and the *Local Government (Administration) Regulations 1996*, however many best practice meeting procedures used under the Act can be practised for working group meetings.

In most instances, the Chairperson is voted from amongst the membership of the working group and presides over the meeting. Simple majority voting can be used; all members of the working group present must vote, and the Chairperson has a further casting vote should votes be tied. It is good practise to vacate Chairperson and Deputy Chairperson positions following the biannual Council elections whereupon new elected members may replace the current elected member representatives.

It is acknowledged that working groups generally have members with speciality interests in fields relevant to the particular working group. However, members with financial interests in agenda items must abstain from participation in discussions and voting on such items and leave the room for that part of the meeting.

Any recommendations emanating from working groups are to be endorsed by Council through an officer report and subsequent recommendation. A Working Group has no other power.

Some other points to note for the operation of working groups are that notes of meetings are taken rather than minutes, which are submitted by the responsible officer for inclusion in the following Council agenda to be received.



## Inland Local Emergency Management Committee

The Inland Local Emergency Management Committee (LEMC) is established in accordance with the *Emergency Management Act 2005* and comprises the Tom Price and Paraburdoo townships and surrounding communities.

Position	Incumbent
<b>Members</b>	1. 2.
<b>Deputies</b>	1. 2.
<b>External Members</b>	Representatives from the following organisations: <ul style="list-style-type: none"> <li>• Department of Communities</li> <li>• Department of Fire and Emergency Services</li> <li>• Flinders Mines</li> <li>• FMG</li> <li>• Karijini National Park</li> <li>• Main Roads WA – Pilbara Region</li> <li>• Nintirri Centre</li> <li>• North Tom Price Primary School</li> <li>• Office of Emergency Management</li> <li>• Paraburdoo Hospital</li> <li>• Paraburdoo Primary School</li> <li>• Paraburdoo Volunteer Fire and Rescue</li> <li>• Paulsens Goldmine</li> </ul>



<b>External Members cont.</b>	<ul style="list-style-type: none"> <li>• Rio Tinto</li> <li>• St John Ambulance</li> <li>• Tom Price Bush Fire Brigade</li> <li>• Tom Price Hospital</li> <li>• Tom Price Primary School</li> <li>• Tom Price Senior High School</li> <li>• Tom Price State Emergency Service</li> <li>• Tom Price Volunteer Fire and Rescue Service</li> <li>• WA Police – Tom Price</li> </ul>
<b>Chairperson</b>	Phil Kuhne, Manager Regulatory Services
<b>Deputy Chairperson</b>	Sargent Chris Clelland, Officer in Charge, Tom Price Police
<b>Responsible Officers</b>	<p>Deputy Chief Executive Officer</p> <p>Manager Regulatory Services</p> <p>Coordinator Ranger Services</p> <p>Administration Officer Community Safety</p>
<b>Contact Details</b>	<p>LEMC Executive Officer</p> <p><a href="mailto:emergency.management@ashburton.wa.gov.au">emergency.management@ashburton.wa.gov.au</a></p>



## Terms of Reference

### 1. Name

Shire of Ashburton Inland Local Emergency Management Committee

### 2. Aim

The aim of the Local Emergency Management Committee (LEMC) is to collaborate with local support organisations, hazard management agencies and industry representatives to collectively build a resilient community that is prepared to respond and recover from an emergency.

### 3. Objectives

1. Develop local emergency management arrangements that are practical to all stakeholders and service agencies.
2. Ensure the arrangements are contemporary and relevant to the community and addresses all possible risks and scenarios.
3. Participate in inter-local government relations to further emergency management cooperation within the Emergency Management District.
4. Engage the community through safety and awareness campaigns, and by disseminating information through social media, media outlets, and public events.
5. Participate in interagency training exercises that improve the capabilities and knowledge of the committee, local stakeholders, and hazard management agencies.
6. Exercise the emergency management arrangements to test their effectiveness in practical applications, and actively strive for continuous improvement.
7. Share meeting minutes, committee member experiences and proposed actions with local government elected members, State agencies and the local community.
8. Strategise ways to mitigate potential emergencies and to improve recovery arrangements.

### 4. Duties and Responsibilities

1. Advise and assist the Shire of Ashburton in ensuring that local emergency management arrangements are established for its district.
2. Liaise with public authorities and other persons in the development, review and testing of local emergency management arrangements.





3. Carry out other emergency management activities as directed by the State Emergency Management Committee or prescribed by the regulations.
4. Perform at least one emergency training exercise a year to assist improve the capabilities of their community to prepare for, respond to and recover from emergencies.
5. After the end of each financial year each Local Emergency Management Committee is to prepare and submit to the District Emergency Management Committee for the district, an annual report on activities undertaken by it during the financial year.

### 5. Membership

#### Membership Notes:

1. Special guests may be invited to attend committee meetings as determined by the LEMC Executive Officer.
2. Each voting member is to nominate a proxy to the Executive Officer from within their agency or organisation to attend if the appointed member is absent.
3. Non-attendance at meetings of voting members without a justifiable apology, or that have not been represented by their proxy will be asked to provide an explanation to the Chairperson.
4. Repeated non-attendance may result in the Chairperson notifying the District Emergency Management Committee.
5. Members representing agencies and organisations that can no longer participate in the committee should advise the Executive Officer of their resignation and nominate an alternative representative for membership.
6. Committee membership will be reviewed at each meeting by the LEMC Executive to ensure that it is representative of the community and the potential risks and scenarios.
7. New members may join the LEMC via resolution of the committee.
8. Membership may cease by decision of the LEMC due to the representative:
  - Ceasing to hold office with the organisation that required membership.
  - Resigning their membership.
  - Failing to attend 50% of scheduled meetings in a calendar year; or
  - The LEMC is disbanded.





The membership of the LEMC will comprise the following:

#### 5.1 Executive Membership

This group comprises the:

- Chairperson
- Deputy Chairperson
- Executive Officer
- Department of Fire and Emergency Services representative
- Any other representative as determined LEMC.

The role of this group is to is to form quickly to consider issues of an urgent nature to determine a course of action for the LEMC.

#### 5.2 General members

This group comprises LEMC members with voting rights.

#### 5.3 Co-opted members

This group is comprised of representatives that are brought in to assist the LEMC to deal with a specific issue. They are selected due to their specialist skills and knowledge and engaged only for the duration of the issue under consideration.

#### 5.4 Invited guests

Are representatives invited by the LEMC to:

- address the Committee on an issue
- provide a presentation to inform the committee about a topic or issue
- or observe to facilitate engagement.

### 6. Meeting Management

#### 6.1 Chairperson

The Chairperson is appointed by Council and should be an elected member of Council. In the absence of the Chair, the Deputy Chair will act as the Chairperson.

If an elected member of Council is not appointed as Chair, Council may appoint a senior Shire staff member to be Chair.

#### 6.2 Deputy Chair

The Local Emergency Coordinator (Officer in Charge of the local Police station for the area) should be appointed as the Deputy Chair.





### 6.3 Executive Officer

The LEMC Executive Officer is a Council appointed senior Shire staff member.

### 6.4 Quorum

A quorum for the committee will be a minimum 50% of its voting membership.

If voting members present at the meeting are equally divided, the Chair is to cast a second vote to decide the issue.

The Chair may take part in discussion on any matter before the committee. Upon indicating this, the presiding person is to vacate the Chair for that part of the meeting and the Deputy Chair is to take over until the Chair has completed their participation.

### 6.5 Minutes - Agendas

The Shire of Ashburton is responsible for secretariat and administrative support to the LEMC and does that through the Executive Officer who is responsible for preparing documentation for all business transacted at each meeting. An Administration Officer may be appointed to assist as required to prepare meeting documentation as follows:

- Preparation of agendas
- Distribution of agendas fourteen (14) days prior to a scheduled meeting
- Taking of meeting minutes
- Distribution of draft minutes within fourteen (14) days of the meeting.
- Ensure that the LEMC contact list is updated at each meeting
- Ensure an attendance register is completed at each meeting
- Provide a copy of the draft minutes to Council Support for the information of Council at their next available meeting.

### 6.6 Schedule

The meeting schedule will be set at the start of each calendar in consultation between the Chair, Executive Officer, and membership.

Meeting notes:

- Four (4) meetings are to be scheduled a minimum of one in each quarter in the months of:
  - March
  - June
  - September
  - November



- Other meeting may be facilitated in consultation between the Executive
- Scheduled dates may vary with consultation and agreement of the Executive
- Meetings will not be held on a Public Holiday unless there is an operational requirement.

### 6.7 Authority

The LEMC has no delegated powers under the *Local Government Act 1995*. The LEMC role is to advise and recommend and has no power to commit or compel any member agency or other to do things.

### 6.8 Annual Business Plan

The Chair in consultation with the Executive Officer and the membership will develop an annual business plan that provides guidance on the work of the LEMC each year.

### 6.9 Annual Reporting

The LEMC is required to provide an annual report at the end of each financial year on its activities which is provided to the Pilbara District Emergency Management Committee (DEMC) and State Emergency Management Committee (SEMC).

The compilation of the report is coordinated by the Chair in consultation with the Executive Officer and the membership based on documents and guidance provided by the Pilbara District Emergency Management Adviser who coordinates the reports on behalf of the DEMC and SEMC.

## 7. Contact and Resource Directory

The LEMC through the Chair and Executive Officer coordinates the development and maintenance of two key documents for use by the LEMC membership within the Shire.

### 7.1 Shire of Ashburton Emergency Management Contact Directory

This document is maintained by Shire through the LEMC Executive Officer and is distributed to agencies and organizations that have a representative on the LEMC with voting rights. Any other distribution is at the discretion of the Chair in consultation with the executive Officer.

The document is:

- Routinely updated and reviewed at each scheduled LEMC meeting.
- An online copy is kept on the Shire's Microsoft Teams website.





- The Executive Officer manages access to the Microsoft Teams site.
- Use is permitted for emergency management related activity only.

### 7.2 Shire of Ashburton Emergency Management Resource Directory

This document is maintained by Shire through the LEMC Executive Officer and is distributed to agencies and organizations that have a representative on the LEMC with voting rights. Any other distribution is at the discretion of the Chair in consultation with the executive Officer.

The document is:

- Routinely updated and reviewed at each scheduled LEMC meeting.
- An online copy is kept on the Shire's Microsoft Teams website.
- The Executive Officer manages access to the Microsoft Teams site.
- Use is permitted for emergency management related activity only.

<b>Office use only</b>		
<b>Relevant delegations</b>		Nil
<b>LEMC adoption</b>	<b>Date</b>	28 March 2023
<b>Reviewed/modified</b>	<b>Date</b>	
<b>Next review due</b>	<b>Date</b>	2024



## Onslow Local Emergency Management Committee

The Onslow Local Emergency Management Committee (LEMC) is established in accordance with the *Emergency Management Act 2005* and comprises the Onslow town site and surrounding communities.

Position	Incumbent
<b>Members</b>	1. 2.
<b>Deputies</b>	1. 2.
<b>External Members</b>	Representatives from the following organisations: <ul style="list-style-type: none"> <li>• BHP</li> <li>• Buurabalayji Thalanyji Aboriginal Corporation</li> <li>• Chevron</li> <li>• Dampier Vessel Traffic Service</li> <li>• Department of Communities</li> <li>• Department of Fire and Emergency Services</li> <li>• Department of Transport</li> <li>• Horizon Power – Onslow</li> <li>• Main Roads WA – Pilbara Region</li> <li>• Office of Emergency Management</li> <li>• Onslow General Store</li> <li>• Onslow Hospital</li> <li>• Onslow Salt</li> </ul>



<b>External Members cont.</b>	<ul style="list-style-type: none"> <li>• Onslow School</li> <li>• Onslow Volunteer Emergency Service Unit</li> <li>• Onslow Volunteer Marine Rescue</li> <li>• Peedamulla Station</li> <li>• Pilbara Port Authority</li> <li>• St John Ambulance – Onslow</li> <li>• WA Police – Onslow</li> <li>• Water Corporation – West Pilbara District</li> </ul>
<b>Chairperson</b>	Phil Kuhne, Manager Regulatory Services
<b>Deputy Chairperson</b>	Sargent Dan Acres, Officer in Charge, Onslow Police Station
<b>Responsible Officers</b>	Deputy Chief Executive Officer Manager Regulatory Services Ranger – Onslow Administration Officer Community Safety
<b>Contact Details</b>	LEMC Executive Officer <a href="mailto:emergency.management@ashburton.wa.gov.au">emergency.management@ashburton.wa.gov.au</a>



## Terms of Reference

### 1. Name

Shire of Ashburton Onslow Local Emergency Management Committee

### 2. Aim

The aim of the Local Emergency Management Committee (LEMC) is to collaborate with local support organisations, hazard management agencies and industry representatives to collectively build a resilient community that is prepared to respond and recover from an emergency.

### 3. Objectives

1. Develop local emergency management arrangements that are practical to all stakeholders and service agencies.
2. Ensure the arrangements are contemporary and relevant to the community and addresses all possible risks and scenarios.
3. Participate in inter-local government relations to further emergency management cooperation within the Emergency Management District.
4. Engage the community through safety and awareness campaigns, and by disseminating information through social media, media outlets, and public events.
5. Participate in interagency training exercises that improve the capabilities and knowledge of the committee, local stakeholders, and hazard management agencies.
6. Exercise the emergency management arrangements to test their effectiveness in practical applications, and actively strive for continuous improvement.
7. Share meeting minutes, committee member experiences and proposed actions with local government elected members, State agencies and the local community.
8. Strategise ways to mitigate potential emergencies and to improve recovery arrangements.

### 4. Duties and Responsibilities

1. Advise and assist the Shire of Ashburton in ensuring that local emergency management arrangements are established for its district.
2. Liaise with public authorities and other persons in the development, review and testing of local emergency management arrangements.





3. Carry out other emergency management activities as directed by the State Emergency Management Committee or prescribed by the regulations.
4. Perform at least one emergency training exercise a year to assist improve the capabilities of their community to prepare for, respond to and recover from emergencies.
5. After the end of each financial year each Local Emergency Management Committee is to prepare and submit to the District Emergency Management Committee for the district, an annual report on activities undertaken by it during the financial year.

### 5. Membership

#### Membership Notes:

1. Special guests may be invited to attend committee meetings as determined by the LEMC Executive Officer.
2. Each voting member is to nominate a proxy to the Executive Officer from within their agency or organisation to attend if the appointed member is absent.
3. Non-attendance at meetings of voting members without a justifiable apology, or that have not been represented by their proxy will be asked to provide an explanation to the Chairperson.
4. Repeated non-attendance may result in the Chairperson notifying the District Emergency Management Committee.
5. Members representing agencies and organisations that can no longer participate in the committee should advise the Executive Officer of their resignation and nominate an alternative representative for membership.
6. Committee membership will be reviewed at each meeting by the LEMC Executive to ensure that it is representative of the community and the potential risks and scenarios.
7. New members may join the LEMC via resolution of the committee.
8. Membership may cease by decision of the LEMC due to the representative:
  - Ceasing to hold office with the organisation that required membership.
  - Resigning their membership.
  - Failing to attend 50% of scheduled meetings in a calendar year; or
  - The LEMC is disbanded.





The membership of the LEMC will comprise the following:

#### 5.1 Executive Membership

This group comprises the:

- Chairperson
- Deputy Chairperson
- Executive Officer
- Department of Fire and Emergency Services representative
- Any other representative as determined LEMC.

The role of this group is to is to form quickly to consider issues of an urgent nature to determine a course of action for the LEMC.

#### 5.2 General members

This group comprises LEMC members with voting rights.

#### 5.3 Co-opted members

This group is comprised of representatives that are brought in to assist the LEMC to deal with a specific issue. They are selected due to their specialist skills and knowledge and engaged only for the duration of the issue under consideration.

#### 5.4 Invited guests

Are representatives invited by the LEMC to:

- address the Committee on an issue
- provide a presentation to inform the committee about a topic or issue
- or observe to facilitate engagement.

### 6. Meeting Management

#### 6.1 Chairperson

The Chairperson is appointed by Council and should be an elected member of Council. In the absence of the Chair, the Deputy Chair will act as the Chairperson.

If an elected member of Council is not appointed as Chair, Council may appoint a senior Shire staff member to be Chair.

#### 6.2 Deputy Chair

The Local Emergency Coordinator (Officer in Charge of the local Police station for the area) should be appointed as the Deputy Chair.





### 6.3 Executive Officer

The LEMC Executive Officer is a Council appointed senior Shire staff member.

### 6.4 Quorum

A quorum for the committee will be a minimum 50% of its voting membership.

If voting members present at the meeting are equally divided, the Chair is to cast a second vote to decide the issue.

The Chair may take part in discussion on any matter before the committee. Upon indicating this, the presiding person is to vacate the Chair for that part of the meeting and the Deputy Chair is to take over until the Chair has completed their participation.

### 6.5 Minutes - Agendas

The Shire of Ashburton is responsible for secretariat and administrative support to the LEMC and does that through the Executive Officer who is responsible for preparing documentation for all business transacted at each meeting. An Administration Officer may be appointed to assist as required to prepare meeting documentation as follows:

- Preparation of agendas
- Distribution of agendas fourteen (14) days prior to a scheduled meeting
- Taking of meeting minutes
- Distribution of draft minutes within fourteen (14) days of the meeting.
- Ensure that the LEMC contact list is updated at each meeting
- Ensure an attendance register is completed at each meeting
- Provide a copy of the draft minutes to Council Support for the information of Council at their next available meeting.

### 6.6 Schedule

The meeting schedule will be set at the start of each calendar in consultation between the Chair, Executive Officer, and membership.

Meeting notes:

- Four (4) meetings are to be scheduled a minimum of one in each quarter in the months of:
  - March
  - June
  - September
  - November



- Other meeting may be facilitated in consultation between the Executive
- Scheduled dates may vary with consultation and agreement of the Executive
- Meetings will not be held on a Public Holiday unless there is an operational requirement.

### 6.7 Authority

The LEMC has no delegated powers under the *Local Government Act 1995*. The LEMC role is to advise and recommend and has no power to commit or compel any member agency or other to do things.

### 6.8 Annual Business Plan

The Chair in consultation with the Executive Officer and the membership will develop an annual business plan that provides guidance on the work of the LEMC each year.

### 6.9 Annual Reporting

The LEMC is required to provide an annual report at the end of each financial year on its activities which is provided to the Pilbara District Emergency Management Committee (DEMC) and State Emergency Management Committee (SEMC).

The compilation of the report is coordinated by the Chair in consultation with the Executive Officer and the membership based on documents and guidance provided by the Pilbara District Emergency Management Adviser who coordinates the reports on behalf of the DEMC and SEMC.

## 7. Contact and Resource Directory

The LEMC through the Chair and Executive Officer coordinates the development and maintenance of two key documents for use by the LEMC membership within the Shire.

### 7.1 Shire of Ashburton Emergency Management Contact Directory

This document is maintained by Shire through the LEMC Executive Officer and is distributed to agencies and organizations that have a representative on the LEMC with voting rights. Any other distribution is at the discretion of the Chair in consultation with the executive Officer.

The document is:

- Routinely updated and reviewed at each scheduled LEMC meeting.
- An online copy is kept on the Shire's Microsoft Teams website.





- The Executive Officer manages access to the Microsoft Teams site.
- Use is permitted for emergency management related activity only.

**7.2 Shire of Ashburton Emergency Management Resource Directory**

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- An online copy is kept on the Shire’s Microsoft Teams website.
- The Executive Officer manages access to the Microsoft Teams site.
- Use is permitted for emergency management related activity only.

<b>Office use only</b>		
<b>Relevant delegations</b>	Nil	
<b>LEMC adoption</b>	<b>Date</b>	21 March 2023
<b>Reviewed/modified</b>	<b>Date</b>	
<b>Next review due</b>	<b>Date</b>	2024





## Pannawonica Local Emergency Management Committee

The Pannawonica Local Emergency Management Committee (LEMC) is established in accordance with the *Emergency Management Act 2005* and comprises the 'closed' town of Pannawonica.

Position	Incumbent
<b>Members</b>	1. 2.
<b>Deputies</b>	1. 2.
<b>External Members</b>	Representatives from the following organisations: <ul style="list-style-type: none"> <li>• Department of Communities</li> <li>• Department of Fire and Emergency Services</li> <li>• Office of Emergency Management</li> <li>• Pannawonica Medical Centre</li> <li>• Pannawonica School</li> <li>• Rio Tinto</li> <li>• Sodexo</li> <li>• WA Police – Pannawonica</li> <li>• WA Sonic Health Plus</li> </ul>
<b>Chairperson</b>	Phil Kuhne, Manager Regulatory Services
<b>Deputy Chairperson</b>	Sargent Anntoinette Cashmore, Officer in Charge, Pannawonica Police



<b>Responsible Officers</b>	Deputy Chief Executive Officer Manager Regulatory Services Coordinator Ranger Services Administration Officer Community Safety
<b>Contact Details</b>	LEMC Executive Officer <a href="mailto:emergency.management@ashburton.wa.gov.au">emergency.management@ashburton.wa.gov.au</a>



## Terms of Reference

### 1. Name

Shire of Ashburton Pannawonica Local Emergency Management Committee

### 2. Aim

The aim of the Local Emergency Management Committee (LEMC) is to collaborate with local support organisations, hazard management agencies and industry representatives to collectively build a resilient community that is prepared to respond and recover from an emergency.

### 3. Objectives

1. Develop local emergency management arrangements that are practical to all stakeholders and service agencies.
2. Ensure the arrangements are contemporary and relevant to the community and addresses all possible risks and scenarios.
3. Participate in inter-local government relations to further emergency management cooperation within the Emergency Management District.
4. Engage the community through safety and awareness campaigns, and by disseminating information through social media, media outlets, and public events.
5. Participate in interagency training exercises that improve the capabilities and knowledge of the committee, local stakeholders, and hazard management agencies.
6. Exercise the emergency management arrangements to test their effectiveness in practical applications, and actively strive for continuous improvement.
7. Share meeting minutes, committee member experiences and proposed actions with local government elected members, State agencies and the local community.
8. Strategise ways to mitigate potential emergencies and to improve recovery arrangements.

### 4. Duties and Responsibilities

1. Advise and assist the Shire of Ashburton in ensuring that local emergency management arrangements are established for its district.
2. Liaise with public authorities and other persons in the development, review and testing of local emergency management arrangements.



3. Carry out other emergency management activities as directed by the State Emergency Management Committee or prescribed by the regulations.
4. Perform at least one emergency training exercise a year to assist improve the capabilities of their community to prepare for, respond to and recover from emergencies.
5. After the end of each financial year each Local Emergency Management Committee is to prepare and submit to the District Emergency Management Committee for the district, an annual report on activities undertaken by it during the financial year.

## 5. Membership

### Membership Notes:

1. Special guests may be invited to attend committee meetings as determined by the LEMC Executive Officer.
2. Each voting member is to nominate a proxy to the Executive Officer from within their agency or organisation to attend if the appointed member is absent.
3. Non-attendance at meetings of voting members without a justifiable apology, or that have not been represented by their proxy will be asked to provide an explanation to the Chairperson.
4. Repeated non-attendance may result in the Chairperson notifying the District Emergency Management Committee.
5. Members representing agencies and organisations that can no longer participate in the committee should advise the Executive Officer of their resignation and nominate an alternative representative for membership.
6. Committee membership will be reviewed at each meeting by the LEMC Executive to ensure that it is representative of the community and the potential risks and scenarios.
7. New members may join the LEMC via resolution of the committee.
8. Membership may cease by decision of the LEMC due to the representative:
  - Ceasing to hold office with the organisation that required membership.
  - Resigning their membership.
  - Failing to attend 50% of scheduled meetings in a calendar year; or
  - The LEMC is disbanded.





The membership of the LEMC will comprise the following:

#### 5.1 Executive Membership

This group comprises the:

- Chairperson
- Deputy Chairperson
- Executive Officer
- Department of Fire and Emergency Services representative
- Any other representative as determined LEMC.

The role of this group is to is to form quickly to consider issues of an urgent nature to determine a course of action for the LEMC.

#### 5.2 General members

This group comprises LEMC members with voting rights.

#### 5.3 Co-opted members

This group is comprised of representatives that are brought in to assist the LEMC to deal with a specific issue. They are selected due to their specialist skills and knowledge and engaged only for the duration of the issue under consideration.

#### 5.4 Invited guests

Are representatives invited by the LEMC to:

- address the Committee on an issue
- provide a presentation to inform the committee about a topic or issue
- or observe to facilitate engagement.

### 6. Meeting Management

#### 6.1 Chairperson

The Chairperson is appointed by Council and should be an elected member of Council. In the absence of the Chair, the Deputy Chair will act as the Chairperson.

If an elected member of Council is not appointed as Chair, Council may appoint a senior Shire staff member to be Chair.

#### 6.2 Deputy Chair

The Local Emergency Coordinator (Officer in Charge of the local Police station for the area) should be appointed as the Deputy Chair.





### 6.3 Executive Officer

The LEMC Executive Officer is a Council appointed senior Shire staff member.

### 6.4 Quorum

A quorum for the committee will be a minimum 50% of its voting membership.

If voting members present at the meeting are equally divided, the Chair is to cast a second vote to decide the issue.

The Chair may take part in discussion on any matter before the committee. Upon indicating this, the presiding person is to vacate the Chair for that part of the meeting and the Deputy Chair is to take over until the Chair has completed their participation.

### 6.5 Minutes - Agendas

The Shire of Ashburton is responsible for secretariat and administrative support to the LEMC and does that through the Executive Officer who is responsible for preparing documentation for all business transacted at each meeting. An Administration Officer may be appointed to assist as required to prepare meeting documentation as follows:

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- Ensure that the LEMC contact list is updated at each meeting
- Ensure an attendance register is completed at each meeting
- Provide a copy of the draft minutes to Council Support for the information of Council at their next available meeting.

### 6.6 Schedule

The meeting schedule will be set at the start of each calendar in consultation between the Chair, Executive Officer, and membership.

Meeting notes:

- Four (4) meetings are to be scheduled a minimum of one in each quarter in the months of:
  - March
  - June
  - September
  - November



- Other meeting may be facilitated in consultation between the Executive
- Scheduled dates may vary with consultation and agreement of the Executive
- Meetings will not be held on a Public Holiday unless there is an operational requirement.

### 6.7 Authority

The LEMC has no delegated powers under the *Local Government Act 1995*. The LEMC role is to advise and recommend and has no power to commit or compel any member agency or other to do things.

### 6.8 Annual Business Plan

The Chair in consultation with the Executive Officer and the membership will develop an annual business plan that provides guidance on the work of the LEMC each year.

### 6.9 Annual Reporting

The LEMC is required to provide an annual report at the end of each financial year on its activities which is provided to the Pilbara District Emergency Management Committee (DEMC) and State Emergency Management Committee (SEMC).

The compilation of the report is coordinated by the Chair in consultation with the Executive Officer and the membership based on documents and guidance provided by the Pilbara District Emergency Management Adviser who coordinates the reports on behalf of the DEMC and SEMC.

## 7. Contact and Resource Directory

The LEMC through the Chair and Executive Officer coordinates the development and maintenance of two key documents for use by the LEMC membership within the Shire.

### 7.1 Shire of Ashburton Emergency Management Contact Directory

This document is maintained by Shire through the LEMC Executive Officer and is distributed to agencies and organizations that have a representative on the LEMC with voting rights. Any other distribution is at the discretion of the Chair in consultation with the executive Officer.

The document is:

- Routinely updated and reviewed at each scheduled LEMC meeting.
- An online copy is kept on the Shire's Microsoft Teams website.





- The Executive Officer manages access to the Microsoft Teams site.
- Use is permitted for emergency management related activity only.

### 7.2 Shire of Ashburton Emergency Management Resource Directory

This document is maintained by Shire through the LEMC Executive Officer and is distributed to agencies and organizations that have a representative on the LEMC with voting rights. Any other distribution is at the discretion of the Chair in consultation with the executive Officer.

The document is:

- Routinely updated and reviewed at each scheduled LEMC meeting.
- An online copy is kept on the Shire's Microsoft Teams website.
- The Executive Officer manages access to the Microsoft Teams site.
- Use is permitted for emergency management related activity only.

#### Office use only

<b>Relevant delegations</b>	Nil	
<b>LEMC adoption</b>	<b>Date</b>	22 March 2023
<b>Reviewed/modified</b>	<b>Date</b>	
<b>Next review due</b>	<b>Date</b>	2024



## Onslow Senior Citizens and Carinya Units Working Group

Position	Incumbent
<b>Members</b>	<ol style="list-style-type: none"> <li>1. Onslow Ward Councillor</li> <li>2. Chantelle McGurk, Director Community Development</li> </ol>
<b>Deputies</b>	Nil
<b>External Members</b>	<ol style="list-style-type: none"> <li>1. Community representative</li> <li>2. Community representative</li> <li>3. Department of Communities (Housing Branch) representative</li> </ol>
<b>Chairperson</b>	Onslow Ward Councillor
<b>Deputy Chairperson</b>	Nil
<b>Responsible Officers</b>	Director Community Development Executive Manager Land, Property and Regulatory Services



## Terms of Reference

### Purpose

The purpose of the Onslow Senior Citizens and Carinya Units Working Group (Working Group) is to provide means to consider applications lodged for residential occupancy of the Onslow Senior Citizens Units and the Carinya Units (Units) by eligible persons, and to broadly support ongoing effective operations at the Units.

### Role and functions

The role and functions of the Working Group is to:

1. review applications submitted for residential accommodation vacancies at the Units to determine compliance with the occupancy eligibility criteria;
2. ensure an up to date waiting list of eligible tenants is adequately maintained; and
3. be a forum for tenants collectively through the appointed tenant community representatives to raise matters of common concern in respect to the operation of the Units.

### Guiding principles

The Working Group must give full consideration to the requirements of the Joint Venture agreement with the Department of Communities (Department), formerly Homeswest, in regard to applying the Department's occupancy eligibility criteria to applications for vacancies at the Units.

### Delegation

1. The Working Group:
  - a. is formally supported by Council and it is broadly responsible to that body through the Shire administration; and
  - b. in its own right does not have any executive powers to make decisions that require a formal Council determination, excepting decisions of the Shire officers on the Working Group, through delegations approved by Council or through any applicable sub-delegations.
2. The Shire administration through the Executive Manager, Land, Property and Regulatory Services, in accordance with delegated authority, administers leasing functions and arrangements, using the developed waiting list.



### Terms

1. These terms of reference are effective upon endorsement by Council and continue until for the length of the Joint Venture agreement.
2. Any variations to these Terms of Reference are to be endorsed by Council.

### Membership

1. The Working Group comprises of six members as follows:
  - a. Shire of Ashburton – Councillor, Onslow Ward;
  - b. Two community representatives (being current tenants of the Units);
  - c. One Department of Communities (Housing) representative; and
  - d. Shire of Ashburton – Director Community Development.
2. Community representatives will be appointed by calling for nominations from the current tenants of the Units.
3. Community representative selections will be made by the Chief Executive Officer or an authorised delegate.
4. Community membership is contingent on regular attendance at meetings. If a member is absent from two consecutive meetings, and/or is an apology for three consecutive meetings, membership may be terminated.
5. The Department of Communities may send an alternate representative as proxy to a meeting, where operational situations arise from time to time. Prior notice in writing must be provided.
6. Community representatives and elected member appointments will be for up to two-years, with membership expiry coinciding with local government ordinary elections.

### Community representation appointment and selection

1. Nominees for membership of the Working Group must be able to demonstrate:
  - a. They are a current tenant of the Units;
  - b. A willingness to contribute meaningfully to meetings in a fair and unbiased manner; and
  - c. Capacity to represent and commit to Working Group for the required term.
2. Nominations will be assessed by the selection panel, against the selection criteria detailed above.





3. The selection panel will consist of:
  - a. Director Community Development;
  - b. Executive Manager Land, Property and Regulatory Services; and
  - c. Lease and Accommodation Officer.
4. Recommendations of the selection panel will be submitted to Council for endorsement.

#### Quorum

The meeting quorum will be at least 50% of the members of the Working Group.

#### Voting

Each Working Group representative shall have one vote and in the case of a tied vote, the Chairperson shall have a casting vote.

#### Meetings

1. The elected member representative will be the appointed chairperson of the Working Group for the purposes of coordinating and managing meetings.
2. Meetings will be scheduled as and when required in consultation with the chairperson, with no less than two meetings being held each year.

#### Confidentiality

Members must not release information that the person knows, or should reasonably know, is confidential.

#### Reporting

1. The Working Group shall report to Council by way of its meeting notes.
2. Any recommendations from the Working Group are to be endorsed by Council through an officer report.

<b>Office use only</b>				
<b>Relevant delegations</b>	Nil			
<b>Council adoption</b>	<b>Date</b>	8 August 2023	<b>Resolution #</b>	157/2023
<b>Reviewed/modified</b>	<b>Date</b>		<b>Resolution #</b>	
<b>Next review due</b>	<b>Date</b>	2025		





## Pilbara Regional Waste Management Facility Alliance Board

Position	Incumbent
<b>Members</b>	<ol style="list-style-type: none"> <li>1. Shire President</li> <li>2. Kenn Donohoe, Chief Executive Officer</li> <li>3. Rick Miller, Director Infrastructure Services</li> <li>4. Darren Kennedy, Director Corporate Services</li> <li>5. Brendan Evans, Manager Waste Services</li> </ol>
<b>Deputies</b>	Nil
<b>External Members</b>	<ol style="list-style-type: none"> <li>1. Tim Hyatt, Regional Manager North-West Cleanaway</li> <li>2. Scott Collins, Joint Venture Manager</li> <li>3. Ramal Tissera, Environmental and Technical Manager</li> <li>4. Rebecca Walter, Landfill and Logistics Manager</li> <li>5. Marcus Geisler, Independent Member (non-voting)</li> </ol>
<b>Chairperson</b>	Shire President
<b>Deputy Chairperson</b>	Nil
<b>Responsible Officers</b>	<p>Director Infrastructure Services</p> <p>Manager Waste Services</p> <p>Governance Team</p>



## Terms of Reference

### Composition of the Alliance Board

To ensure the parties are working effectively together, the parties have established an Alliance Board that is comprised of up to nine people, with four representatives from each party and an independent member who:

1. in respect of the Operator, one person must be the Operator's Representative and the remaining persons must hold three of the following titles:
  - a. State Manager or equivalent;
  - b. Regional Manager or equivalent;
  - c. Finance Manager or equivalent; or
  - d. Contract Manager or equivalent;
2. in respect of the Shire, one person must be the Shire's Representative and the remaining persons must be sufficiently senior to be able to make decisions affecting the Agreement; and
3. in respect of the independent member, they must have significant relevant experience in waste management.

### Meetings

The Alliance Board must meet at least quarterly and more frequently as reasonably required by the Shire.

An Alliance Board member of the Shire will be appointed to be the chair for each meeting.

### Quorum

The quorum for a meeting of the Alliance Board is six members (three for each party) of the Alliance Board (or their proxy) and the quorum must be present at all times during the meeting. Attendance at a meeting includes attendance in person, by telephone or video or similar means.

If a quorum is not present within 30 minutes after the time for the meeting, the chair will decide whether the meeting is to continue or whether the meeting will be adjourned to the date, time and place decided by the chair.



### **Casting vote of Shire's representative**

In the case of an equality of votes, the Alliance Board member of the Shire appointed to be the chair for that meeting, has a casting vote (in addition to that member's vote as a member or proxy).

### **Purpose and duties of the Alliance Board**

The purpose and duties of the Pilbara Regional Waste Management Facility Alliance Board (Alliance Board) are to:

1. ensure that the parties, Pilbara Environmental Services (PES) and Shire of Ashburton (SoA) work collaboratively;
2. undertake a 'best for project' approach to all decision making;
3. review the content of, including any suggested changes to the Operator's (PES) plans including the Operational and Environmental Management Plan, Marketing Plan, Transition Plan and the Maintenance Plan;
4. review the Operator's performance against the Operator's plans including the Marketing Plan, Transition Plan and the Maintenance Plan;
5. review and provide feedback to the Operator, including any areas for improvement, regarding its performance of the Services at regular intervals, and at least every three months, during the Ramp-up Stage;
6. review the agreed payment model at regular intervals against the performance of the Services provided;
7. review and approve (or reject) any additional costs that the Operator intends to be Operator Costs;
8. review and agree the rates for Discretionary Services set out in the Agreement for each Financial Year;
9. provide leadership, guidance and governance to ensure effective delivery of the Services;
10. provide guidance on the performance of the Services;
11. ensure that sufficient resources are allocated to the delivery of the Services;
12. resolve (where possible) matters referred to it by the representatives of both parties in accordance with the Agreement;
13. monitor and review the performance of the Agreement;
14. determine additional corrective actions where the performance of any part of the Agreement is determined to require significant improvement;
15. review and approve the calculation of the KPI Score for a Financial Year, as prepared by the Operator;



16. review and approve the calculation of the Residual Revenue to be retained by the Operator for a Financial Year, as prepared by the Operator;
17. discuss any potential Variations to the Agreement;
18. resolve disputes in accordance with Dispute Resolution clause of the Agreement and resolve any other disputes that may arise;
19. perform any other functions agreed by the parties to be functions of the Alliance Board; and
20. perform any other functions contemplated by, or necessary to give effect to, the Agreement.

#### **Replacement of representatives**

If a representative of the Operator, cannot perform their role, the Operator must replace the representative with a person acceptable to the Shire (acting reasonably) by providing notice of the replacement to the Shire.

The Shire may replace its representatives on the Alliance Board by providing notice to the Operator.

If a representative of the Operator on the Alliance Board misses two consecutive meetings of the Alliance Board, the Shire may request that the Operator replace such representative.

#### **Decisions**

A decision of the Alliance Board must be agreed by a majority of the members of the Alliance Board at a meeting of the Alliance Board.

The following decisions of the Alliance Board must be agreed unanimously by all members of the Alliance Board at a meeting of the Alliance Board:

1. any waiver of a power or right under the Agreement;
2. amendments to the terms and conditions of the Agreement;
3. matters which the Shire, after consultation with the Alliance Board, or the Alliance Board unanimously agrees, should be a Reserved Decision;
4. decisions as to the amount of the gate fees and other charges to apply for disposal of waste at the Facility; and
5. recommendations in respect of major capital expenditure in which the business case is presented to Council for endorsement.

The Alliance Board may discuss but cannot make a decision in respect of a Reserved Decision. The following matters are Reserved Decisions as set out in the Agreement unless otherwise specified:





1. the decision as to whether or not the Operator will be engaged to carry out the Services during the Operating Stage in accordance with the Agreement;
2. approval of the Proposed Budget each Financial Year;
3. decisions regarding the urgent protection of the Services, other property, people or the Environment;
4. the decision to issue a suspension in accordance with the Agreement;
5. the decision to issue a variation in accordance with the Agreement;
6. decisions to make any public announcement or other disclosure in respect of the Agreement or the Services;
7. the decision to terminate the Agreement; and
8. any decision necessary for the Shire to:
  - a. comply with its responsibilities and obligations under any approvals with respect to the Services;
  - b. comply with its statutory obligations or responsibilities; and
  - c. decisions or matters regarding any actual or threatened legal action, litigation or third party claims arising out of or in connection to the draft Agreement, excluding where the Shire is not a party or prospective party to such actual or threatened legal action, litigation or third party claims.

The Reserved Decisions may only be made by the Shire acting in its discretion.

Each party must comply with each decision of the Alliance Board, unless:

1. doing so, would cause the party to contravene a Law or its constituent statute, constitution, memorandum or articles of association (as applicable); and
2. the party provides written notice to the other party with details of the potential contravention.

<b>Office use only</b>		
<b>Relevant delegations</b>	Nil	
<b>Alliance Board adoption</b>	<b>Date</b>	20 June 2023
<b>Reviewed/modified</b>	<b>Date</b>	
<b>Next review due</b>	<b>Date</b>	



## Tom Price Sporting Working Group

Position	Incumbent
<b>Members</b>	<ol style="list-style-type: none"> <li>1. Tom Price Ward Councillor</li> <li>2. Tom Price Ward Councillor</li> </ol>
<b>Deputies</b>	<ol style="list-style-type: none"> <li>1. Tom Price Ward Councillor</li> </ol>
<b>External Members</b>	<ol style="list-style-type: none"> <li>1.</li> <li>2.</li> <li>3.</li> <li>4.</li> <li>5.</li> <li>6.</li> <li>7.</li> </ol>
<b>Chairperson</b>	
<b>Deputy Chairperson</b>	
<b>Responsible Officers</b>	Director Community Development Manager Communities Senior Club Development Officer



## Terms of Reference

### Purpose

The purpose of the Tom Price Sporting Working Group (the Group) is to:

1. provide guidance to sport and recreation issues within the Tom Price Sporting precinct (Tom Price Oval and Minna Oval);
2. provide a forum for discussion of matters relating to sport and recreation within the town of Tom Price, including the identification of issues and opportunities and ensuring equitable access to sport and recreation opportunities for all members of the community; and
3. provide direction on all matters relating to the clubs and facilities.

### Role and functions

The role of the Group is to:

1. assist and provide feedback on policy development in relation to sport and recreation;
2. assist Council to develop key strategies in relation to sport and recreation;
3. provide advice on the provision of sport and recreation facilities, with a view to ensuring facilities are activated, well utilised and are fit for purpose;
4. provide a forum for the engagement, communication, dissemination and consideration of information regarding sport and recreation issues;
5. assist in the development of a partnership approach in addressing club development needs; and
6. leverage partnerships and networks to advocate for support, investment and promotion of sport and recreation within the Tom Price sporting precincts.

The role of members of the Group are to:

1. attend meetings, reviewing relevant material to enable informed discussion, and making timely decisions/actions to progress the purpose of the Group;
2. abide by the Shire's Code of Conduct, to have open and honest discussions and to treat each member with due courtesy and respect;
3. have the best interests of the stakeholders and facilities at its forefront;

In addition to these, the specific roles for each membership type are as follows:

1. Elected members are responsible for ensuring that the Group adheres to the direction set by Council, contributing from a Shire-wide perspective, and ensures the delivery of the Group's purpose.



2. Community members are responsible for contributing to the delivery of the Group's purpose within the scope of their skills, knowledge and capabilities.
3. Officers are responsible for presenting to the Group, conducting necessary research, providing professional advice, and for administering its meetings.

#### **Delegation**

1. This Group has no delegated authority and no authority to implement its recommendations without resolution of Council.
2. The Group may only make decisions in respect to its day-to-day operations and these are to be made by consensus (i.e. members being satisfied with a decision even though it may not be their first choice). If consensus is not possible, the presiding member can make the final decision.
3. The Committee does not have any management functions and cannot involve itself in management processes or procedures, other than by making a recommendation to Council.

#### **Terms**

1. These terms of reference are effective upon endorsement by Council and continue until Council otherwise resolve to disband the Group.
2. Any variations to these Terms of Reference are to be endorsed by Council.

#### **Membership**

1. The Group shall be comprised of:
  - a. two Tom Price Ward Councillors, with the remaining Tom Price Ward Councillor being the appointed deputy; and
  - b. seven community members (only one member may be appointed to the Group from each sporting organisation at any one time).
2. All memberships expire at the end of the Group's term.
3. Members appointed to the Group are not entitled to a sitting fee, or any such type of remuneration.
4. Appointments of Councillors to the Group will be for up to two-year terms, with membership expiry coinciding with the local government ordinary elections.
5. Appointments of community members are for a period of one year.
6. Community members may not serve more than two consecutive terms on the Group unless insufficient nominations are received.





7. The following Shire officers will attend Group meetings, however, will not have voting rights:
  - a. Manager Communities (or their delegate);
  - b. Senior Club Development Officer; and
  - c. A meeting secretary (for the purpose of taking meeting notes).

#### **Community representative appointment and selection**

1. Community members will be appointed by calling for nominations through an advertisement on the Shire's website, social media channels and noticeboards.
2. Nominations will be assessed by the selection panel, against the selection criteria detailed below, giving consideration to the diversity of sport and recreation clubs, associations, and interests, to ensure even and fair representation.
3. The selection panel will consist of:
  - a. Director Community Development;
  - b. Manager Communities; and
  - c. Senior Club Development Officer.
4. Recommendations of the selection panel will be submitted to Council for endorsement.

#### **Selection criteria**

Nominees for membership of the Group must be able to demonstrate:

1. Current involvement in service provision, policy or program development in the area of sport and recreation;
2. Endorsement by their organisation;
3. Strong knowledge of the Tom Price sporting activities with networks throughout the local community;
4. Strong knowledge of sport and recreation trends and impacts relevant to the purpose of the Group;
5. A willingness to contribute meaningfully to meetings in a fair and unbiased manner; and
6. Capacity to represent and commit to Group for the required term.





### Quorum

The meeting quorum will be at least 50% of the participating members of the Group.

### Meetings

1. The Group will elect a chairperson and deputy chairperson at its first meeting. The chairperson will be the person consulted on the day-to-day operations of the Group and its required preparations, including the agenda, for its next meeting.
2. The chairperson and deputy chairperson will be appointed for a period of 12 months, after which time a new chairperson and deputy chairperson will be appointed.
3. The Group will meet as agreed and required, upon the calling of the meeting by the chairperson.
4. A schedule of meetings will be developed and agreed by the Group and the Group may change the meeting schedule by agreement.
5. The Group may invite meeting guests that may include, but not be limited to, staff and or external subject matter experts.
6. Decisions are to be made by simple majority. Where a vote is tied, the chairperson may use a casting vote to make the final decision.
7. If a member is unable to attend the meeting, they must advise the presiding member as soon as reasonably practicable.
8. The agenda and meeting notes are to be prepared by the Shire, as follows:
  - a. The agenda will be distributed no later than three working days before the meeting on the Shire's website.
  - b. The minutes will be distributed no later than five working days after the meeting on the Shire's website.
  - c. Both the agenda and meeting notes are to be developed in the prescribed form.

### Confidentiality

Committee members must not release information that the person knows, or should reasonably know, is confidential information.

### Reporting

1. The Group shall report to Council by way of its meeting notes.



2. Any recommendations from the Group are to be endorsed by Council through an officer report.

<b>Office use only</b>				
<b>Relevant delegations</b>	Nil			
<b>Council adoption</b>	<b>Date</b>	8 August 2023	<b>Resolution #</b>	157/2023
<b>Reviewed/modified</b>	<b>Date</b>		<b>Resolution #</b>	
<b>Next review due</b>	<b>Date</b>	2025		



## Working Together Onslow Steering Committee

Position	Incumbent
<b>Members</b>	<ol style="list-style-type: none"> <li>1. Shire President</li> <li>2. Onslow Ward Councillor</li> <li>3. Kenn Donohoe, Chief Executive Officer</li> <li>4. Chantelle McGurk, Director Community Development</li> <li>5. Cally Galliers, Manager Communities</li> <li>6. Bree Maher, Coordinator Communities – West</li> </ol>
<b>Deputies</b>	Nil
<b>External Members</b>	<ol style="list-style-type: none"> <li>1. Melissa Smith, Public Affairs Manager</li> <li>2. Ciara Griffiths, Team Lead – Partnerships</li> <li>3. Luana MacDermott, Partnership Advisor</li> <li>4. Shawn Heiderich, Chevron Field Advisor</li> </ol>
<b>Chairperson</b>	Shire President
<b>Deputy Chairperson</b>	Onslow Ward Councillor
<b>Responsible Officers</b>	Director Community Development Manager Communities Coordinator Communities West



## Terms of Reference

### Purpose

The purpose of the Working Together Onslow Steering Committee (Committee) is to provide oversight of the Working Together Onslow Agreement funding allocations.

### Role and functions

The role and function of the Committee is to:

1. receive financial updates on spend-to-date against the funding allocations listed under 'Budget' in Schedule 2 of the agreement; and
2. adjust allocations where appropriate.

### Membership

1. The Committee consists of the Chevron Corporate Affairs team representatives including but not limited to the Partnerships Manager and Partnerships Advisor and the Shire of Ashburton President, Onslow Ward Councillor, Director Community Development, Manager Communities and Coordinator Communities West.
2. Elected member appointments will be for up to two-years, with membership expiry coinciding with local government ordinary elections.

### Quorum

The meeting quorum will be at least 50% of the members of the Committee.

### Voting

Each Committee representative shall have one vote and in the case of a tied vote, the chairperson shall have a casting vote.

### Meetings

1. The Shire President will be the appointed chairperson of the Committee for the purposes of coordinating and managing meetings.
2. Where the Shire President is not available, the Onslow Ward Councillor will be responsible for chairing the meeting.
3. Meetings will be scheduled as and when required in consultation with the chairperson, with no less than two meetings being held each year.





### Reporting

The Committee shall report to Council by way of its meeting notes.

<b>Office use only</b>				
<b>Relevant delegations</b>	Nil			
<b>Council adoption</b>	<b>Date</b>	8 August 2023	<b>Resolution #</b>	157/2023
<b>Reviewed/modified</b>	<b>Date</b>		<b>Resolution #</b>	
<b>Next review due</b>	<b>Date</b>			





### Part 3 – External Groups

Council provide representation on a number of external organisation's groups. These groups are administered by parties other than the Shire of Ashburton therefore, information provided and operation of these groups is at the discretion of the convening bodies.

Council has resolved to formally provide representation on the following groups:

- Regional Road Group
- Regional Development Assessment Panels
- Western Australian Local Government Association Pilbara Country Zone





## Regional Development Assessment Panel

A Development Assessment Panel (DAP) is an independent decision-making body comprised of technical experts and elected local government members. These panels determine development applications made under local and region planning schemes, in the place of the original decision maker.

The Shire of Ashburton is part of a joint development assessment panel (JDAP) being, the Regional DAP.

JDAPs service two or more local government areas, and two local government members from each relevant local government area will be appointed to the panel. The two members from each local government will only sit on the panel when the applications being determined by the panel have been made under their local planning scheme. As such, the local government membership of a JDAP will depend on the location of the development application being determined at the time.

Position	Incumbent
<b>Members</b>	1. 2.
<b>Deputies</b>	1. 2.
<b>Responsible Organisation</b>	Department of Planning, Lands and Heritage
<b>Supporting Information</b>	<a href="#">Development Assessment Panels information</a>
<b>Contact Details</b>	DAP Secretariat <a href="mailto:daps@dplh.wa.gov.au">daps@dplh.wa.gov.au</a> (08) 6551 9919





## Regional Road Group

There are 10 Regional Road Groups (RRG) in WA, established under the State Road Funds to Local Government Agreement which is overseen by a State Advisory Committee (SAC). The RRGs make recommendations to the SAC regarding the Annual Local Government Roads Program for their Region and any other relevant issues.

The RRGs are comprised of elected representatives from each local government within the road group. Most groups are supported by a sub-group or technical committee comprised of local government staff. Administrative support is provided by Main Roads WA. RRGs importantly provide local government with a voice in how the State Government's contribution to local roads is spent. RRG members serve a vital and valuable role in ensuring road funding decisions maximise community benefits and preserve and improve the public road network across Western Australia.

Position	Incumbent
<b>Members</b>	1. 2.
<b>Deputies</b>	1. 2.
<b>Responsible Organisation</b>	Main Roads WA
<b>Supporting Information</b>	<a href="#">Regional Road Group information</a>
<b>Contact Details</b>	Cassandra Neave, Acting Customer Service Manager  <a href="mailto:cassandra.neave@mainroads.wa.gov.au">cassandra.neave@mainroads.wa.gov.au</a>  (08) 9172 8860



## Western Australian Local Government Association Pilbara Country Zone

WALGA's Constitution outlines that the functions of Zones are to:

- Elect one or more State Councillors;
- Consider the State Council agenda;
- Provide direction and feedback to their State Councillor; and,
- Any other function deemed appropriate by the Zone.

Additional activities undertaken by Zones include:

- Developing and advocating on positions on regional issues affecting local government;
- Progressing regional Local Government initiatives;
- Identifying relevant issues for action by WALGA;
- Networking and information sharing; and,
- Contributing to policy development through policy forums and other channels.

Position	Incumbent
<b>Members</b>	1. 2.
<b>Deputies</b>	1. 2.
<b>Responsible Organisation</b>	Western Australian Local Government Association
<b>Supporting Information</b>	<a href="#">WALGA Zone information</a>
<b>Contact Details</b>	Chantelle O'Brien, Governance Support Officer <a href="mailto:cobrien@walga.asn.au">cobrien@walga.asn.au</a> (08) 9213 2013