

Agenda

Ordinary Meeting

Wednesday, 24 April 2013

commencing at 9.00am

Council Chambers, 1 Omrah Avenue, Caloundra

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1 DECLARATION OF OPENING

On establishing there is a quorum, the Chair will declare the meeting open.

2 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE**3 RECEIPT AND CONFIRMATION OF MINUTES**

That the Minutes of the Special Meeting (Infrastructure Charges Review) held on 15 March 2013 and the Ordinary Meeting held on 28 March 2013 be received and confirmed.

4 OBLIGATIONS OF COUNCILLORS**4.1 DECLARATION OF MATERIAL PERSONAL INTEREST ON ANY ITEM OF BUSINESS**

Pursuant to Section 172 of the *Local Government Act 2009*, a councillor who has a material personal interest in an issue to be considered at a meeting of the local government, or any of its committees must –

- (a) inform the meeting of the councillor's material personal interest in the matter; and
- (b) leave the meeting room (including any area set aside for the public), and stay out of the meeting room while the matter is being discussed and voted on.

4.2 DECLARATION OF CONFLICT OF INTEREST ON ANY ITEM OF BUSINESS

Pursuant to Section 173 of the *Local Government Act 2009*, a councillor who has a real or perceived conflict of interest in a matter to be considered at a meeting of the local government, or any of its committees must inform the meeting about the councillor's personal interest the matter and if the councillor participates in the meeting in relation to the matter, how the councillor intends to deal with the real or perceived conflict of interest.

5 MAYORAL MINUTE**6 PRESENTATIONS**

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7 REPORTS DIRECT TO COUNCIL**7.1 QUARTERLY PROGRESS REPORT - QUARTER 3, 2012-2013****File No:** 4.16.4**Author:** Corporate Planning & Reporting Manager
Finance & Business Department**Appendices:** App A - Chief Executive Officer's Quarterly Progress Report Q3
(Under Separate Cover) (Att Pg 5)
App B - Operational Plan Activities Report Quarter ended March
2013 (Under Separate Cover) (Att Pg 33)

PURPOSE

This report presents the Quarterly Progress report for the period 1 January to 31 March 2013.

The report has been prepared to inform council and the community on implementation of the activities, projects and programs set out in the Operational Plan 2012-2013 and the implementation of the Corporate Plan 2009-2014.

EXECUTIVE SUMMARY

Each quarter, council receives a progress report on the delivery of the operational plan and other matters of importance. The report, once adopted, is made available to the community.

This report includes reports from the Chief Executive Officer and Executive Directors, outlining achievements for the quarter. It also provides information on operational projects/activities set out for the year focused on forward planning, service delivery capital works programs and organisational efficiencies.

Executive Directors have outlined in their report that the majority of the 210 projects/activities are well underway and at this stage all projects and activities are expected to be completed by July 2013.

Highlights from the quarter ended 31 March are as follows:

- Managed the impacts on the community from Ex Tropical Cyclone Oswald
- Tender for new waste collection contract closed and currently being assessed
- Commercial use of community land – work is underway with expressions of interest called
- Customer Charter – significant improvements made in reducing the number of outstanding service requests
- Sunshine Coast Airport – the airport worked closely with Tiger Airways to re-commence flights from the Sunshine Coast. This will help build tourism in the region.
- \$153 million has been procured from local business year to date
- New Planning Scheme – currently considering over 3,000 submissions received during the consultation phase
- Light Rail feasibility – consultants for phase 1 have been appointed

OFFICER RECOMMENDATION

That Council:

- (a) receive and note the report titled “Quarterly Progress Report - Quarter 3, 2012-2013”
- (b) note the Chief Executive Officer’s Quarterly Progress Report – Quarter 3, 1 January to 31 March 2013 (Appendix A) and
- (c) note the Operational Plan Activities Report – Quarter ended March 2013 (Appendix B) reporting on the implementation of the Corporate and Operational Plans.

FINANCE AND RESOURCING

The cost of implementing the Operational Plan 2012-2013 has been built into the Annual Budget 2012-2013.

CORPORATE PLAN

Corporate Plan Theme: *Great governance*

Emerging Priority: 8.1 - Ethical, accountable and transparent decision-making

Strategy: 8.1.1 - Develop and implement a governance framework that provides transparent and accountable processes and enhances council’s reputation

Corporate Plan Theme: *Great governance*

Emerging Priority: 8.2 - Effective business management

Strategy: 8.2.4 - Consolidate data, information and knowledge to improve council operations

Corporate Plan Theme: *Great governance*

Emerging Priority: 8.6 - An informed and engaged community

Strategy: 8.6.3 - Keep the community informed about council’s activities through a wide range of communication tools

CONSULTATION

Internal Consultation

Consultation has occurred widely within council to ascertain the status of activities and projects in the operational plan and this information was provided by each organisational department of council.

External Consultation

There has been no external consultation in relation to this report however the report is made available to the community following adoption

Community Engagement

Community engagement in relation to projects and activities within the Operational Plan 2012-2013 is undertaken where appropriate in accordance with the relevant project plans and the Community Engagement Policy.

PROPOSAL

About the Quarterly Progress Report

The Chief Executive Officer's Quarterly Progress Report – Quarter 3 (Appendix A) consists of the Chief Executive Officer's summary report and Executive Directors' detailed reports.

The purpose of the report is to inform council and the community on progress towards implementing the projects and activities set out in the Operational Plan 2012-2013 that align with the delivery of the Corporate Plan 2009-2014.

Status of Projects

The Operational Plan Activities Report – Quarter ended March 2013 (Appendix B) provides details on the status of the 210 projects/activities in the Operational Plan 2012-2013.

The report includes the status of each project/activity in the operational plan covering percentage complete, anticipated completion date and progress commentary.

Table 1 provides a summary on the status of all projects/activities in the Operational Plan.

Status	Number
Completed	17 (8%)
Underway	193 (92%)
Not started	0
Total	210

Table 1: Summary of all projects/activities in the Operational Plan

Of the projects currently underway, the majority are over 50% complete and all are expected to be completed by July 2013.

Significant projects/programs implemented:

- Managed the impacts on the community from Ex Tropical Cyclone Oswald
- Tender for new waste collection contract closed and currently being assessed
- Commercial use of community land – work is underway with expressions of interest called
- Customer Charter – significant improvements made in reducing the number of outstanding service requests
- Sunshine Coast Airport – the airport worked closely with Tiger Airways to re-commence flights from the Sunshine Coast. This will help build tourism in the region.
- \$153 million has been procured from local business year to date
- New Planning Scheme – currently considering over 3,000 submissions received during the consultation phase
- Light Rail feasibility – consultants for phase 1 have been appointed

More detail on these highlights and other achievements during the quarter is available in the Executive Directors' reports which form Appendix A to this report.

Legal

There is a legislative requirement for council to provide a performance report on its progress in implementing the Corporate and Operational Plans. This report meets the requirements of the Local Government Act and Regulation.

Policy

There is no policy associated with the presentation of a quarterly progress report however it is a component of the Strategic Corporate Planning and Reporting Framework and a legislative requirement to provide a report on performance against the corporate and operational plans.

Risk

Executive Directors have provided an overview of departmental operations including the outlook for the future and any associated risks.

In accordance with council's Enterprise Risk Management Framework, the risks and opportunities identified in relation to the quarterly progress report include:

Reputation/public image: the report provides complete information on council's operations and builds a positive reputation for council with the community.

Legislative: the report meets the legislative requirements of the Local Government Act and Regulation.

Business activity: the report keeps council informed about the progression of the operational plan activities and provides a timely account of council's progress to the community.

Previous Council Resolution

The following reports were adopted:

Operational Plan 2012-2013 (SM12/08)

Quarter 1 Progress Report (OM 12/150)

Quarter 2 Progress Report (OM13/25)

Related Documentation

- Corporate Plan 2009-2014 and Operational Plan 2012-2013.
- Financial information is provided to council through the Financial and Capital Management report.

Critical Dates

Quarterly Progress Reports are usually scheduled to be presented to council within four weeks of the end of the calendar quarter subject to the scheduled meeting cycle.

Implementation

Corporate Governance branch will manage the distribution and publication of the report. Specifically the report will be placed on council's website and intranet.

7.2 REGIONAL STRATEGY AND PLANNING**7.2.1 DEVELOPMENT APPLICATION FOR MATERIAL CHANGE OF USE OF PREMISES (SHOP), KAWANA WAY, BIRTINYA**

File No: MCU12/0168
 Author/Presenter: Principal Development Planner
 Regional Strategy & Planning Department
 Attachments: Att 1 - Preliminary Needs Assessment (Pg 33)

<http://pdonline.sunshinecoast.qld.gov.au/MasterView/Modules/Applicationmaster/default.aspx?page=wrapper&key=1238293>

APPLICATION DETAILS	
Applicant:	JV Property Management C/- DFS Group
Proposal:	Development Permit for Material Change of Use of Premises (Shop)
Properly Made Date:	24/10/2012
Information Request Date:	Not Applicable
Info Response Received Date:	Not Applicable
Decision Due Date:	26 March 2013
Number of Submissions:	1
PROPERTY DETAILS	
Division:	3
Property Address:	Kawana Way BIRTINYA
RP Description:	Lot 50 SP 174898
Land Area:	70,630m ²
Existing Use of Land:	The site is currently being used for Showrooms, Restaurant and Indoor Entertainment (gym). The specific tenancy the proposal relates to was previously occupied by a Showroom use (Sleep City and Everyday Living).
STATUTORY DETAILS	
SEQRP Designation:	Urban
Planning Scheme:	Caloundra City Plan 2004 (8 August 2011) and Caloundra Planning Scheme 1996
Planning Area / Locality:	Kawana Waters – DCP1
Planning Precinct / Zone	Detailed Planning Area Plan 9 – Employment Area Precinct 6 – Business Village
Assessment Type:	Impact

PURPOSE

The purpose of this report is to seek council's determination of an application for a Material Change of Use of Premises (Shop). The application is before council at the request of the divisional councillor.

EXECUTIVE SUMMARY

This application is for a Material Change of Use to Establish a Shop (Target) within an existing building (vacant tenancies) at the Kawana Home Makers Centre. The proposed shop will have a gross floor area of 2,011m². The applicant proposes that the Shop will be a temporary use of about 5 years.

Pursuant to the Kawana master planning process, the subject site has been approved for a large format retail premises for the sale of bulky goods, which has been deliberately located outside the Kawana Town Centre. The Kawana Town Centre is planned to accommodate over 40,000m² of commercial floor area, including a shopping centre and shops. It was not envisaged by the various master plans that this showroom complex site would accommodate anything other than the sale of large bulky goods and light industrial uses (with some associated restaurant/food outlet uses). As such, the proposal represents out-of-centre development. Generally, out-of-centre development has the potential to significantly undermine the master planning for the area and the established retail hierarchy of centres as outlined in the Development Control Plan 1 and the Caloundra City Plan 2004.

Location IQ, an external economic expert, has reviewed the proposal and found there is no pressing need to change the purpose/function of the existing showroom centre or to approve a shop outside the planned Town Centres. In fact, the external review found there were other sites available in the southern area of the Sunshine Coast for the proposal to establish in the short term that are located within planned Town Centres or suitably designated zones.

The applicant's submitted planning grounds in support of the application have been considered but are not considered sufficient to justify approving the development application despite the conflict with the South East Queensland Regional Plan, the Strategic Plan, Development Control Plan 1 – Kawana Waters, the Structure Plan,, Master Plan No 5 (Detailed Planning Area Plan) and Master Plan No 9 (Site Development Plan). Pursuant to section 4.4 (5A) of the repealed *Local Government (Planning and Environment) Act 1990*, council must refuse the application if there are not sufficient planning grounds to justify approving the development despite the conflict.

The applicant's primary argument is that the use will be temporary until the establishment of the Kawana Town Centre. While there are inherent difficulties in the implementation of restricting the use to be temporary and with nominating a timeframe, the key concern is that approving the use on a temporary basis will lead to further out-of-centre/inconsistent uses establishing on the same basis, which would further detract from/delay the Kawana Town Centre (or other designated centres).

Further, in light of Stockland's recent announcement of its half-year results to 31 December 2012, the Kawana Town Centre development site has been proposed for wholesale disposal. As such, the future ownership of the Town Centre site is uncertain and any guarantees or arrangements provided by Stockland with regard to providing a future tenancy for Target in the Town Centre may not be realised.

The existing centre was approved based on the traffic generation of showroom uses and infrastructure was delivered accordingly. The intersections and parking have not been designed for the traffic associated with a shop and the applicant has failed to demonstrate the proposal will not have detrimental impacts in terms of parking or access short or long term.

One submission was received objecting to the proposal. This raised issues about the proposed shop being inconsistent with the Kawana Development Control Plan 1, out of centre development, traffic and car parking impacts, and the uncertainty about the temporary nature of the proposal.

The application is, therefore, recommended for refusal.

OFFICER RECOMMENDATION

That Council REFUSE Application No. MCU12/0168 for a Material Change of Use of Premises (Shop) for the following reasons:

- 1. the development is not consistent with the provisions of the South East Queensland Regional Plan 2009-2031, in particular, section 8.6 Activity Centres and Transit Corridors;**
- 2. the development conflicts with Development Control Plan 1 – Kawana Waters;**
- 3. the development conflicts with the Kawana Waters Structure Plan;**
- 4. the development conflicts with Master Plan No. 5 (Detailed Planning Area Plan) and Master Plan No. 9 (Site Development Plan);**
- 5. the development will adversely impact on the safety and efficiency of the road network due to significantly higher traffic generation and parking demand compared to that of the approved showroom use of the site;**
- 6. the proposal has failed to demonstrate that on-site parking can accommodate the additional demand;**
- 7. the applicant has not satisfactorily demonstrated any overriding need in the public interest for the proposed development; and**
- 8. there are not sufficient grounds to justify approving the application despite the conflicts with the planning scheme.**

FINANCE AND RESOURCING

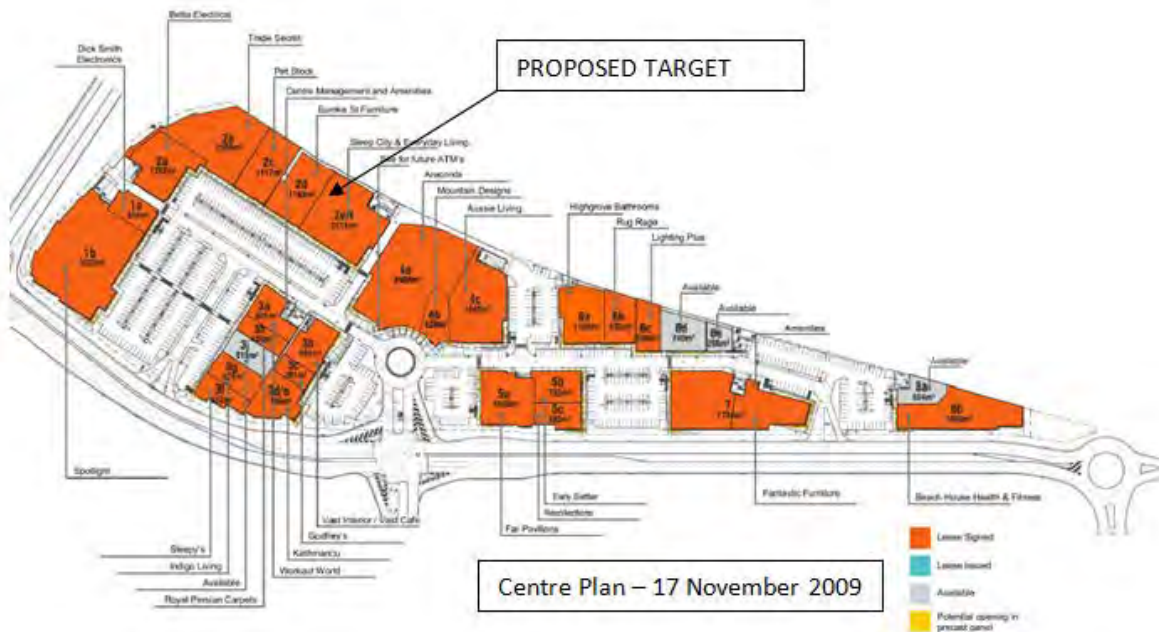
Council's Infrastructure Policy Branch has provided the following estimate of the infrastructure charges required by this development (which excludes infrastructure charges to Unitywater):

ADOPTED INFRASTRUCTURE CHARGE AMOUNT =			\$80,440.00
@ March 2011 index			
Allocation of adopted infrastructure charge to trunk infrastructure networks	Calculated Charge	Offset/Rebate or other	Amount Payable
Transport	\$68,374.00	\$0.00	\$68,374
Public Parks & Land for Community Facilities	\$12,066.00	\$0.00	\$12,066
Stormwater (applicable to Residential development)	\$0	\$0.00	\$0
Stormwater (applicable to Non-Residential development)	\$0	\$0.00	\$0

The amount payable at current index (December 2012) = **\$83,132.00**

PROPOSAL

The application seeks approval to convert an existing Showroom tenancy within the Kawana Homemaker Centre into a Shop, with a gross floor area of 2,011m² (Target). It is not proposed to revise the design of the building, only to change the use. The applicant is proposing that the use be temporary until the Kawana Town Centre is established. Only internal fit outs are proposed to the existing building, and the applicant does not propose any changes to the layout of the overall development. The internal floor layout will comprise a selling floor (1,557m²), offices (79.64m²) and a reserve/store area (336.94m²). The applicant has advised that the store will employ approximately 6 full time staff, 12 part-time staff and 8 casual staff.



SITE DETAILS

Background/Site History

In July 2005, council issued a Development Permit for a Material Change of Use to establish Showrooms and Restaurants (reference 2004/50-00104). The development included 8 separate buildings primarily designed to accommodate showrooms, with additional restaurant uses also proposed.

In July 2006, council issued a Development Permit for a Material Change of use to establish a 1,500m² gymnasium within one of the approved showroom buildings. This use was approved despite it being a non-preferred use for the precinct. This approval was based on the fact that it was demonstrated the use was compatible with surrounding uses, that there was a need for the proposed use in this location and that the use was not inconsistent with the designation of the subject land.

To assist in the assessment of this current application, council engaged an external economic expert (Location IQ) to provide an independent review of application. Specifically, they were requested to consider whether there was a strong market demand and community need for the development in the short term and the implications of proposal on the planned retail hierarchy. This Preliminary Needs Assessment forms part of this report and is at Attachment 1.

Site Description

The subject premises is part of a larger 7 ha showroom development site (Kawana Home Central) which is made up of 8 individual buildings (with a total gross floor area of 33,000m²). These buildings are predominately used for showroom purposes (furniture, bedding, pet supplies and sportswear), but also include a small restaurant (approximately 150m²) and a gym. Parking has been provided throughout the site totaling 683 parking spaces (Showroom rate of 1 space per 30m²). The individual tenancy proposed to accommodate the shop use sits to the rear of the site and is not visible from Kawana Way.

The larger Home Central site has an approximate 700 metre frontage to Kawana Way where all access is obtained by way of 3 access points. The main access is via a signalised intersection central to the site's frontage. The 2 other access points are to the north and south of this intersection and are limited to left in and left out manoeuvres only onto Kawana Way. Below is an aerial photograph showing the site and its context.



Surrounding Land Uses

Adjoining the western boundary of the Home Central site is the Multi Modal Transport Corridor (MMTC). Further west is the Quad Park sports fields.

To the north are predominately higher impact industrial uses within a Core Industry Precinct.

The Kawana Master Plan identifies the large vacant sites to the south as being Town Centre Core and Transit Precinct (which includes the MMTC station). Further to the south is the Sunshine Coast University Hospital, Sunshine Coast University Private Hospital and Oceanside Health Hub.

The eastern boundary of the site is formed by Kawana Way. On the other side of Kawana Way is a Business Village Precinct which accommodates a variety of commercial uses including showrooms, offices, indoor entertainment and restaurants. Further east are 2 multiple dwelling unit complexes (fronting the lake).

ASSESSMENT

Framework for Assessment

Instruments for Statutory Assessment

Under the *Sustainable Planning Act 2009*, the application must be assessed against each of the following planning instruments to the extent they are relevant to the development:

- State Planning Policies;
- the South East Queensland Regional Plan;
- State Planning Regulatory Provisions;
- any Structure Plan or Master Plan in place for declared areas;
- any Preliminary Approval Overriding the Planning Scheme for the land;
- the Planning Scheme for the local government area; and
- any Temporary Local Planning Instrument in place for the local government area.

Of these, the planning instruments relevant to this application are discussed in the sections that follow.

Statutory Instruments – State and Other

Sustainable Planning Act 2009

Section 857 of the *Sustainable Planning Act 2009* applies where a development control plan made under the repealed *Planning and Environment Act 1990*, has been included in an existing planning scheme (i.e. the Caloundra City Plan 2004) under section 6.1.45A of the repealed *Integrated Planning Act 1997*.

This means that the repealed *Planning and Environment Act 1990* continues to apply to the extent necessary to administer the development control plan (DCP1 Kawana). That certain sections of the *Integrated Planning Act 1997* still apply to assessing applications in the development control plan area and if the development control plan requires that development must comply with plans to be made and approved under the development control plan, development under the development control plan must comply with the plans in the way stated in the development control plan.

State Planning Policies

No State Planning Policies are applicable to this application.

South East Queensland Regional Plan

The site is located within the Urban designation of the South East Queensland Regional Plan. Kawana Town Centre is identified as a Major Regional Activity Centre. The provisions relating to Activity Centres seek to ensure that development is focused in these centres and that they are well planned and vibrant activity hubs. One of the policies of the provisions relating to Activity Centres seeks to “*exclude out-of-centre development that would detrimentally impact on activity centres.*” (Policy 8.6.5). The notes for this section go on to say:

“Out-of-centre development is inconsistent with the SEQ Regional Plan’s strategic intent, as it can diminish the vitality of activity centres and detract from economic growth by diluting public and private investment in centre-related activities, facilities and infrastructure.”

The proposal represents out-of-centre development which could lead to other shop uses or discount department stores wanting to establish in out-of-centre commercial sites such as this. This cumulative effect could diminish the future vitality of the Kawana Town Centre and/or detract from its future establishment and growth (this is supported by the Preliminary Needs Assessment undertaken by an external economic advisor, Location IQ). As such, the proposal is not consistent with these provisions of the South East Queensland Regional Plan 2009-2031.

Statutory Instruments – Planning Scheme and Master Plans

The Caloundra City Plan 2004 identifies this area of land within Kawana as being located within Development Control Plan 1. This area of land is, therefore, subject to the master planning process established under Development Control Plan 1 and the Caloundra City Planning Scheme 1996.

The hierarchy of master plans for Kawana Waters relevant to this application involves:

- Structure Plan;
- Detailed Planning Area Plan; and
- Site Development Plan.

Strategic Plan

The Strategic Plan that forms part of Caloundra City Planning Scheme 1996 seeks to consolidate and encourage retail growth within the identified regional and district business centres. Regional Business Centres are intended to be limited to Birtinya (being Kawana Town Centre and Business Village under Development Control Plan 1) and at the traditional regional centre of Caloundra.

Appropriate provisions relating to hierarchy of centres are incorporated into Development Control Plan 1, with the location of the Town Centre identified and its intended role in the retail hierarchy established as a Major Regional Activity Centre. Pursuant to Map 1 of Development Control Plan 1, the subject site is located within the Employment Area (Business Village) and does not form part of the Town Centre designation under Development Control Plan 1.

Development Control Plan 1 – Kawana Waters

Pursuant to Development Control Plan 1, the subject site is identified as being within Detailed Planning Area 9 which forms part of the existing Employment Area. The site is further identified as forming part of Precinct 6 of Detailed Planning Area 9. The intent of the precinct is:

“to act as predominantly a retail area for uses involved in the sale of bulky goods which because of their large floor areas and land consumptive nature cannot be located on land designated for these purposes in the town centre, the Buddina regional business centre or the Caloundra regional business centre.”

Pursuant to Section 4.17.2(j) of DCP1 the only permitted retailing land uses permitted in Column 1 and 2 of the Supplementary Table of Development for this precinct is Showroom. Other preferred uses in this precinct are Warehouses, Clean Manufacturing and Service Stations.

A Showroom as defined under the Caloundra City Planning Scheme 1996 is as follows:

*“**Showroom**” means premises used or intended for the purpose of displaying and/or offering for sale to members of the public goods which are generally purchased on an occasional and irregular basis and are of a similar type or bulky nature where the activity is conducted predominantly indoors and where the gross floor area is greater than 300m².*

The term includes but is not limited to:

- carpet showroom;
- caterers’ supplies;
- electrical showroom;
- furniture showroom;
- hardware, handyman and tradesman supplies;
- liquor barns and wine cellars, except as defined under “Shop”;
- motor accessories showroom; and
- textile showroom.

A Shop is defined under the Caloundra City Planning Scheme 1996 as follows:

*“**Shop**” means premises used or intended for the purpose of displaying or offering for sale, goods to members of the public and including ancillary storage, administration and staff facilities on the same premises.*

Target is typically defined as a Discount Department Store but, for the purposes of the Caloundra City Planning Scheme 1996, is considered a shop use. The proposal does not predominately involve the sale of bulky goods and, therefore, is inconsistent with Development Control Plan 1.

It should be noted that the land use limitations imposed on the 8 precincts making up Detailed Planning Area 9 are to ensure the development or use of land within the planning area does not significantly compromise the function of the future Town Centre.

Furthermore, and with regard to Section 7.2.1 of Development Control Plan 1, development must comply with the development documents. Section 7.2.1 states:

*“Notwithstanding any provision of the Planning Scheme, land designated DPA or Urban under the DCP shall **not be Developed** except for an Existing Use unless:*

- (a) the Master Plans as required to be prepared by the DCP have been approved in accordance with the Development Agreement and the DCP; and*
- (b) ...*
- (c) the Development complies with:*
 - (i) the Development Documents; and*
 - (ii) the approved Master Plans including the conditions of approval, Development Criteria, Urban Design Performance Criteria and Site Development Plan Design Parameters.”*

Pursuant to Section 2.3 Definitions, Development Documents are defined to mean:

- “(a) Development Lease No.2*
- (b) DCP1 and Caloundra City Planning Scheme 1996*
- (c) Transport Infrastructure Agreement*
- (d) Development Agreement*
- (e) Infrastructure Agreement – Regional Hospital.”*

The proposed Shop use is not included as a permitted land use for Precinct 6 in Development Control Plan 1 and, therefore, does not comply with Development Control Plan 1. Subsequently, the proposed Shop use does not comply with the Development Documents, in particular Section 7.2.1.

Structure Plan

Pursuant to Section 5.4 of the Structure Plan Development Criteria, land uses within this precinct must comply with the land uses prescribed in Development Control Plan 1 for this precinct of the Business Village. As mentioned above, a Shop is not included as a permitted land use for Precinct 6 under Development Control Plan 1 and, therefore, the proposal is inconsistent with the Structure Plan.

Master Plan No. 5 (Detailed Planning Area Plan – Business Village) 2004

Master Plan No. 5 includes this area within Precinct 6. The intent of Precinct 6, as outlined in Section 8.7 of the Detailed Planning Area Plan for the Business Village, states that this precinct is predominantly a retail area for uses involved in the sale of bulky goods which, because of their large floor areas and land consumptive nature, cannot be located on land designated for these purposes in the Town Centre, Kawana Shopping World, or the Caloundra Regional Business Centre. To fulfill this intent and to protect the retailing hierarchy as established under the Strategic Plan, uses are restricted to Showrooms in this locality. The proposal is, therefore, inconsistent with the Detailed Planning Area Plan.

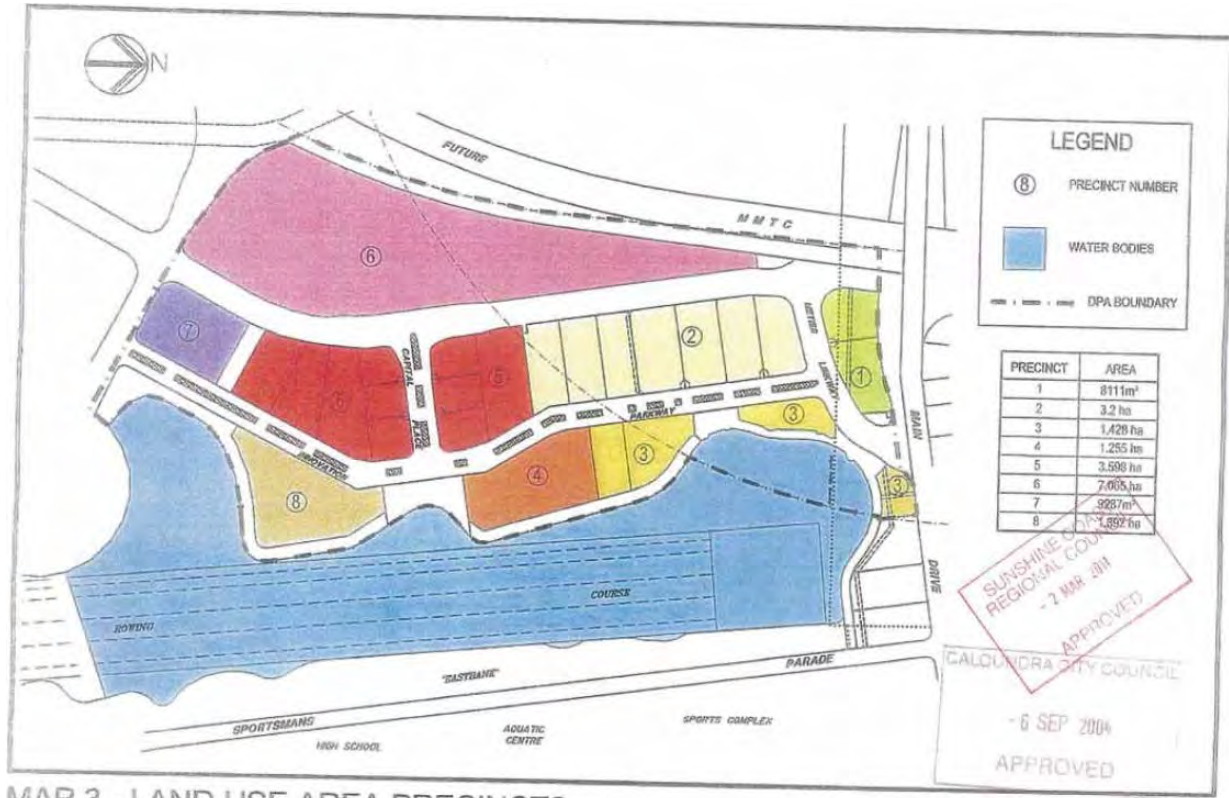
In addition, given the non-compliance with this master plan, the proposal is in conflict with Section 7.2.1(c)(ii) of Development Control Plan 1.



MAP 3 - LAND USE AREA PRECINCTS

Master Plan No. 9 (Site Development Plans 1-8 – Business Village) 2004

The land included within Precinct 6 is zoned Special Development pursuant to the Caloundra City Planning Scheme 1996. The Site Development Plan for this precinct contains a Supplementary Table of Development that prescribes the applicable land uses rights in this precinct. This table is below and it can be seen that retailing is restricted to a Showroom only and a Shop is a Prohibited Use (as it is not listed in Columns 1-3). The proposal is, therefore, inconsistent with the intent of this precinct as outlined in the approved Site Development Plan.



MAP 3 - LAND USE AREA PRECINCTS

**Table 1
Supplementary Table of Development – Precinct 6**

Precinct	Column 1 Permitted Uses	Column 2 Permitted Subject to Conditions	Column 3 Consent Required	Column 4 Prohibited Uses
Precinct 6	Park Public Purpose Public Utility <u>Development for the following purposes which does not involve the erection of a building or the extension of existing premises:</u> <ul style="list-style-type: none"> • Car Park • Caretakers Residence • Clean Manufacturing • Food Outlet • Restaurant • Showroom • Warehouse 	Automatic Mechanical Car Wash Car Park Caretakers Residence Clean Manufacturing Food Outlet Nursery Restaurant Service Station Showroom Warehouse		Uses not listed in Column 1, 2 and 3

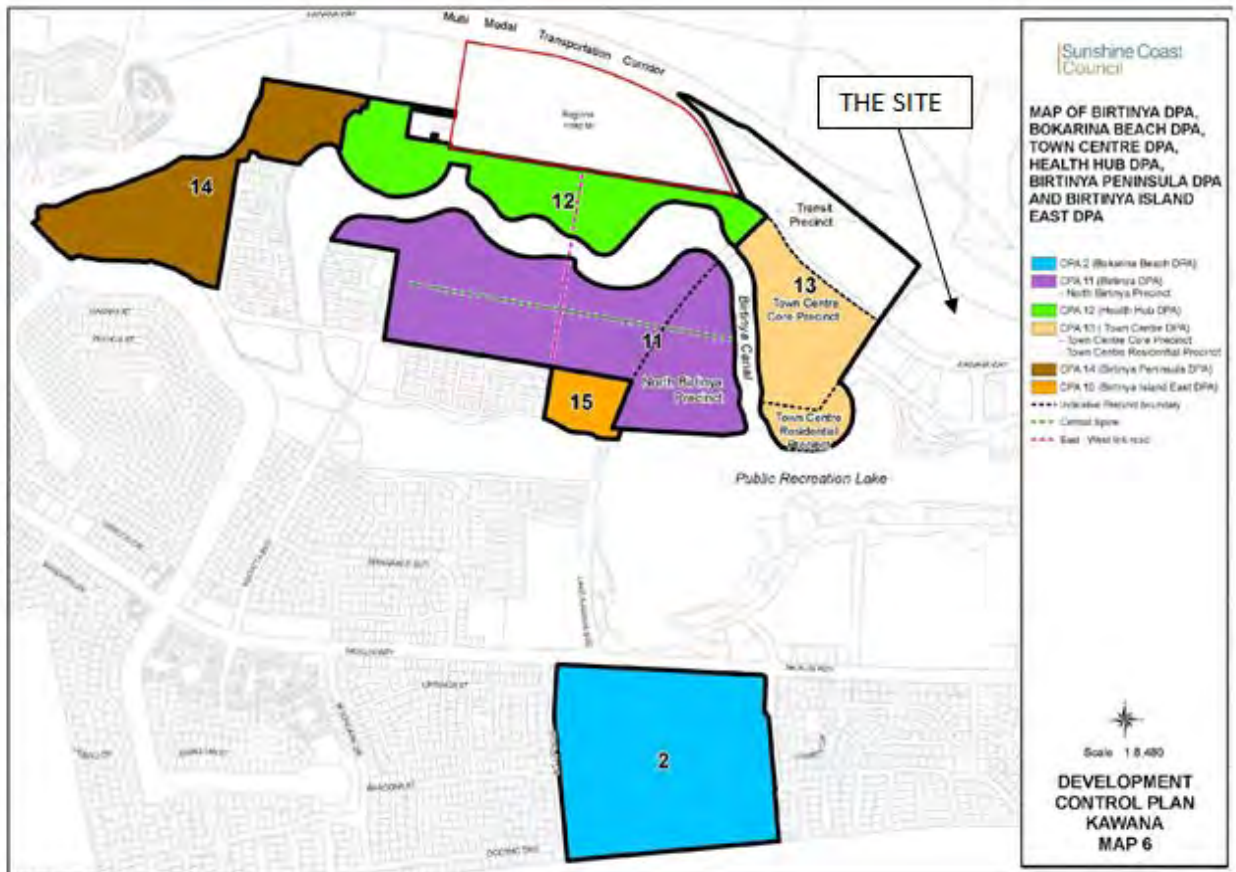
In addition, given the non-compliance with this master plan, the proposal is in conflict with Section 7.2.1(c)(ii) of Development Control Plan 1.

The subject site has been approved for a large format retail premises for the sale of bulky goods, which has been located (deliberately) outside of the Kawana Town Centre due to these uses being land consumptive and reliant on private vehicle trips, which can detract from the vibrancy of the Town Centre. It was not envisaged by the various master plans that this site would accommodate anything other than the sale of large bulky goods and light industrial uses (with some associated restaurant/food outlet uses).

Given the above conflicts with the various master plans, the following issues are pertinent to the assessment of the application and are discussed below:

Impacts on Kawana Town Centre

Directly to the south of the site is the Kawana Town Centre which comprises the Town Centre Core, a Transit Precinct and a Residential Precinct. The Town Centre Core is identified to accommodate over 40,000m² of commercial floor area including a shopping centre, shops, restaurants and health care premises.



While the approval of this application in itself is unlikely to have significant impacts on the Kawana Town Centre, the overall concern is that the approval of Target at this location will result in other similar applications being lodged (which could also be made on a temporary basis) and that there may be other flow on impacts. The conclusion of the Preliminary Needs Assessment of Location IQ is that the *“approval of Target Home Central Kawana will result in other applications and the cumulative impact of a number of applications rather than one single application has potential impacts. The most likely of these impacts is that if a number*

of retail uses are approved at Home Central Kawana, this may delay the development of Kawana Town Centre.”

It would seem that the owner of the Home Central Kawana has previously indicated that they are intending to seek more flexible land use arrangements for the future leasing tenancies within the Home Central complex given the recent difficulties to obtain full occupancy utilising only showrooms. It was indicated that potential tenants could include a Pharmacy Warehouse and a Crazy Clark's style cheap disposal goods outlet, both of which would be considered a shop rather than a showroom. This is evidence there are other shop operators interested in establishing in this centre and, should the application be approved, other shop applications may follow. This would have a cumulative deleterious impact on the Kawana Town Centre and broader planned retail hierarchy.

Broader Retail Hierarchy Considerations

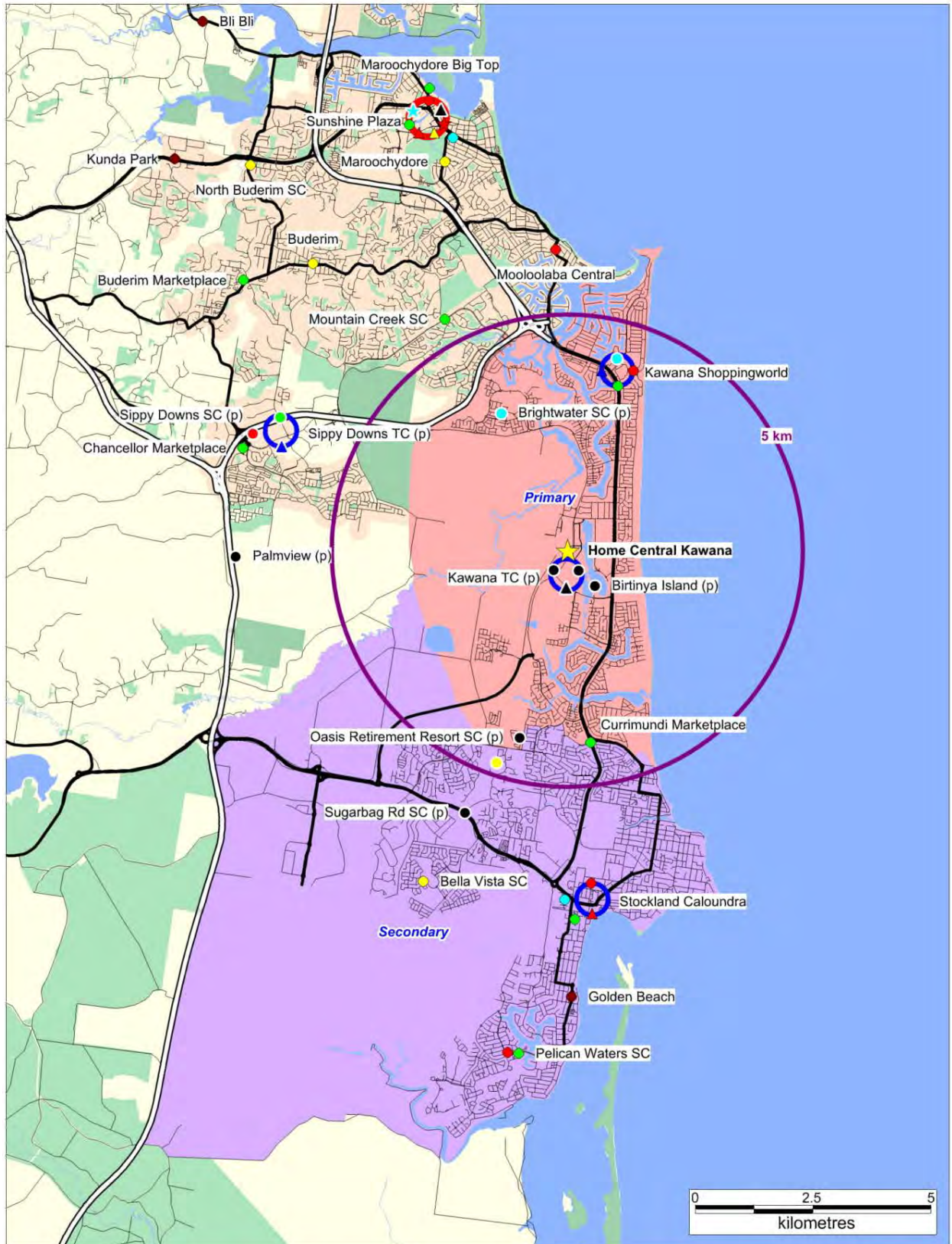
The following map from Location IQ illustrates the proposed development site (identified by a yellow star) in relation to major discount department store facilities and supermarkets through the southern part of the Sunshine Coast (current and planned) including the existing Target at the Maroochydore Town Centre. This map also shows the proposed development's primary catchment area (shaded pink), including coastal areas stretching from Currimundi to Kawana, and secondary catchment area (shaded purple) which includes areas to the south of Currimundi, Caloundra and Pelican Waters. The assessment by Location IQ found that the impact on the commercial centre's hierarchy through the Sunshine Coast would be minimal in terms of financial viability.

However, this assessment found there is no pressing need to approve a shop outside of the planned Town Centres, and noted there are a number of potential locations for Target (either full size or as proposed) in the next few years which include:

- Kawana Shoppingworld is expanding by 9,000m², including a number of mini-major tenancies. While no additional discount department stores have been approved, a smaller sized Target could potentially operate in one of the new tenancies;
- Stockland Caloundra Centre has an existing application to expand and is identified by the Caloundra City Plan 2004 to accommodate the “highest order” of retail activities (this has also been continued by the Draft Sunshine Coast Planning Scheme). There are currently 2 applications before Council for the expansion to Stockland Caloundra, incorporating a new discount department store, 2 mini-majors and a number of additional specialty shops;
- approval has been given for the development of a discount department store based centre at Sippy Downs to be anchored by Big W, Coles and Woolworths. It is possible that a mini-major tenancy similar to the size being proposed could locate in this centre; and
- further afield, a tenancy suitable for a Target store has been approved in Beerwah as part of a new shopping centre development.

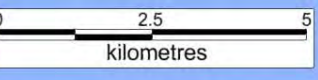
Kawana Town Centre

Based on the above, although these tenancies may not be immediately available, the applicant has not demonstrated there is a lack of opportunity to fill a potential need for a Target to operate in the southern part of the Sunshine Coast. Rather, there is a concern that, by permitting Target in Home Central Kawana, this may result in reduced emphasis on the applications for the expansion of Stockland Caloundra in particular.



○ Regional SC	★ Myer	▲ Target	● Woolworths	● Independent
○ Sub-regional SC	★ David Jones	▲ Big W	● Coles	● Spar
		▲ Kmart	● Aldi	● Unknown Supermarket
		▲ Unknown DDS	● IGA	

* Halo object represents proposed store



LOCATIONIQ
 Map produced by Location IQ using MapInfo Pro Australia Pty Ltd and related data sets.

Sufficient Grounds to Approve the Application Despite the Conflict

It is clear from the above that there is a conflict with Development Control Plan 1 and the relevant master plans. Section 4.4 (5A) of the repealed Planning and Environment Act (the applicable Act at the time of the introduction of Development Control Plan 1) provides that council must refuse a development application if:

- “*The application conflicts with any relevant strategic plan or development control plan; and*
- *There are not sufficient planning grounds to justify approving the application despite the conflict.*”

The following is a summary of the applicant’s supporting arguments to justify approving the application despite the conflicts identified above:

- (a) the use is temporary;
- (b) the Kawana Town Centre does not exist and the developer of the Centre and the applicant are prepared to enter into an arrangement and accept a Sunset Clause to relocate to the Centre when it is suitably established;
- (c) the interim establishment of the use will offer local/regional economic and employment benefits;
- (d) the proposed use of an existing vacant “large tenancy” at a time when retail businesses (and landlords) are struggling due to the effects of the Global Financial Crisis and changing retail trends provides only a benefit with no discernible dis-benefits;
- (e) the proposed use is not significantly different to a number of existing tenancies in the Home Central site;
- (f) the proposal will have no discernible impacts on the Retail/Commercial hierarchy, short or long term; and
- (g) the temporary establishment will not prejudice any long term town planning intentions for the Kawana Town Centre.

A response to, and assessment of, these supporting arguments is provided below:

- (a) & (b) Regardless of whether the Kawana Town Centre exists, the idea of Target as a temporary use at the Home Central site is not a solution, as it is not the only centre which can accommodate this store (as discussed above). If Kawana Town Centre is developed in the longer term (5-10 years), then it highly likely that Target would want to remain at Home Central Kawana. However, other centres are planned and will expand in a shorter timeframe to fulfill the need for a store like Target. It has not been demonstrated that there is an immediate and pressing need to establish a Target in the short term outside of the designated centres.

The applicant has suggested that a “sunset clause” be linked to the “*establishment of the Kawana Town Centre, and the provision of a suitable site therein for Target.*” It is difficult to know when the Kawana Town Centre will be operational as it is in the control of the master developer (Stockland). This is further complicated by the fact that Stockland has recently identified the Kawana Town Centre site for potential “*wholesale disposal*” (as per their Half Yearly Results documentation). There are no requirements on the master developer to develop the Town Centre within a certain timeframe and detailed planning is yet to be undertaken. As there is no certainty around when the Town Centre will be delivered, it is very difficult to nominate a timeframe or establish a criterion as to when Target would need to cease

operations in the proposed tenancy. If there is pressure/demand from large stores for commercial floor space, this may happen earlier.

Furthermore, assuming that the use is allowed to begin operations, it could be very difficult to enforce any condition/agreement requiring that the use be temporary only. Any condition or sunset clause which controls the temporary nature of the use could be challenged at any time by the applicant (even some years later after the use is established). The applicant has assumed there will be an available tenancy for Target within the Kawana Town Centre, but there could be any number of retailers who could fill this role. If another discount department store (e.g. Kmart or Big W) becomes the successful tenant in the Centre and Target is unable to locate within the centre (for any number of commercial reasons), then they may not wish to relocate from their proposed location, which would result in a split of retail shop floor space and dilute the vitality of the Town Centre.

If council accepted that a "temporary" use is sufficient planning grounds to overcome the conflict, it could not only lead to other shop uses applying to establish in this homemaker centre, but in any number of homemaker centres on the Sunshine Coast. Such a decision would have significant implications for the retail hierarchy across the Sunshine Coast particularly as there are a number of vacancies in similar homemaker centres across the Coast due to the current economic climate and an oversupply of showroom development.

Based on the above, the argument that the use is temporary is not a sufficient planning ground to approve the application despite the conflict.

- (c) & (d) The Preliminary Needs Assessment from Location IQ indicates that any economic benefits would be limited to the Home Central Kawana site and these would be outweighed by the potential impacts on the future retail provisions at the Kawana Town Centre and elsewhere on the Sunshine Coast. This assessment also found that the actual need for the development is not necessarily pressing, but is more a solution to fill existing vacant space. There are a number of other potential sites where a Target store could locate in the southern portion of the Sunshine Coast in existing or planned appropriate retail zoned areas. While the development will require a certain number of employees, it should be noted that the proposal is replacing previous Showroom businesses, which also generated employment (i.e. there may not be any new jobs created in comparison to Showroom businesses that have been operating previously). Furthermore, there are far greater economic benefits through encouraging the development of a vibrant Kawana Town Centre and the construction of new buildings.
- (e) The majority of tenancies only have approval for a Showroom (aside from the existing gym and small restaurant).
- (f) & (g) It is agreed that the proposal on its own will have minimal impact on the Kawana Town Centre development. However, it is likely that, if this application is approved, it would encourage other out-of-centre shop uses to apply not only in this showroom centre but in others similar centres across the region. These applications could potentially have a cumulative deleterious impact on the planned Kawana Town Centre and compromise the broader retail hierarchy. By maintaining a demand for retail space (i.e. not allowing out of centre development) will assist with ensuring the identified centres within the region develop in the short term. If they establish in show room centres

where rentals are cheaper it is unlikely that they would move to the identified centres at a later date. On this basis, it is difficult to establish any overriding community benefit which justifies the approval of the application despite the conflict with the Planning Scheme.

Overlay Provisions

There are no applicable overlay codes to this application as the proposed use will be accommodated within an existing building. Sunshine Coast Council Policy Framework - Strategies

The proposed development has not been assessed against the Strategies for the following reasons:

- it is not a Section 242 Application Overriding the Planning Scheme to create a planning assessment framework fundamentally different from that which currently exists;
- the planning impacts of the proposal are not of regional significance; and
- it is not a use which is so unusual, unknown and/or un contemplated in nature that it warrants a wider assessment.

Economic Implications

The following comments have been provided by the Economic Development Branch:

“The Economic Development Branch has examined matters relevant to the subject application in the context of Caloundra City Plan, Council’s Corporate Plan 2009-2014 and Council’s Economic Development Strategy 2010-2014.

Council’s Corporate Plan (2009-2014) incorporates a clear objective to create a more robust economy. In a linked and similar manner the Economic Development Strategy (2010-2014) aims to build a mature, diversified economy which is more resilient to the fluctuations of economic cycles by enabling growth in a range of identified emerging sectors in concert with ensuring that the traditional pillars of the regional economy (including retail) continue to grow. In terms economic impacts it is therefore recognised that the proposal would purvey site specific employment outcomes of approximately 6 full time, 12 part time and 8 casual positions whilst introducing a variation in retail choice which is currently unavailable within the specific locality in question. More broadly it is also clear that the retail sector from the national to local context is currently facing a challenging economic environment, an environment which will require adaptation in terms of both business models as well as locality, built form and planning responses amongst others. Nevertheless, this environment also reinforces the need to ensure that planning decisions do not become opportunistic but also incorporate consideration of strategic objectives encompassing such aspects as the provision of appropriate infrastructure in addition to impacts upon the surrounding existing and future urban context, particularly as it refers to the retail network and hierarchy. In the case of this application it is not clear from an economic development perspective that the benefits of the proposed use outweigh its potentially negative impacts upon the precinct and broader context in terms of its intended current role and function plus future evolution.”

Traffic and Parking

On Site Car Parking

The traffic report submitted with the application seeks to demonstrate that the existing on site parking area can accommodate the additional parking demand of the proposed retail use by arguing that a parking demand of 1.63 spaces per 100m² of gross floor area is appropriate for showrooms (even though the showroom approval required 2 spaces per 100m² in accordance with the Caloundra Planning Scheme 1996. Interestingly, the current Draft Planning Scheme is also proposing 2 spaces per 100m² for showrooms). The 1.63 spaces per 100m² have been determined as the peak demand from parking surveys carried out on the site in July 2012. However, 2012 was a year of depressed economic activity, with widespread reporting by retailers of reduced customer numbers and, on that basis, it is very likely that the applicant's parking survey would show significantly lower parking demand than would be expected in good economic times.

Access

With regard to traffic issues, the applicant's consultant has analysed the operation of the accesses to the site at "opening" and at "opening plus 10 years". For the "opening plus 10 years" scenario, the consultant has assumed a 2.6% per annum growth in background traffic, based on population growth forecasts published by the State. However, the 2.6% growth rate probably ignores the impact of the Sunshine Coast University Hospital, located on Kawana Way only about 1 km south of the Homemaker Centre. The opening of the public hospital in 2016 will result in very significant increased traffic along Kawana Way.

Possible Impacts on the Broader Kawana Road Network

As part of the Kawana Waters Structure Plan application, detailed traffic modelling was undertaken by Cardno Eppell Olsen (in close consultation with the Department of Transport and Main Roads and council) to determine land uses and development yields in the remaining undeveloped areas (Town Centre, Health Precinct, Birtinya Island, etc.) which could be accommodated while still achieving an acceptable "level of service" for the road network. The most critical intersections are those in Kawana Way and Lake Kawana Boulevard in and near the future Town Centre. The traffic model suggests that these intersection will be "at capacity" for the ultimate development scenario which has been modelled.

For existing developed areas, the model assumed traffic generation based on the land uses and yields consistent with the current Master Plans for those areas. The Master Plan over the Homemaker Centre site allows "showroom" uses on that site and the inputs to the traffic model are based on that use. The traffic generation rate for "retail" is up to 4 times greater than that for "showroom", so it would be a concern for the ultimate operation of the broader road network if significant shop retail establishes on the Home Central Kawana site and those retail uses continue after the Town Centre is developed. However, if these retail uses were only "temporary" (ceasing before the Town Centre commences) the impacts on the ultimate operation of the road network would not eventuate (the "temporary" use could be regarded as utilising, in the short term, some of the network capacity which is earmarked for the future Town Centre). In that case, it would be the assessment of "interim" impacts (i.e. impacts prior to provision of the ultimate road network) which would be critical.

The submitted traffic report has assessed the "interim" impacts as being well within the capacity of the intersections but, as noted above, assumptions have been made that would erode the spare capacity identified in the report, namely the projected traffic volumes to the

10 year design horizon has not adequately allowed for the impact of the Sunshine Coast University Hospital. Similarly, the impact on available parking has relied on a parking survey that may understate the parking demand for the existing showroom development.

CONSULTATION

IDAS Referral Agencies

The application was referred to the following IDAS referral agencies:

Concurrence

Department of Transport and Main Roads

The department is a concurrence agency for state controlled roads. The department responded by letter dated 15 January 2013 (Reference No. TMR 12-004653) stating that it supported the application subject to conditions.

Other Referrals

External Referrals

The application was forwarded to an external economic advisory firm, Location IQ. Their Preliminary Needs Assessment of the proposal is referred to throughout this report and is at Attachment 1.

Unitywater

The application was forwarded to Unitywater and their assessment forms part of this report.

Internal Referrals

The application was forwarded to the following internal council specialists and their assessment forms part of this report:

- Development Engineer, Engineering and Environment Assessment Branch;
- Major Urban Developments Branch; and
- Economic Development Branch.

Public Notification

The application was publicly notified for 15 days in accordance with the requirements of the *Sustainable Planning Act 2009*. One properly made submission was received.

The following table provides a summary and assessment of the issues raised by submitter.

Issues	Comments
The proposal changes the character of the development to a de facto shopping complex contrary to the provisions of Kawana Water Development Control Plan 1.	Agree. The intent for this precinct is for the sale of bulky goods. The proposed shop conflicts with the master plans and if approved has the potential to encourage other shop uses from occurring in this showroom complex.
The proposal should be located within the Town Centre or other regional centres.	Agree. There are a number of other designated centres both existing and planned that can accommodate the proposal.
There is no indication of timing as to how long the use would continue as the timeframe for the development of the Kawana Town Centre is unknown.	It is agreed that, as there is no known timeframe as to when the Kawana Town Centre will be developed, it would be difficult to nominate a timeframe for the use to cease and it is likely that the use could operate for many years.
The proposal would increase the car parking needed on site and result in a substantial shortfall.	Agree. The submitted car parking and access assessment did not adequately consider peak parking demand as the parking survey was undertaken in a depressed economic period.

Draft Sunshine Coast Planning Scheme

The draft Sunshine Coast Planning Scheme does not change the current development controls relating to Kawana Waters as it refers to the provisions of the Development Control Plan 1 – Kawana Waters and Kawana Waters Development Agreement. As such, the application would still trigger impact assessment under the draft planning scheme and would remain in conflict with the provisions of the Development Control Plan 1 – Kawana Waters. It is noted that the draft planning scheme would consider the proposal as a Discount Department Store, which are strongly discouraged from establishing in those areas designated for showroom development. The Strategic Frame of the draft planning scheme goes on to state that:

“Development that would threaten or compromise the Sunshine Coast activity centres network either by proposing centre activities outside of an activity centre or by proposing a higher level or larger scale of centre development than envisaged within a particular activity centre does not occur”.

CONCLUSION

Pursuant to the master planning documentation, the subject site has been approved for a large format retail premises for the sale of bulky goods, which has been deliberately located outside the Kawana Town Centre. The Town Centre is planned to accommodate over 40,000m² of commercial floor area, including a shopping centre and shops. It was not envisaged by the various master plans that this showroom complex site would accommodate anything other than the sale of large bulky goods and light industrial uses (with some associated restaurant/food outlet uses). As such, the proposal represents out-of-centre development. Generally, out-of-centre development has the potential to significantly undermine the master planning for the area and the established retail hierarchy of centres as outlined in the Development Control Plan 1 and the Caloundra City Plan 2004. Location IQ, an external economic expert, has reviewed the proposal and found there is no pressing need to change the purpose/function of the existing showroom centre or to approve a shop outside the planned Town Centres. In fact, the external review found there were other sites available in the southern area of the Sunshine Coast for the proposal to establish in the short term that are located within planned Town Centres or suitably designated zones.

The applicant's submitted planning grounds in support of the application have been considered but are not considered sufficient to justify approving the development application despite the conflict with the South East Queensland Regional Plan, the Strategic Plan, Development Control Plan 1 – Kawana Waters, the Structure Plan, Master Plan No 5 (Detailed Planning Area Plan) and Master Plan No 9 (Site Development Plan). Pursuant to section 4.4 (5A) of the repealed *Local Government (Planning and Environment) Act 1990*, council must refuse the application if there are not sufficient planning grounds to justify approving the development despite the conflict.

The applicant's primary argument is that the use will be temporary until the establishment of the Kawana Town Centre. While there are inherent difficulties in the implementation of restricting the use to be temporary and with nominating a timeframe, the key concern is that approving the use on a temporary basis will lead to further out-of-centre/inconsistent uses establishing on the same basis, which would further detract from/delay the Kawana Town Centre (or other designated centres).

Further, in light of Stockland's recent announcement of its half-year results to 31 December 2012, the Kawana Town Centre development site has been proposed for wholesale disposal. As such, the future ownership of the Town Centre site is uncertain and any guarantees or arrangements provided by Stockland with regard to providing a future tenancy for Target in the Town Centre may not be realised.

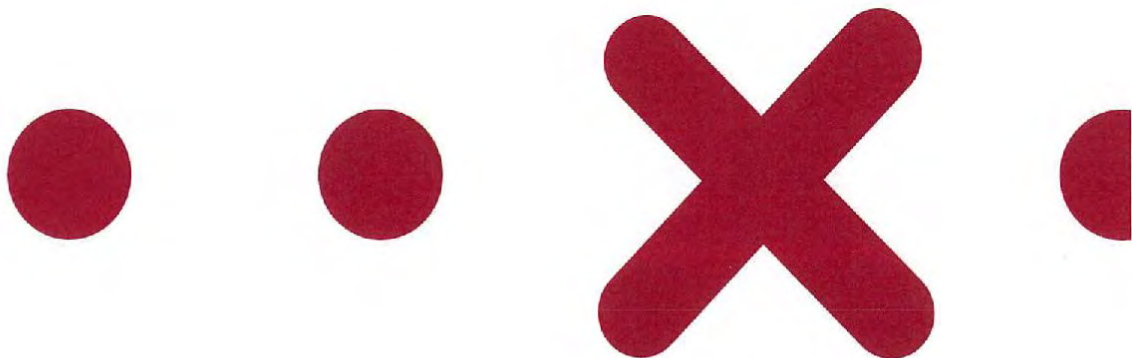
The existing centre was approved based on the traffic generation of showroom uses and infrastructure was delivered accordingly. The intersections and parking have not been designed for the traffic associated with a shop and the applicant has failed to demonstrate the proposal will not have detrimental impacts in terms of parking or access short or long term.

LOCATION

Proposed Target Shop, Kawana Preliminary Needs Assessment

Prepared for Sunshine Coast Regional Council

February 2013



Proposed Target Shop, Kawana – Preliminary Needs Assessment



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INTRODUCTION

This report presents a preliminary review of the need for a Target discount department store at Home Central Kawana on the Sunshine Coast. Sunshine Coast Regional Council has received an application to convert an existing showroom tenancy to a shop use at Home Central Kawana. A shop use is inconsistent within the subject development.

This report covers the following key topics:

- Whether there is a strong market demand and a community need for the development in the short term?
- Whether the short term need is an important consideration, as the applicant considers, and that Council should allow the non-preferred development to occur until the Kawana Town Centre is established?
- The impacts of the development on the existing and planned retail hierarchy?
- Whether the proposal will negate the future need of identified centres?
- Will the approval delay the development of the Kawana Town Centre?
- Will the application increase the likelihood of other shop uses wanting to establish in the homemaker centre?
- Are there other benefits associated with the proposal?

1 APPLICATION

- i. Home Central Kawana is located along Kawana Way opposite the intersection with Capital Place on the Sunshine Coast in Queensland. Some of the major tenants of the centre include Spotlight, Anaconda, Mountain Designs, Godfreys, Kathmandu, Fantastic Furniture, Trade Secret and the like.
- ii. DFS Group, on behalf of the applicants JV Property Management, have lodged a development application for a Material Change of Use for a proposed shop to be allowed within Home Central Kawana up until the Kawana Town Centre is established. The proposed shop is 2,011 sq.m of GFA, although the application proposes up to 3,200 sq.m to be used as shop, and will be located within Building 2 at the southern end of Home Central Kawana complex. A Target discount department store is the intended tenant.
- iii. The 7.065 hectare site known as Home Central Kawana allows for the establishment of showrooms and restaurants, with shops being an inconsistent use. The definition of shop is as follows:

“Shop means premises used or intended for the purposes of displaying or offering for sale, goods to the members of the public, including ancillary storage, administration and staff facilities on the same premises. The term includes:

- a. Bank
- b. Building society
- c. Credit union
- d. Finance company agency
- e. Real estate agency
- f. Totalisator administration board agency

Proposed Target Shop, Kawana – Preliminary Needs Assessment

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g. Travel agency; and

h. Bottle shop licensed under the Liquor Act 1992 having a gross floor area of less than 300 sq.m.

The term does not include an adult product shop, commercial premises, food outlet, restaurant, service station, showroom or warehouse.”

- iv. The application did not contain an Economic Impact Assessment or Needs Assessment and this report presents our preliminary views to inform part of Council's consideration of the application.

2 PROPOSED USE

- i. Section 2.3.2 of the DFS Group application entitled “*Development Control Plan 1 – Kawana Waters*” under the heading of *Comment* indicates that they consider the proposed Target department store as a generally consistent use for the precinct as it would be a retail land use which requires a large floor area to operate. It is stated that a Target store, in addition to clothing items, sells a variety of items including bulky goods such as electrical, appliances and children’s play equipment, etc. which would otherwise be found in a showroom.
- ii. In response, however, a typical Target store is in the order of 6,000 – 7,000 sq.m, and consequently contain a large variety of goods. The proposal for a Target discount department store at 2,100 sq.m would commonly be considered a Target urban store or a Target Country store. These types of stores include a much more limited range of goods, primarily around clothing and smaller homewares items. A much more limited, if any, number of bulky items such as electrical appliances and children’s play equipment are provided in these stores.
- iii. Consequently, the size of the Target store means that it would only have limited, if any, showroom style goods within its operation. The Urban by Target store offers the best of ladieswear, footwear, accessories, intimate apparel, kidswear and babywear plus a select range of menswear. The average store size is 2,000 sq.m or less with three stores currently operating at Chapel Street in Prahran and Flemington in Melbourne and Pasadena Shopping Centre in Adelaide.

3 MARKET DEMAND

- i. The advice from Herbert Greer Lawyers to Council in relation to the application, at Point 10, states that the owner of the homemaker centre is planning to continue to lodge a further development application to provide more flexible lease arrangements for the future leasing of tenancies within the homemaker centre, and is struggling to obtain full occupancy of the homemaker centre utilising solely showrooms. In particular, Herbert Greer Lawyers understand the desired tenancies include a pharmacy warehouse and a Crazy Clarks style cheap disposable goods outlet, both of which would be a shop rather than a showroom.
- ii. The above statement indicates that the demand for showroom facilities and the ability to lease the space at Home Central Kawana could be described as difficult.
- iii. Further, at Section 2.4 of the application, it is stated that the proposal offers much needed economic benefits to the local Caloundra area by way of employment opportunities at a time when many businesses are facing a range of competing threats. It is stated that there are an increasing number of retail tenancy vacancies across the Sunshine Coast, resulting from diminishing disposable incomes, the threats from online shopping and the general downturn of the local economy brought about by the GFC associated impacts.
- iv. In light of the comments from the owner's application, the actual need for the development is not necessarily pressing, but is more a solution to fill existing vacant space. Further, there are a number of other potential sites where a Target store could locate in the southern portion of the Sunshine Coast in existing or planned appropriate retail zoned areas.
- v. Map 3.1 illustrates major discount department store facilities and supermarkets throughout the Sunshine Coast including highlighting Target at Sunshine Plaza in the Maroochydore Town Centre. Other potential locations for Target in the next few years include:

- Kawana Shoppingworld is expanding by 9,000 sq.m including a number of mini-major tenancies. A full-sized Target store was previously proposed as part of this expansion, however, Target could operate a smaller sized store of 1,500 – 2,000 sq.m in one of the new tenancies at the centre. Construction of this development commenced on 14th January 2003.
 - Stockland have an existing application to expand the Stockland Caloundra centre in the Town Centre. Mini-majors are proposed as part of this site and potentially Target could be one of these tenants.
 - Approval has been given for the development of a discount department store based centre at Sippy Downs to be anchored by Big W and Woolworths. It is possible that a mini-major tenancy the size of a Target as proposed at Home Central Kawana could locate at this site.
 - The most obvious alternative is Kawana Town Centre when it is developed.
 - Further away on the Sunshine Coast, a Target store is also proposed at Beerwah as part of a new development.
- vi. From the above, although they may not be immediately available, there are certainly opportunities where Target has been in discussions to locate at alternative zoned retail sites and may be located over the next 1 – 3 years. The Home Central Kawana site would offer a cheaper rent compared with a new store at a traditional retail centre, and may be more financially attractive to Target, however, this does not present the case that there is a lack of opportunity to fill a potential identified need for Target to operate in the southern part of the Sunshine Coast.
- vii. The applicants expressed the view that the Target store could be a temporary use until such time as the Kawana Town Centre is developed. Map 3.1 illustrates the area which would be served by the Target store at Home Central Kawana, taking into account the existing, much larger Target store servicing areas to the north around Maroochydore. This area has been defined to include a primary sector, including the coastal areas extending from Currimundi through to Kawana, and a secondary sector

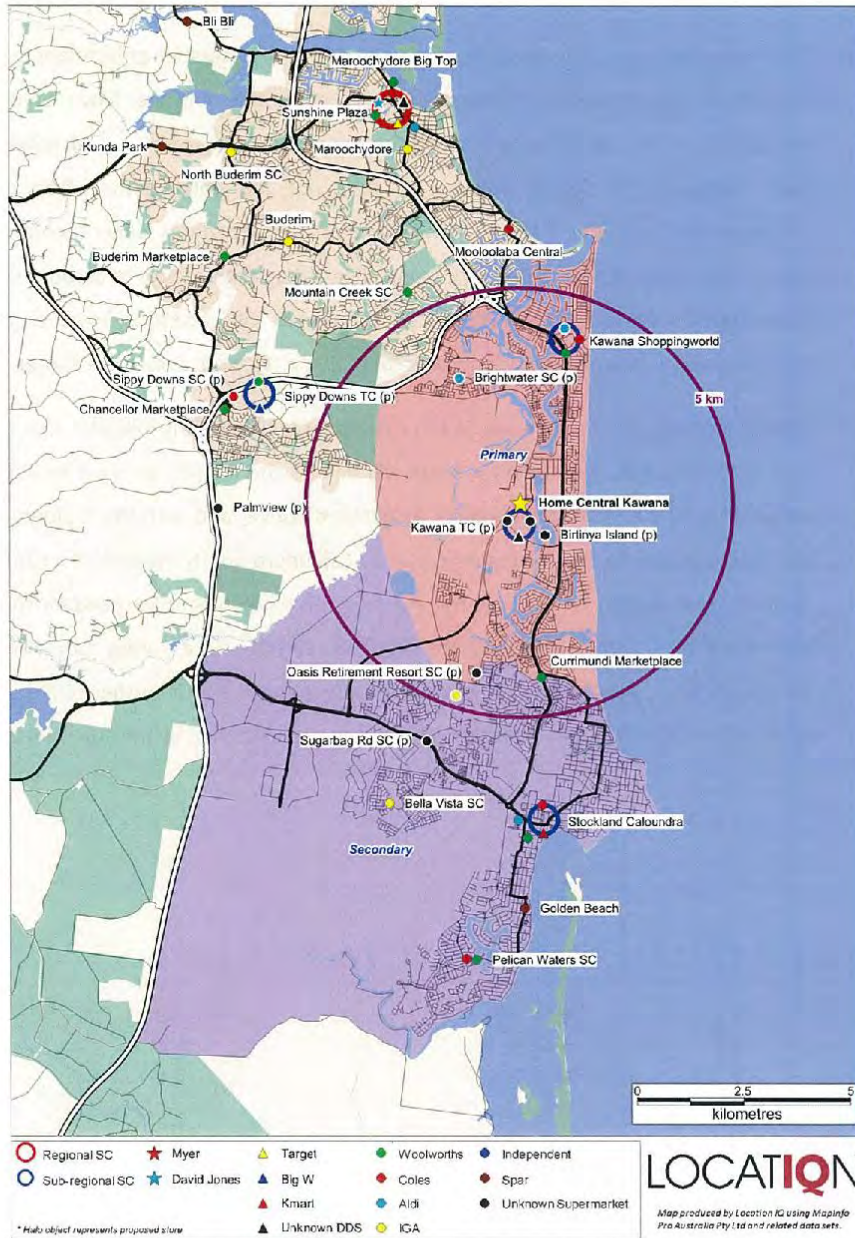
including areas to the south of Currimundi including Caloundra and surrounding suburbs, south to Pelican Waters.

- viii. This trade area population could be served by Target at a number of locations such as Kawana Shoppingworld, Caloundra Town Centre and Kawana Town Centre, irrespective of this application. The idea of Target as a temporary use at Kawana Town Centre is not logical solution as it is not the only centre which can accommodate this store. If Kawana Town Centre is developed in a longer timeframe than 5 years, as indicated by the applicant, then it would be logical to assume that Target would want to remain at Home Central Kawana. Other centres, however, are planned and will expand in that timeframe to fulfil the need for a store like Target.
- ix. Table 3.1 details population levels in this catchment, which clearly indicates that the area is growing and, consequently, there will be demand for further retail facilities. However, with planned developments as detailed above, and with the majority of population growth in the secondary sector at Caloundra South where further retail facilities are proposed, it is difficult to imagine in this environment the need for short term shop uses within Home Central Kawana, particularly a Target store on a temporary basis, until Kawana Town Centre is developed. This is further reinforced by the identified difficulties in leasing retail floorspace identified by the applicants.

Proposed Target Shop, Kawana – Preliminary Needs Assessment



MAP 3.1 – TARGET KAWANA TRADE AREA



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Market Demand

Proposed Target Shop, Kawana – Preliminary Needs Assessment



TABLE 3.1 – TRADE AREA POPULATION

Trade Area Sector	Estimated Resident Population		Forecast Population			
	2006	2011	2013	2016	2021	2026
Primary Sector	26,980	30,830	32,270	34,370	37,820	40,870
Secondary Sector	<u>37,480</u>	<u>43,440</u>	<u>46,060</u>	<u>51,790</u>	<u>65,240</u>	<u>84,090</u>
Main Trade Area	64,460	74,270	78,330	86,160	103,060	124,960
	Average Annual Change (No.)					
		2006-2011	2011-2013	2013-2016	2016-2021	2021-2026
Primary Sector		770	720	700	690	610
Secondary Sector		<u>1,192</u>	<u>1,310</u>	<u>2,710</u>	<u>2,690</u>	<u>3,770</u>
Main Trade Area		1,962	2,030	3,410	3,380	4,380
	Average Annual Change (%)					
		2006-2011	2011-2013	2013-2016	2016-2021	2021-2026
Primary Sector		2.7%	2.3%	2.1%	1.9%	1.6%
Secondary Sector		<u>3.0%</u>	<u>3.0%</u>	<u>4.0%</u>	<u>4.7%</u>	<u>5.2%</u>
Main Trade Area		2.9%	2.7%	3.2%	3.6%	3.9%
<i>Australian Average</i>		1.5%	1.5%	1.4%	1.3%	1.2%
<p><i>All figures as at June</i> All figures are based on 2011 SA1 boundary definition with the exception of 2006 which is based on 2006 CCD boundary definition. 2006 and 2011 ERP is calculated using 2011 enumeration factor. Sources : ABS; QLD OESR</p>						



4 IMPACTS

- i. The danger with approving Target at Home Central Kawana is not that it will have significant impacts on other centres in dollar terms as a small sized Target would also achieve between \$5 - \$6 million. At \$5 - \$6 million in sales, spread across a number of centres, the economic impact on any individual centre would be less than 2% whereas impacts of greater than 10% are only typically considered significant and worth consideration.
- ii. The impact on the hierarchy throughout the Sunshine Coast, therefore, would be minimal in terms of financial viability.
- iii. The real impact from our point of view is that it may encourage other shop uses to then apply for space at Home Central Kawana (or other bulky goods/showroom centres) as has been identified already in relation to a pharmacy and a discount variety store. These would also be tenants who would be targeted for the Kawana Town Centre. Given the importance of a vibrant retail centre for the future of Kawana, it is our view that need to be rezoning elements of a homemaker centre to retail in the short term would be of detriment to the potential trading of Kawana Town Centre.
- iv. Although the approval of Target is unlikely to delay the development of supermarkets and some specialty shops at Kawana Town Centre, a discount department store is likely to prove critical to the development of this centre and this approval, if it proceeds, may impact on the ability to lease non-food specialty stores if Target does not choose to relocate to the subject site.
- v. For example, it is possible that if a discount department store is included at Kawana Town Centre, that a Kmart discount department store or Big W could be the future tenant. In this case, Target may not wish to relocate from its proposed tenancy at Home Central Kawana, resulting in a split of retail floorspace.
- vi. Similarly, if Target is a temporary use at Home Central Kawana, they may not locate at Caloundra or Kawana Shoppingworld where there are potential opportunities.

Proposed Target Shop, Kawana – Preliminary Needs Assessment

LOCATION

Overall, our key concern is that approval of Target Home Central Kawana will result in other applications and the cumulative impact of a number of applications rather than one single application has potential impacts. The most likely of these impacts is that if a number of retail uses are approved at Home Central Kawana, this may delay the development of Kawana Town Centre.

- vii. Further, once retailers are established at Home Central Kawana, they may well argue it would be uneconomic or unviable for them to relocate to Kawana Town Centre once it is established. This viability would relate existing shop fit outs, higher rents and other costs which would be involved in a relocation.

5 OTHER BENEFITS/CONCLUSIONS

- i. In terms of other benefits, obviously the leasing of retail space and creating a more vibrant Home Central Kawana would be of benefit to the owners of the centre and to other retailers within that centre. In our view, however, this is offset by the potential impacts on the future retail provision at the Kawana Town Centre and elsewhere on the Sunshine Coast and the precedent of a Target discount department store operating in a showroom centre.
- ii. Consequently, the development will not impact on the hierarchy of centres, or detrimentally affect the future viability of any other retail centre. It, however, does set a precedent for traditional retail uses to locate on showroom zoned sites on the Sunshine Coast. This would have implications across a range of different sites throughout the Sunshine Coast and this cumulatively may impact on the hierarchy over time.
- iii. In light of the potential opportunities for Target at other planned centres including Kawana Shoppingworld, Stockland Caloundra and eventually at Kawana Town Centre, it is our view that there is no need in the short term for Target to be located as part of the showroom facility at Home Central Kawana.

7.3 COMMUNITY SERVICES

7.3.1 NAMING OF BUDERIM DISTRICT PARK

File No: ECM

Author: Acting Manager Community Development
Community Services Department

PURPOSE

This report seeks a resolution to name Buderim District Park in accordance with *Local Law No.4 (Local Government Controlled Areas, Facilities, Infrastructure and Roads) 2011*.

EXECUTIVE SUMMARY

Buderim District Park (Lot 1 SP 195841) was locally known as "Bart's Land". With the park now being developed into a significant district park, there is a need to name the park.

In December 2012, the community were invited to submit naming proposals for the park. Sixty-four (64) naming proposals were received from the community.

A naming panel considered the proposals on 22 January 2013 and shortlisted six names. The panel then agreed on "Buderim Recreational Park" as the preferred name of the park.

OFFICER RECOMMENDATION

That Council:

- (a) receive and note the report titled "Naming of Buderim District Park" and
- (b) resolve to name the park located at the intersection of Church and King Streets, Buderim (Lot 1 SP 195841) as "Buderim Recreational Park".

FINANCE AND RESOURCING

There are no financial or resourcing considerations from this report, all costs are provided for in operational budgets.

CORPORATE PLAN

Corporate Plan Theme: *Great governance*

Emerging Priority: 8.6 - An informed and engaged community

Strategy: 8.6.3 - Keep the community informed about council's activities through a wide range of communication tools

CONSULTATION

Internal Consultation

Meetings were conducted with:

- Manager, Community Development
- Landscape Architect / Urban Designer
- Division 6 Councillor
- Division 7 Councillor

External Consultation

Advertisements inviting submissions of naming proposals (for a period of 28 days) were placed in the Sunshine Coast Daily and Buderim Chronicle.

Notification of the submission period was placed on council's internet and posters were placed on the site and at the nearby Buderim War Memorial Community Association (BWMCA).

Community Engagement

There was no community engagement conducted in relation to this matter.

PROPOSAL

Buderim District Park, locally known as Bart's Land, was purchased by council and is now being developed into a significant district park.

To assist council in identifying an appropriate name for this park a public consultation and advertising program was conducted in December 2012.

A total of 64 naming proposals were submitted by the community. On 22 January 2013 a park naming panel met to consider the proposals received from the community.

The naming panel short listed the following 6 naming proposals for consideration by council:

1. Buderim Recreational Park – This park is designed as a community recreational park.
2. Buderim Village Green – Reflecting the warmth and environment of the park.
3. Buderim Vista Park – Identifying and reflecting the view from the park.
4. Badderam Park – The native name for the honeysuckle plant, native to the area.
5. Kerwalli – Was an indigenous man, one of the 25 who accompanied Tom Petrie on his first visit to Buderim in 1862. He was an indigenous leader and his authority was recognised by the Gubbi Gubbi people.
6. Buderim Village Park – The location of the park is part of the Buderim Village.

The panel recommends the name "Buderim Recreational Park" as it best describes the planned design and use of the park. Council can resolve to name the park differently and it is recommended that if council wishes to adopt a different name to the recommendation then the alternative come from the shortlisted options above.

Legal

There are no legal implications contained in this report.

Policy

The process involved in this report is in accordance with councils *Strategic Policy Naming of Parks, Places, Community Infrastructure, Roads and Street Numbering*.

Risk

There is minimal risk of negative publicity in relation to the recommendation in this report, as community consultation has occurred.

Previous Council Resolution

There are no previous resolutions relating to this report.

Related Documentation

There are no related documents to this report.

Critical Dates

There are no critical dates applicable to this report.

Implementation

Following council resolving to name the park, the resolution will be advertised for 28 days. All persons who submitted naming proposals will be advised of council's resolution and the park will be signed accordingly.

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**7.3.2 COMMUNITY GRANTS PROGRAM MAJOR GRANTS (ENVIRONMENT)
RECOMMENDATIONS**

File No:	ECM 24 April 2013
Author:	Team Leader Community Connections Community Services Department
Appendices:	App A - Major Grant Recommendations (Pg 57)
Attachments:	Att 1 - Funding Comparisons (Pg 58)

PURPOSE

The purpose of this report is for council to consider and endorse funding recommendations for the second round of applications for the 2012/2013 financial year for the Sunshine Coast Council's Community Grants Program Major Grants in the environment category funded by council's Environment Levy.

EXECUTIVE SUMMARY

The Sunshine Coast Council Community Grants Program provides a transparent governance framework for the distribution of grant funding to community organisations. The program reflects council's decision making and corporate plan objectives and ensures organisations have equal ability to apply for funding for projects across the region.

The second major grant round for the Community Grants Program closed on 1 March 2013.

At the Ordinary Meeting on 15 November 2012, council resolved to "cancel the second round of Major Community Grants for the 2012/2013 financial year (excluding categories funded by the Heritage Levy and Environment Levy)". As a result of this resolution, and the fact that the Heritage Levy guidelines preclude major grant funding, this grant round was open solely for applicants applying under the environment category.

Three applications were submitted for a major grant in the environment category, requesting a total of \$23,500 in grant funding. Funding totaling \$13,500 for two projects is recommended by the panel for council's consideration and endorsement.

Appendix A provides detail of funding recommendations.

Attachment 1 details the funding comparison of the March 2013 round recommendations and the outcomes of the previous September 2012 round.

OFFICER RECOMMENDATION

That Council:

- (a) receive and note the report titled "Community Grants Program Major Grants (Environment) Recommendations" and**
- (b) endorse the Major Grant recommendations for the environment category (Appendix A).**

FINANCE AND RESOURCING

The original 2012/2013 budget provided a total of \$1,254,598 in funding for the Community Grants Program, which initially included two Major Grant funding rounds; four Minor Grant funding rounds; Individual Development Grants; and Emergency Grants.

At the Ordinary Meeting on 15 November 2012, council resolved to:

Fund a Water and Sewerage Funding Program in the 2012/2013 financial year:

- cancel the second round of Major Community Grants for the 2012/2013 financial year (excluding categories funded by the Heritage Levy and Environment Levy);
- not award grants in the remaining three minor grant rounds for the remainder of the 2012/2013 financial year; and
- not award any Individual Development Grants for the remainder of the 2012/2013 financial year

Major Grants funding totalling \$13,500 for two projects is recommended and is to be sourced from the revenue generated by the Environment Levy.

CORPORATE PLAN

Corporate Plan Theme: *Ecological Sustainability*

Emerging Priority: 2.2. - Our natural environment preserved for the future

Strategy: 2.2.1 - Engage with the community to assist with the protection of our environment through sustainable practices and resource minimisation

Corporate Plan Theme: *Social Cohesion*

Emerging Priority: 5.2 - Strong community groups and networks

Strategy: 5.2.1 - Value and support community organisations and volunteers across the region

Corporate Plan Theme: *Social Cohesion*

Emerging Priority: 5.2 - Strong community groups and networks

Strategy: 5.2.3 - Support community initiatives through appropriate provision of information, expertise and resources

CONSULTATION

Internal Consultation

Officers of Community Development attended the assessment panel to review the outcomes and to add to the equity and consistency of the assessment process.

Assessment panel membership was as follows:

- Development Officer (Grants), Community Connections, Community Services (Chair)
- Team Leader, Community Conservation Partnerships, Infrastructure Services
- Coordinator, Biosphere and Partnerships, Regional Strategy and Planning
- Waterways Project Officer, Water Coast and Catchment, Regional Strategy and Planning.

External Consultation

External consultation is not applicable for council's Community Grants Program.

Community Engagement

Grants Development Officers and council staff involved in environmental services and programs liaised with community organisations across the region, providing assistance with project development, the preparation of the application and the application process.

PROPOSAL

The Sunshine Coast Council's grants program was developed with a philosophy of partnership, whereby council provides grants to encourage, engage and support groups in the community to make a positive and ongoing contribution to the region. It is designed to ensure good governance, community linking and effective liaison with internal stakeholders and category specialists.

Council officers manage the grants program, undertaking promotion, support, assessment and distribution of funding on the program and working to build community capacity in applicant organisations.

At the Ordinary Meeting on 15 November 2012, council resolved to cancel the second round of Major Community Grants for the 2012/2013 financial year (excluding categories funded by the Heritage Levy and Environment Levy). As the Heritage Levy guidelines preclude major grant funding, this resulted in a round which differed from all previous rounds, as its sole focus was on the environment category, funded through the Environment Levy.

Promotion and Support

Detailed information about the Community Grants Program's environment grant category was posted on council's website, including a fact sheet and guidelines. Marketing included advertising in free local newspapers, media releases, features in councillor columns, spotlight print and radio, council's e-news, library e-news and council's messages on hold.

Staff responded to telephone enquiries and emails, and provided support to applicants with project development, the preparation of application content and the online application process.

Applications

A total of three applications were received, requesting a total of \$23,500 in grant funding.

Assessment

Council officers pre-assessed each application to determine eligibility. An assessment panel was established. Panel members reviewed applications prior to the panel meeting, then met to discuss the applications and to recommend to council those applicants that best met the aims and priorities of the environment category.

In order to ensure good governance, a chair was appointed to the assessment panel, guidance given to members at the commencement of the meeting, and Declarations of Interest relating to any applicant or application were recorded.

The panel considered how well the applications met the grant program guidelines and council's strategic direction as articulated in the Corporate Plan. Recommendations were based on the project's merit and alignment with the environment category's aims and priorities. A moderator reviewed outcomes to ensure consistency of decision making.

Recommendation

Funding totalling \$13,500 for two projects is recommended by the panel for council endorsement. A summary of applications and recommended outcomes is provided. Attachment 1 outlines full application details.

RECOMMENDED FOR FUNDING

Grant Category	Number of applications received	Total Project Costs	Amount Requested	Amount Recommended (GST exclusive)
Environment	Two	\$16,000	\$16,000	\$13,500

NOT RECOMMENDED FOR FUNDING

Grant Category	Number of applications received	Total Project Cost	Amount Requested	Amount Recommended (GST exclusive)
Environment	One	\$19,000	\$7,500	\$0

The unsuccessful application lacked detail and there was insufficient information about the exact expenses of the project, and approvals for the construction had not been obtained. Following the endorsement of this report, council staff will contact the unsuccessful applicant to encourage the group to obtain the additional information and resubmit the application in a future round.

Legal

There are no legal implications associated with this report.

Policy

The recommendations are in accordance with the *Local Government Act 2009*, *Local Government Regulation 2012*, and in line with the endorsed Grants Policy (endorsed in 2009). Note they are also in line with the draft revised Grants Policy, presented for council endorsement in April 2013.

Any changes to the grant recipients list which are requested by councillors and endorsed by council, will need to be supported by reasons and those reasons recorded, in line with council's Grants Policy.

Risk

There is minimal risk of poor publicity as funding was only open for the environment category and was not available for a full grant round.

Previous Council Resolution

Special Meeting 11 December – **Council Resolution (SM12/19)**

That Council:

- (d) fund a Water and Sewerage Funding Program in the 2012/2013 financial year
- (i) cancel the second round of Major Community Grants for the 2012/2013 financial year (excluding categories funded by the Heritage Levy and Environment Levy)

Related Documentation

- Environmental Levy Policy and Program.

Critical Dates

Budget deliberations for 2013-2014 will determine future rounds of Council's Community Grants Program.

Implementation

Following endorsement of this report, grant applicants will be notified of the outcomes. Funding will be distributed in April/ May 2013.

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App A Major Grant Recommendations

March 2013 - Major Grants Recommendation Report

Major Grant - Environment

Total applications per category: 3
 Total project costs: \$35,000
 Total amount requested: \$23,500

RECOMMENDED FOR FUNDING

Total applications recommended: 2
 Total project costs: \$16,000
 Total amount requested: \$16,000
 Total amount recommended (GST exc.): \$13,500

Application ID	Applicant Name	Project Name	Summary	Total Project Cost	Amount Requested	Amount Recommended (GST exc.)
MJEN122007	Twinnies Pelican and Seabird Rescue Inc	Neonatal Unit	Establish a neonatal unit in their intensive care unit to care for orphaned birds and possums.	\$6,000	\$6,000	\$6,000
MJEN122011	Australian Youth Climate Coalition	Start the Switch	Project aims to conduct out-of-school information sessions, for high school students, in sustainable behaviour change activities, culminating in a summit.	\$10,000	\$10,000	\$7,500

NOT RECOMMENDED FOR FUNDING

Total applications per category: 1
 Total project costs: \$19,000
 Total amount requested: \$7,500

Application ID	Applicant Name	Project Name	Summary	Total Project Cost	Amount Requested	Amount Recommended (GST exc.)
MJEN122010	Petrie Creek Catchment Care Group Inc.	Composting toilet and building	Project is to install a composting toilet at the Petrie Creek Catchment Care Group site.	\$19,000	\$7,500	\$0

Major Grants - Att 1 Funding Comparisons

Major Grant Recommendations - Funding Comparisons

Major Grant Round March 2013

Category	Applications Received	Funding Requested	Applications Recommended	Funding Recommended (GST exc.)	% Applications Recommended
Environment	3	\$23,500	2	\$13,500	66%

Major Grant Round September 2012

Category	Applications Received	Funding Requested	Applications Recommended	Funding Recommended (GST exc.)	% Applications Recommended
Community Development	29	\$284,556	18	\$128,782	62%
Cultural Development	13	\$164,248	10	\$73,018	77%
Economic Development	12	\$115,483	6	\$37,500	50%
Environment	3	\$20,000	3	\$17,840	100%
Festive Season Activities	3	\$9,700	3	\$8,700	100%
Heritage and History	4	\$30,000	3	\$18,500	75%
Sport, Recreation and Healthy Living	23	\$255,439	18	\$160,707	78%
Total	87	\$879,426	61	\$445,047	70%

7.3.3 BANKFOOT HOUSE CAPITAL WORKS PROGRAM 2013/14

File No:	Statutory Meetings
Author:	Learning and Heritage Services Manager Community Services Department
Attachments:	Att 1 - Estimated costs for Bankfoot House (<i>Under Separate Cover</i>) (<i>Att Pg 71</i>) Att 2 - Bankfoot House Management Plan (<i>Under Separate Cover</i>) (<i>Att Pg 73</i>) Att 3 - Bankfoot House Architectural Plans (<i>Under Separate Cover</i>) (<i>Att Pg 139</i>) Att 4 - Heritage Impact Statement (<i>Under Separate Cover</i>) (<i>Att Pg 149</i>)

PURPOSE

The purpose of this report is to provide council with an overview of capital works proposed for a new archival/interpretive building at Bankfoot House budgeted as \$850,000. The project is funded through the Cultural Heritage Levy, and it is proposed to commence works in the 2013/2014 financial year.

EXECUTIVE SUMMARY

State heritage-listed Bankfoot House is a landmark heritage building situated on the Old Gympie Road, southwest of the Glass House Mountains. The Bankfoot House collection is of historical significance because it documents the material history of three generations in the context of their occupation of the same house for more than 130 years. As an iconic heritage place with an in situ collection, Bankfoot House represents the opportunity to preserve the history and stories of the region, enabling community access to this significant heritage experience. The work on preserving and making accessible the collection has been undertaken by the Friends of Bankfoot House (FOBH), in partnership with Council's Cultural heritage team.

In accordance with the Bankfoot House Management Plan, endorsed by the former Caloundra City Council in 2006, preliminary planning for the development of an archival/interpretive building has been in progress since the 2011/2012 financial year, funded through the Cultural Heritage Levy.

Proposed new facilities include a flexible multi-use single building that would provide archival storage for the collection, work space for the volunteers, interpretive space and public amenities, a bus set-down area with associated pedestrian pathway, a driveway and car park, and landscape planting. The budgeted amount for the works \$850,000 and are planned for the 2013/2014 financial year.

This report seeks council endorsement for this project.

OFFICER RECOMMENDATION

That Council:

- (a) receive and note the report titled “Bankfoot House Capital Works Program 2013/14” and
- (b) refer the Bankfoot House Capital Works Project to 2013/2014 Capital Works budget process for funding from the Cultural Heritage Levy.

FINANCE AND RESOURCING

The funds allocated to Bankfoot House have been accumulated through the Cultural Heritage Levy over three financial years. The Cultural Heritage Levy raises on average \$760,000 per year. \$470,000 is available in the Cultural Heritage Levy Reserve which has been raised from 2010/2011 and 2011/2012 financial years. As at 31 March \$776,622 remains unspent for 2012/13, in addition to the Reserve. Whilst a portion of this will be spent on current projects, it is expected that the surplus will exceed \$380,000 which will be allocated to Bankfoot House to reach the total funding of \$850,000. These funds are in addition to any funds that will be collected through a levy in the 2013/14 financial year.

The indicative estimate of building costs for the Bankfoot House archival/ interpretive building is \$790,500 (Attachment 1) and the estimate for the associated civil works outside the heritage site is \$35,000. These costs will be confirmed by tender in accordance with council policy. The total budgeted amount of \$850,000 includes fit-out of the building with furniture, computers and multimedia equipment. The whole of life costing is estimated at approximately \$1,740,000.

The Cultural Heritage Levy allocates a base budget of \$20,000 against maintenance for Bankfoot House, and has identified an incremental growth in utilities over a two year timeframe. Bankfoot House enjoys a high volunteer support commitment which includes care of the house and gardens and contributes to minimised operational costs. Support for house activities is sourced from within the current staff component of the cultural heritage team within Library and Gallery Services.

Maintenance costs are proposed to be drawn from the Cultural Heritage Levy. Provision has been made for a \$20,000 annual maintenance budget in indicative forward year's expenditure. Should the Cultural Heritage Levy not be endorsed by council in future years, these maintenance costs will be required to be drawn from general revenue.

The total estimated costs for the works are provided in the following table.

Component	Estimated approximate costings
Building costs, landscaping	\$790,500
Civil Works	\$35,000
Fitout	\$24,500
TOTAL	\$850,000

CORPORATE PLAN**Corporate Plan Theme:** *Social Cohesion***Emerging Priority:** 5.3 - A sense of identity and belonging**Strategy:** 5.3.4 - Facilitate social history programs to increase awareness of our local heritage**Corporate Plan Theme:** *Managing growth***Emerging Priority:** 7.2 - The heritage and character of our communities is protected**Strategy:** 7.2.2 - Protect heritage places, values and significant regional landscapes in the planning scheme**CONSULTATION****Internal Consultation**

Internal consultation was undertaken with the following staff:

- Executive Director, Community Services
- Manager, Library and Gallery Services
- Cr Jenny McKay (Portfolio Councillor)
- Cr Rick Baberowski (Divisional Councillor)
- Infrastructure Services

External Consultation

Bankfoot House Precinct Development Committee

Sunshine Coast Heritage Reference Group

Queensland Department of Environment and Heritage Protection (DEHP)

Community Engagement

Friends of Bankfoot House were represented on the Precinct Development Committee.

PROPOSAL

State heritage-listed Bankfoot House is a landmark building situated on the Old Gympie Road, southwest of the Glass House Mountains. In 2004, Caloundra City Council acquired Bankfoot House. As the oldest known surviving building in the district, Bankfoot House is important in demonstrating the pattern of pioneering settlement, land use and occupancy in rural Queensland during the late 19th century and 20th century, and provides evidence of the economic and social development of the region.

Bankfoot House is a rare example of a place owned and occupied by several generations of a single family from 1860s to 2002. As an iconic heritage place housing a significant collection, Bankfoot House represents the opportunity to preserve and interpret history and stories, providing community access and place making outcomes. Extensive on preserving and making the collection accessible has been undertaken with the Friends of Bankfoot House (FOBH), in partnership with Councils cultural heritage team.

The Bankfoot House Management Plan (Attachment 2) was completed in 2005 and endorsed by Council on 30 March 2006. The Management Plan put in place collection preservation policies and outlined management and operational frameworks to deliver educational, community and cultural tourism outcomes. Preliminary planning for the development of the archival/interpretive building commenced in 2011/2012 and was funded through the Cultural Heritage Levy.

The Management Plan recommended staged project development, with the initial stage focusing on collection, resources, procedures, education and public programs. Maintenance works have now rendered the house safe for public visitations. A visitor program has been developed, with the Friends of Bankfoot House delivering weekly tours of the house to a growing client base. Stage two responds to collection storage, conservation and interpretation aspects through the construction of a purpose built facility. Considerations in developing an additional facility included:

- Excessive wear and tear on the fabric of the heritage listed house caused by increasing Friends of Bankfoot House and visitor activity.
- Limited visitor experience as there is no area separate from the house where interpretation and education activities can be provided.
- Lack of safe car parking within the site. For visitors arriving by bus, there no designated drop-off area.
- Lack of appropriate work spaces for volunteers who carry out conservation and research work within the house itself, detracting from the visitor experience.
- Inadequate storage facilities for historic collections and associated equipment. The collection is currently being stored in shipping containers in the grounds.

The proposed development addresses these issues, enabling professional management and interpretation of Bankfoot House and collection. Egress issues are addressed through a new vehicle access driveway and bus drop-off area with pathway providing volunteer and visitor parking in a safe location.

The original concept described by the Bankfoot House Management Plan nominated the development of two buildings on the site. Required consultation with the Department of Environment and Heritage Protection around proposed alterations to heritage-listed places indicated a preference for a single building. The functions of both buildings were rationalised and a minimised solution developed. The proposed new building has significantly reduced the impact on the heritage fabric, and delivers archival, visitor and interpretive elements in a single building, at a lower cost. Architectural plans are provided in Attachment 3.

Legal

There are no legal implications to this report.

Policy

Council's Corporate Plan 2009-2014 provides a strategic direction for the provision of cultural heritage initiatives. At the Special (Budget) Meeting on 16 May 2011, Council endorsed the proposed program for cultural heritage projects for implementation 2011/2012. The documentation phase of the Bankfoot House Capital Works project was referenced in this program.

Risk

In alignment with council's capital works processes, the documentation phase of the project considered potential corporate risk factors associated with new construction projects. A Heritage Impact Assessment has been undertaken and provided in Attachment 4.

Continuing use of the heritage-listed property as a workplace presents a risk to the long-time viability of the place.

Previous Council Resolution

At the Special (Budget) Meeting on 16 May 2011, Council endorsed the proposed program for cultural heritage projects for implementation 2011/2012. The documentation phase of the Bankfoot House Capital Works project was referenced in this program.

Related Documentation

- Bankfoot House Management Plan
- Sunshine Coast Community Plan
- Sunshine Coast Council Strategic Policy – Heritage Levy

Critical Dates

It is anticipated the construction phase will commence in the first quarter of the 2013/2014 financial year.

Implementation

The implementation of the Bankfoot House Archival/Interpretative Building Capital Works Program will be coordinated and implemented by Infrastructure Services staff, in collaboration with the Library and Gallery Services Branch.

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7.4 INFRASTRUCTURE SERVICES

7.4.1 DRAFT REGIONAL FLYING-FOX MANAGEMENT PLAN

File No:	Environmental Management
Author:	Senior Conservation Project Officer Infrastructure Services Department
Appendices:	App A - Draft Regional Flying-Fox Management Plan (<i>Under Separate Cover</i>) (Att Pg 159)
Attachments:	Att 1 - Response from Minister of Environment to SCC CEO 16 December 2011 (Pg 73) Att 2 - Letter to Minister of Environment from SCC CEO 14 November 2011 (Pg 75)

PURPOSE

The purpose of this report is to seek Council endorsement of the Draft Regional Flying-Fox Management Plan prior to submission of the plan to the Department of Environment and Heritage Protection (DEHP) for approval.

EXECUTIVE SUMMARY

At its General Meeting of 18 October 2011, Council noted a decision support tool to assist Council staff in relation to customer requests relating to flying-fox colonies (Infrastructure Services Management Directive ED03: Flying-Fox Colony Management (Customer Action Requests). The tool was adopted as a short term measure pending the development of a detailed Management Plan.

The Plan is underpinned by Council's statutory obligations as defined by Federal and State legislation as it relates to the management of flying-foxes and their camps. Within this legislative context the plan also reflects Council's recognition of the social and economic implications within our community associated with living in close proximity to flying-fox camps.

The intent of the Draft Flying-Fox Management Plan is to provide a range of clear management options to guide decision making while still allowing the flexibility required for site-specific management.

For the purpose of the Plan, flying-fox camps in the Sunshine Coast local government area have been classified into six management categories based on a combination of the site's potential to generate community/flying-fox conflict and Council's land management responsibilities. It is important to note that due to the mobile nature of flying-foxes and the resulting fluidity of colony sizes and locations, an assigned management category may need to be amended if circumstances significantly change. As such the Draft Regional Flying-fox Management Plan is considered to be a dynamic document.

Upon Council's consideration and endorsement of the Draft Regional Flying Fox Management Plan, the plan, as per direction from the State Government (Appendix A), will be submitted to the Department of Environment and Heritage Protection for approval.

Finally, given the dynamic nature of flying-fox colonies, if an active dispersal intervention action is required at any of the recognized flying-fox roosts or camps within the local government boundary a report detailing the demand, costs, risks and feasibility will be presented to Council for it's consideration and endorsement prior to any action being undertaken.

OFFICER RECOMMENDATION

That Council:

- (a) receive and note the report titled "Draft Regional Flying-Fox Management Plan"
- (b) endorse the Draft Regional Flying-Fox Management Plan (Appendix A) for the purpose of submission to the State Government for approval and
- (c) note that, for proposed active dispersal intervention action at any recognised flying-fox roosts or camps, a report detailing the demand, costs, risks and feasibility will be presented to Council for it's consideration and endorsement prior to any action being undertaken.

FINANCE AND RESOURCING

The 2012/2013 operational budget allocations for Environmental Operations does not provide for intensive management of flying-fox camps associated with the Species Management Plan (SMP) or Damage Mitigation Permit (DMP) actions. It is considered likely that the costs of monitoring, community education and early intervention action, can be accommodated within existing operational budgets and service levels, if approved by the State. This approach is considered feasible due to the current limited number of problematic flying fox camps/roosts in conjunction the lesser cost of the above actions when compared to the costs associated with the extensive vegetation works required for a Species Management Plan or Damage Mitigation Permit. It is however noted that this circumstance may change if the number of problematic flying-fox camps/roosts escalate. Council's consideration of the resourcing requirements for this approach may be required at this time.

Research shows significant financial costs can be involved with active colony dispersal interventions, with unpredictable results. Any commitments for action, outside of current funding allocations, will be reported to Council for it's consideration and endorsement of the costs and risks based on feasibility and demand.

CORPORATE PLAN

Corporate Plan Theme: *Robust Economy*

Emerging Priority: 1.2 - Support for local businesses

Strategy: 1.2.1 - Create attractive and viable urban and hinterland centres

Corporate Plan Theme: *Ecological Sustainability*

Emerging Priority: 2.2 - Our natural environment preserved for the future

Strategy: 2.2.1 - Engage with the community to assist with the protection of our environment through sustainable practices and resource minimisation

Corporate Plan Theme: *Health & Wellbeing*

Emerging Priority: 4.1 - Safe and healthy communities

Strategy: 4.1.1 - Manage community health risks and improve community health standards

CONSULTATION

Internal Consultation

- Executive Director Infrastructure Services
- Manager Environmental Operations
- Team Leaders Environmental Operations
- SCC Councillors via presentation at Strategic Discussion Forum

External Consultation

Consultation with the Department of Environment and Heritage Protection has been undertaken prior to and during the development of the draft Plan.

Community Engagement

Several inter-agency and community-based meetings regarding specific flying-fox management issues have been facilitated by Council. The advice, issues and concerns articulated at these forums have informed the development of this plan.

PROPOSAL

Background

Four species of flying-fox are native to mainland Australia, three of which can be found in the Sunshine Coast region: the Black flying-fox, Grey-headed flying-fox and less frequently the Little red flying-fox.

As long distance pollinators flying-foxes species are essential for the maintenance of healthy forest diversity and the transport of genetic material across fragmented, degraded and urban landscapes. During foraging they disperse the pollen and seeds of plants making a significant contribution to the reproductive and evolutionary processes of forest and woodland communities and are regarded as essential to the hardwood timber industry with up to 75% of the pollination of timber species being carried out by flying-foxes.

Over the last century, flying-fox numbers are thought to have seriously declined due to extensive vegetation clearing. The resulting reduction in flying-fox habitat has forced them to seek out alternative habitat, including remnant vegetation in urban areas. Their choice of urban roosting sites may be linked to historic connections with the site prior to development, and is also probably influenced by the availability of food within the urban streetscape and backyard plantings

It is anticipated that the loss of flying-fox habitat will continue and remnant bushland in urban areas will become increasingly important as habitat for flying-foxes and a range of other native animals. The combination of habitat loss and the effects of climate change disrupting flowering patterns will serve to increase encounters between flying-foxes and humans.

Where flying-foxes establish camps bordering residential areas, negative human/wildlife interactions can sometimes occur.

Eighteen camps are currently known and monitored in the local government area on a variety of land tenures. The majority of these camps are relatively isolated from residential areas and the potential for land use conflict is fairly low. However, where large camps occur very close to residential areas, the potential for conflict increases dramatically as the noise and odour associated with large camps disrupt the lifestyles of nearby residents.

Community Concerns

Complaints about flying-fox camps usually relate to excessive smell and noise, mess from faeces staining walls, driveways, washing or parked cars along with other issues such as damage to domestic fruit trees, constraints on opening windows etc. Community concerns also centre around the loss of property values, the impact on the psychological wellbeing of residents exposed to the persistent impacts of living in close proximity to flying-fox camps and the subsequent deterioration of the amenity of the home along with concerns regarding the potential for viral infection.

Importantly the most significant concerns raised by residents relate to the potential human health risks from Australian Bat Lyssavirus (ABL) and Hendra Virus.

Council has actively sought advice from Queensland Health to quantify the degree of risk of becoming infected with Australian Bat Lyssavirus, Queensland Health has advised that this risk is very low. It is estimated that in Australia only one per cent of flying-foxes carry Australian Bat Lyssavirus and it can only be transmitted by direct contact through a skin-penetrating bite or scratch. Three people have died from Australian Bat Lyssavirus infections (in 1996; 1998 and 2013). The availability of a post-exposure vaccination reduces the risk of contracting Australian Bat Lyssavirus even further.

Similarly research carried out by Queensland Primary Industries and Fisheries indicates that while flying-foxes are a natural host for Hendra Virus, which can be fatal to humans, there is no evidence that they can transmit this virus to humans or even to horses (however the virus has been transmitted from horses to humans).

In recognition of the range of concerns articulated by residents, Council has facilitated several forums between the regulatory and peak bodies such as Queensland Health, Biosecurity Queensland, and Department of Environment and Heritage Protection. These forums were instigated by Council to enable direct dialogue between residents and those regulatory authorities to define the issues and concerns, the steps that residents could initiate if they have concerns, and the role of Council in this complex issue.

The role of flying-fox camps

Flying-fox camps serve a number of functions. Their primary purpose is to provide suitable resting habitat within nightly commuting distance of food sources. They are also sites of information exchange and social behaviours such as those associated with reproduction and maternal care. For several weeks in late spring and summer, camps provide refuge during the day for lactating females and their young. During the night camps are a safe refuge for flightless young while adults depart to feed. Camps are highly socially structured. The majority of roost trees are occupied by mixed groups of adults which comprises of a single male, who scent-marks and defends a territory shared by one or more females and their dependent young. The roosting positions of individual animals are highly consistent and animals return to the same branch of a tree over many weeks or months. Some Grey-headed flying-foxes are known to occupy a single area within a camp for several years, while others may return to the same branch of a tree after having migrated over large distances. Flying-foxes often have a strong connection to camp sites and can be extremely resistant to relocation efforts.

Locations of camps are generally stable through time and several well-documented camps have histories of use that exceed 100 years. Flying-foxes have well-developed spatial memories to assist them in utilising their complex habitats, enabling individuals to remember the locations of camps and associated feeding sites. Little red flying-foxes appear to also establish ephemeral sites which are used for short periods and not revisited.

Flying-foxes have an undeniable impact on vegetation at a camp site through the death of some trees and the damage and defoliation of others. Such damage is site specific and is a consequence of the simultaneous intensive use of large numbers of flying-foxes. While such damage can be substantial it is localised and offset by the vital ecological services they provide in relation to pollination and seed dispersal in Australian forests.

Flying-fox management

The intent of the Draft Flying-Fox Management Plan is to provide management recommendations for the eighteen existing flying-fox camps in the Sunshine Coast local government area and guidelines for the management of new and emerging camps in the region. For the purpose of the Plan, flying-fox camps in the sunshine Coast local government area have been classified into six management categories based on a combination of the site's potential to generate community/flying-fox conflict and Council's land management responsibilities. It is important to note that due to the mobile nature of flying-foxes and the resulting fluidity of colony sizes and locations, an assigned management category may need to be amended if circumstances significantly change. As such the Draft Regional Flying-fox Management Plan is considered to be a dynamic document.

Queensland's Department of Environment and Heritage Protection is the primary agency responsible for the management of flying-foxes and their colonies. Accordingly, the management recommendations in the draft Plan have been underpinned by the following State government principles:

- complaints regarding flying-fox colonies in urban areas are primarily dealt with through community education
- any considerations to relocate or disperse a flying-fox colony will be based on a comprehensive assessment of the situation
- the relocation or dispersal of a flying-fox camp will only be considered as a last option
- alternative roosting sites must be available before any attempt to relocate a flying-fox camp is approved and
- attempts to move a flying-fox camp will only be carried out with the approval of a Regional Queensland Parks and Wildlife Service Director, by Queensland Parks and Wildlife Service staff or persons authorised under a Damage Mitigation Permit (DMP).

With consideration to the above principles, this Plan is guided by the following key objectives:

1. To respond to the concerns of residents experiencing lifestyle impacts associated with living in close proximity to large or problematic flying-fox camps on Council managed land;
2. To develop flying-fox management strategies consistent with legislative obligations;
3. To identify and prevent future residential/flying-fox land use conflict issues where possible;
4. To develop achievable flying-fox conservation strategies to protect the three species found in the Sunshine Coast local government area;
5. To increase community understanding and appreciation of the essential ecological role of flying-foxes and the need for conservation efforts; and
6. To develop information management strategies to ensure community access to accurate and up to date information relating to perceived health risks.

Legal

All four species of flying-fox are protected in Queensland under the *Nature Conservation Act 1992*. In addition, the Grey-headed flying-fox is protected under the federal *Environment Protection and Biodiversity Conservation Act 1999*, under which it is listed as Vulnerable.

Policy

The relevant policies and strategies include:

- Biodiversity Strategy 2010-2020.

Risk

The risks associated with the flying-fox issue and the implementation of the proposed Plan can be defined in terms of direct legislative and financial risk. These vary in terms of corporate risk based on the relationship between likelihood and consequence.

Direct legislative

- Legislative risk in not fulfilling Council's environmental due diligence obligations – a **high** risk based on likely likelihood and moderate consequences.

Direct financial

- There is a certain level of direct financial risk based on the unpredictable, but usually significant, costs associated with camp dispersals and other on-ground actions. Those costs can further increase with the additional fact that the proponent of any colony dispersal action has the ongoing liability associated with successive dispersals should the colony move to another unsuitable site. Therefore, the direct financial risk is **high** based on likely likelihood and moderate consequences.

Mitigation of these highlighted areas of risk can be achieved through:

- Detailed site-specific risk assessment;
- Consultation with regulatory agencies; and
- Referral to Council for consideration of actions that require budget allocations beyond current funding arrangements. For any proposed active dispersal intervention for a recognised flying-fox roost or camp, a report detailing the demand, costs, risks and feasibility will be presented to Council for its consideration and endorsement prior to any action being undertaken.

Previous Council Resolution

Ordinary Meeting 26 October 2011 (Council Resolution OM11/255)

That Council:

- receive and note the report titled "Flying-Fox Management";*
- note the Infrastructure Services Department Directive "Flying-Fox Colony Management (Customer Action Requests)" (Appendix A as amended); and*
- request the Chief Executive Officer to write to the Minister for Environment (Hon Ms Vicky Darling) to formally request that the Department of Environment and Resource Management (DERM), as lead agent responsible for flying-fox colony management, develop a fully funded and comprehensive regional flying-fox management program for the SEQ region, which includes a comprehensive community engagement and consultation process.*

Please see Attachment 1 – Response from the then Minister for Environment (Hon Ms Vicky Darling MP) in relation to Attachment 2 – correspondence to the then Minister for Environment (Hon Ms Vicky Darling MP) from the Chief Executive Officer.

Related Documentation

Infrastructure Services Management Directive ED03: Flying-Fox Colony Management (Customer Action Requests).

Critical Dates

There are no critical dates relating to this report.

Implementation

As per direction from the State government upon Council's endorsement, the Draft Regional Flying-Fox Management Plan will be forwarded to the Department of Environment and Heritage Protection for approval.

Following approval, flying-fox camp monitoring, community education and, if approved, early intervention actions will be resourced through core operational activities.

Given the potential cost implications, any future on-ground actions such as vegetation removal and/or modification or camp dispersal activity will be referred to Council for its consideration. Council will consider the demand, costs, risks, feasibility and budget allocation required to undertake any required intervention.

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Hon Vicky Darling MP
Member for Sandgate
Our Ref CTS 20672/11
Your Ref OM 11/255

16 DEC 2011

Mr John Knaggs
Chief Executive Officer
Sunshine Coast Regional Council
Locked Bag 72
SUNSHINE COAST MAIL CENTRE QLD 4560



Queensland
Government

Minister for Environment



SCRC CORRESPONDENCE



B0431599

Dear Mr Knaggs *John*

I refer to the letter of 14 November 2011 from Mr Andrew Ryan, Executive Director Infrastructure Services concerning a South East Queensland (SEQ) Regional Flying-Fox Management Plan.

The Department of Environment and Resource Management has been encouraging local authorities to develop flying fox management plans for their respective local government areas and I am confident that this can evolve to address the issue at a regional level through a cooperative approach.

You may be aware that the Gold Coast City Council (GCCC) has already embarked on the development of a 'whole of city' flying fox management plan which, when completed, will be presented to the department for approval. I consider this model, where the local government authority develops a management plan in direct consultation with its constituents for subsequent consideration for approval by the department as the regulating body, is the most appropriate.

I am sure you can appreciate that, as the approval agency for management plans and DMPs, the department needs to maintain an appropriate level of separation between the development of such proposals and their subsequent assessment and determination. This does not however prevent the department from providing technical advice that will inform their preparation, such as data derived from the department's flying fox roost monitoring program or information relating to flying fox ecology, as it is doing in respect to GCCC's project.

Where an approved management plan is in place, the department can grant a damage mitigation permit (DMP) for up to a three year period to authorise a local authority to manage flying foxes in accordance with its management plan, rather than the six month term that ordinarily applies to such permits. DMPs can authorise a range of management strategies, from undertaking works within a roost that is not subject to public complaints to make it more attractive to flying foxes in the long term; through to dispersing flying foxes from a roost in an unsuitable location and modifying the vegetation to discourage the animals return.

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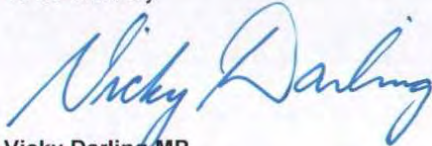
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I would therefore encourage SCRC to embark on a similar planning process to that being undertaken by GCCC. I am advised that the department has previously provided SCRC with advice regarding flying fox management planning, including a template and a Powerpoint presentation.

Given the mobility of flying foxes, there will be circumstances where benefits can be derived from a cooperative and coordinated approach between local authorities in the development of their respective flying fox management plans. I would therefore recommend that local authorities look over their boundaries when undertaking their flying fox management planning process. I would be pleased to ensure that the department provides its input, as I have outlined above, in the same coordinated manner.

Thank you for bringing this matter to my attention. If any further information is required, please do not hesitate to contact Mr Joshua Cooney, Principal Policy Advisor in my office on telephone 3239 0844.

Yours sincerely



Vicky Darling MP
Minister for Environment



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Email: Michael.Anderson@sunshinecoast.qld.gov.au
Our Reference: OM11/255

14 November 2011

The Hon Vicky Darling MP
Minister for Environment
GPO Box 2454
BRISBANE QLD 4001

Dear Minister

SOUTH EAST QUEENSLAND REGIONAL FLYING-FOX MANAGEMENT PLAN

At the Sunshine Coast Regional Council (SCRC) Ordinary Meeting on 26 October 2011, the following resolution was made in relation to a report presented to Council regarding the ongoing community concerns of flying-fox colony management within the region:

(PSC) ITEM 4.2.1 FLYING-FOX MANAGEMENT

Council Resolution (OM11/255)

Moved: Councillor T Dwyer
Seconded: Councillor P Tatton

That Council:

(c) request the Chief Executive Officer to write to the Minister for Environment (Hon. Ms Vicky Darling) to formally request that the Department of Environment and Resource Management (DERM), as lead agent responsible for flying-fox colony management, develop a fully funded and comprehensive regional flying-fox management program for the SEQ region, which includes a comprehensive community engagement and consultation process.

Accordingly, it is requested that ministerial representation be made on behalf of SCRC to DERM requesting that arrangements be put in place to fund and develop a whole of South East Queensland Flying-Fox Colony Management Plan which includes a strong element of community engagement.

In addition, please note that Council staff are very willing to participate and contribute in conjunction with other stakeholders (e.g. SEQ Councils, relevant community groups, NRM groups, other state agencies) in the development process of the plan to ensure regional concerns are considered.

Yours sincerely


ANDREW RYAN
EXECUTIVE DIRECTOR INFRASTRUCTURE SERVICES

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7.5 FINANCE AND BUSINESS**7.5.1 FEBRUARY 2013 FINANCIAL PERFORMANCE REPORT****File No:** Financial Reports**Author:** Acting Financial Services Manager
Finance & Business Department**Appendices:** App A - February 2013 Financial Performance Report (Pg 85)

PURPOSE

To meet council's legislative obligations, a monthly report is to be presented to council on its financial performance.

EXECUTIVE SUMMARY

The monthly financial performance report provides council with a summary of performance against budget at the end of each month. The key items reported on are the performance against budget in relation to the operating result and in terms of delivering the capital program.

The report also identifies minor budget adjustments that have occurred during the month to allow work to continue in a responsive manner. More significant budget reviews are carried out during the year.

The operational results at 28 February 2013 show a positive variance of \$3.9 million compared to the forecast position. This operating result is a key financial performance measure and ongoing surpluses will be critical.

The 28 February 2013 operating surplus variation is made up of higher than expected revenue of \$3.2 million (0.9%) and lower than anticipated operating expenses of \$637,000 (0.2%). Further detail is provided in the proposal section of this report.

As at 28 February 2013 \$85.2 million (43.1%) of council's \$197.9 million 2012/2013 Capital Works Program was financially expended.

During February 2013 the 2012/2013 Operating and Capital Budgets were adjusted to accommodate reallocations between budget categories or line items. Details are set out in **Appendix A**.

OFFICER RECOMMENDATION**That Council:**

- (a) receive and note the report titled "February 2013 Financial Performance Report" and**
- (b) approve the budget amendments as outlined in the February 2013 Financial Performance Report (Appendix A).**

FINANCE AND RESOURCING

This report incorporates reallocations within the 2012/2013 operating, capital and reserve budgets. There has been no change to the contribution to council as a result of these reallocations.

CORPORATE PLAN

Corporate Plan Theme: *Great governance*

Emerging Priority: 8.1 - Ethical, accountable and transparent decision-making

Strategy: 8.1.2 - Ensure legislative compliance and awareness

Corporate Plan Theme: *Great governance*

Emerging Priority: 8.3 - Strong financial management

Strategy: 8.3.1 - Develop long term financial plans and indicators to achieve optimum use of resources and alignment to strategic priorities

Corporate Plan Theme: *Great governance*

Emerging Priority: 8.3 - Strong financial management

Strategy: 8.3.2 - Ensure council's financial performance is well managed and leads to a strong financial position

CONSULTATION

Internal Consultation

All departments or branches participated in the formation of the recommendations associated with this report.

External Consultation

No external consultation is required for this report.

Community Engagement

No community engagement is required for this report.

PROPOSAL

Council's financial results at 28 February 2013 show the organisation with a \$3.9 million higher than forecasted operating position against the full year budget.

The 28 February 2013 operating surplus variation is made up of higher than expected revenue of \$3.2 million and lower than anticipated operating expenses of \$637,000.

The operating revenue favourable variance of \$3.2 million (0.9%) is largely the result of a number of items being higher than profiled and won't carry forward to the year end result. These include Interest Received from Investments of \$956,000, Other Revenue of \$933,000, Net Rates & Utility Charges of \$854,000 and Fees & Charges of \$789,000.

Interest Received from Investments is higher than budget partly due to slightly higher than forecast cash balances along with higher than forecast investment rates for the first half of the year. The average investment rate is expected to be lower in the second half of the year. This item will continue to be monitored but there is no change to the year end forecast at this point.

The favourable variance in Other Revenue mainly sits with Infrastructure Services Department and relates to the following items being higher than forecast - road maintenance performance contract revenue, Graffiti Stop grant, fleet auction proceeds & rebates and revegetation offset agreement with Energex. Most of these items will have offsetting expenditure. In addition, Airport income is lower than profiled.

The January 2013 rate run had 153,443 rateable properties compared to 151,818 this time last year. Growth in that time was 1.1% which is less than the budgeted 1.5%. Although General Rates have an unfavourable variance of \$1.6 million, this is compensated by Prepaid Rates of \$2.5 million resulting in the favourable variance in Net Rates and Utility Charges of \$854,000.

Within the Fees and Charges category favourable variances exist in Aquatic and Leisure Centres, Cemeteries, Health Licensing and Response Services. These are offset by lower than forecast Airport fees.

The operating expense favourable variance of \$637,000 (0.2%) largely relates to lower than budgeted expenditure on Materials & Services of \$1.4 million, and Finance Costs of \$117,000. This is offset by the higher than profiled items – Other Expenses \$479,000 and Employee Costs \$375,000 (0.4%).

At 28 February 2013, \$85.2 million (43.1%) of council's \$197.9 million 2012/2013 Capital Works Program was financially expended. On a year to date basis, capital expenditure is \$1.4 million (1.6%) ahead of budget. At a capital program level, there are no specific variances to highlight to council.

During February 2013, the 2012/2013 Operating, Capital and Reserve Transfer Budgets were adjusted to accommodate reallocations between budget categories or line items. Full details are set out in **Appendix A** with amendments greater than \$100,000 detailed below:-

Ref	Item Description	Decrease \$000	Increase \$000	Details	Reason
Operating Grants and Subsidies					
045501	SCC Light Rail Project Phase 2A		400	Increase revenue budget offset by increased expenditure budget	Grant funds received for Light Rail Stage 2
Other Revenue					
0831603	GPS Monitoring		139	Increase revenue budget offset by decreased Fees & Charges and increased Materials & Services (both changes less than \$100,000)	To recognise GPS Ford Rebate revenue received
Employee costs					
050802	Network and Communication Services		100	Transfer from telecommunications budget to VAST (savings target)	Renegotiation of Telstra contract resulting in permanent savings to telecommunications budget.
055302	Community Development		200	Transfer from Tourism Levy revenue	This budget was to cover any Tourism

Ref	Item Description	Decrease \$000	Increase \$000	Details	Reason
	Branch - VAST			contingency budget.	Levy revenue budget shortfall. As Tourism Levy revenue has exceeded budget, this contingency is not needed so was transferred to the Community Development Branch savings target to cover the shortfall arising from the 1 month delay in transmission of the Visitor Information Service to Sunshine Coast Destination Ltd (imposed by SCDL).

Materials & Services

110801	Major Events		102	Transfer from Tourism Reserve to operating budget	To fund Economic Development Sponsorship Programs Round 2 per OM12/204
A9540	Waste Management	257		Transfer from operating budget to Noosa Landfill capital budget	Fund capital project due to refinement of operating project
0000571	SCC Light Rail Project Phase 2A		500	Transfer from Reserve to operating budget	For Light Rail Stage 2
045501	SCC Light Rail Project Phase 2A		400	Increase expenditure budget offset by increase in revenue budget	Grant funds received for Light Rail Stage 2
B1565	The Events Centre	100		Transfer from operating to capital	To cover capital replacements
050802	Network and Communication Services	100		Transfer from telecommunications budget to VAST (savings target)	Renegotiation of Telstra contract resulting in permanent savings to telecommunications budget.
050803	Accommodation Strategy	140		Transfer remaining budget to Organisation Review budget	To contribute to cost of Organisation Review
050803	Organisation Review		140	Transfer from Accommodation Strategy budget	To contribute to cost of Organisation Review
055302	Tourism Levy revenue contingency	200		Transfer to VAST (savings target) for Community Development Branch	This budget was to cover any Tourism Levy revenue budget shortfall. As Tourism Levy revenue has exceeded budget, this contingency is not needed so was

Ref	Item Description	Decrease \$000	Increase \$000	Details	Reason
					transferred to the Community Development Branch savings target to cover the shortfall arising from the 1 month delay in transmission of the Visitor Information Service to Sunshine Coast Destination Ltd (imposed by SCDL).

Capital Expenditure

Sub-Program: Waste Disposal					
A9540	Noosa Landfill Construct Cell 2.2		257	Transfer from operating budget	Fund capital project due to refinement of operating project
Sub-Program: Community Facilities					
B1565	The Events Centre equipment upgrade		100	Transfer funds from operating budget	To cover capital replacements

Reserve Transfers

0000755	Tourism Events Reserve	222		Transfer from Reserve to event project budgets	Sponsorship events round 2 for 2013 – as per council resolution OM 12/204.
0000571	Public Transport Levy Reserve	500		Transfer from Reserve to operating budget	For Light Rail Stage 2

Legal

On budget amendments, this report ensures that council complies with its legislative obligations under Section 169 and 170 of the *Local Government Regulation 2012*, along with council's legislative obligations to amend its budget in accordance with Section 173 of the *Local Government Regulation 2012*.

Policy

No policy implications are associated with this report.

Risk

There were six risks identified in a previous financial report to council, however one has been reduced and another can be removed:-

1. In June 2012 the Federal Government pre-paid over half of the 2012/2013 Financial Assistance Grant. In the past, one quarter of the grant has been pre-paid and the adopted budget anticipated this practice to continue. Advice has now been published and the shortfall is \$3.2 million in the current budget. The prepayment for 2012/2013 in June 2012 resulted in an operating surplus for the 2011/2012 period.

2. General Rates: A risk has been reported against this item for the last few months. Although General Rates remain less than budget, Net Rates & Utility Charges are carrying a favourable variance, so this risk will be removed from future reports.

3. The budget assumes the achievement of a \$4.46 million savings target. Currently, \$3.4 million or 77% of the target has been achieved leaving a balance to achieve of \$1.5 million. Of the \$3.4 million achieved to date, \$2.7 million are permanent savings. Of the \$2.7 million of permanent savings, \$616,000 relates to employee costs. A number of reviews and initiatives are underway to achieve the balance of this target.

4. Streetlighting - electricity \$200,000

This risk has been reported at \$500,000 for the last couple of months, however recent invoices indicate that the amount of risk may not be as high as initial estimates. The amount of the risk has now dropped to \$200,000.

The cost of public lighting forms a significant portion of council's electricity spend and is estimated to cost \$5.1 million in the financial year 2012/2013. Within the cost of public lighting, 15% - 20% is related to actual electricity, while the remaining 80% - 85% is network charges, related to asset maintenance, operation, capital recovery costs and use of the distribution network system.

5. Capital (Developer) Contributions - budget is \$12.9 million with actuals to February 2013 being \$4.8 million. This is due to a reduction in the amount received per lot as well as the downturn in development.

6. Total repair costs in relation to extreme weather events are yet to be quantified.

Previous Council Resolution

On 27 June 2012, council adopted the 2012/2013 budget.

On 20 September 2012, council amended the 2012/2013 budget as a result of July 2012 Financial Performance Report and Budget Review 1 relating to 2011/2012 carryover requests.

On 13 December 2012, council amended the 2012/2013 budget as a result of October 2012 Financial Performance Report and Budget Review 2.

On 31 January 2013, council amended the 2012/2013 budget as a result of the November 2012 Financial Performance Report.

On 28 February 2013, council amended the 2012/2013 budget as a result of the December 2012 Financial Performance Report.

Related Documentation

There is no related documentation for this report.

Critical Dates

There are no critical dates that relate to this report.

Implementation

If the recommendations are adopted by council, the budget will be amended to reflect the adjustments included in this report.

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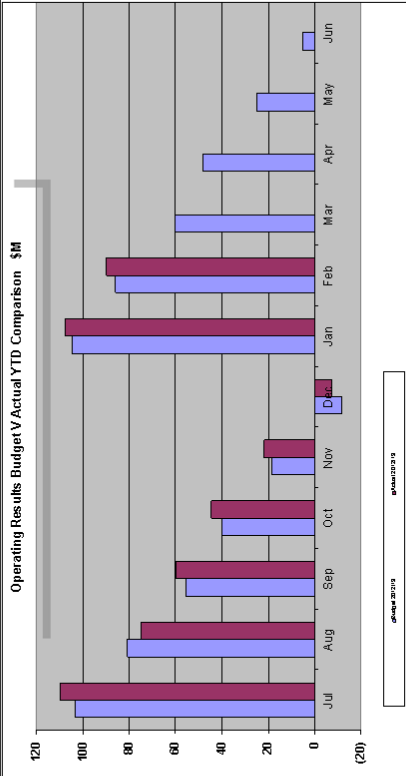
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28 February 2013

Summary Operating Statement

SUMMARY OPERATING STATEMENT For the Period Ending 28 February 2013							
	Annual Original Budget \$'000s	Annual Current Budget \$'000s	YTD Current \$'000s	YTD Actuals \$'000s	Variance \$'000s	Variance %	Annual Forecast Budget \$'000s
Operating Revenue	424,850	426,883	360,250	363,471	3,222	0.9%	427,647
Less Operating Expenses	330,213	334,730	216,765	216,148	(617)	(0.3%)	335,708
Less Interest Expense	14,261	14,261	9,290	9,264	(26)	(0.3%)	14,261
Less Depreciation	72,486	72,485	48,288	48,295	(6)	0.0%	72,496
Operating Surplus/(Deficit)	7,680	5,196	85,906	89,764	3,858	4.7%	5,182
Transfer from Reserves	7,973	13,187	13,187	13,187	0	0.0%	13,930
Transfer to Reserves	(2,976)	(3,488)	(3,488)	(3,488)	0	0.0%	(3,612)
Operating Contribution/(Shortfall)	12,778	14,895	95,605	99,463	3,858	4.0%	15,500



Operating Net Result

Council's financial results at 28 February 2013 show the organisation with a \$3.9 million higher than forecasted operating position against the year to date budget.

This operating surplus variation is partly made up of higher than profiled revenue of \$3.2 million and lower than profiled operating expenses of \$637,000.

Operating Revenue

The favourable revenue variance of \$3.2 million is largely the result of a number of items being higher than profiled. These include Interest Received from Investments of \$956,000, Other Revenue of \$933,000, Net Rates & Utility Charges of \$654,000 and Fees & Charges of \$789,000.

Operating Expenses

The favourable variance in operating expenses of \$637,000 is due to a number of items being lower than profiled. These include Materials and Services of \$1.4 million and Finance Costs of \$117,000. This is offset by the higher than profiled items - Other Expenses \$479,000 and Employee Costs \$375,000.

Value and Success Target (VAST) Status

\$4.46 million	Original Target
\$3.42 million	Achieved to Date (77%)
\$1.04 million	Balance to Achieve (23%)

Of the \$3.4 million savings achieved to date, \$2.7 million are permanent savings. Of the \$2.7 million permanent savings, \$616,000 relate to employee costs.

28 February 2013

Operating Revenue

Operating Revenue

As at 28 February 2013 operating revenues are favourable to budget by \$3.2 million or 0.9%.

The favourable revenue variance of \$3.2 million is largely the result of a number of items being higher than profiled. These include Interest Received from Investments of \$956,000, Other Revenue of \$933,000, Net Rates & Utility Charges of \$854,000 and Fees & Charges of \$789,000.

Interest Received from Investments is higher than budget partly due to slightly higher than forecast cash balances along with higher than forecast investment rates for the first half of the year. The average investment rate is expected to be lower in the second half of the year. This item will continue to be monitored but there is no change to the year-end forecast at this point.

The favourable variance in Other Revenue mainly sits with Infrastructure Services Department and relates to the following items being higher than forecast - road maintenance performance contract revenue, Graffiti Stop grant, fleet auction proceeds & rebates and revegetation offset agreement with Emergex. Most of these items will have offsetting expenditure. In addition, Airport income is lower than profiled.

The January 2013 rate run had 153,443 rateable properties compared to 151,818 this time last year. Growth in that time was 1.1% which is less than the budgeted 1.5%. Although General Rates have an unfavourable variance of \$1.6 million, this is compensated by Prepaid Rates of \$2.5 million resulting in the favourable variance in Net Rates and Utility Charges of \$854,000.

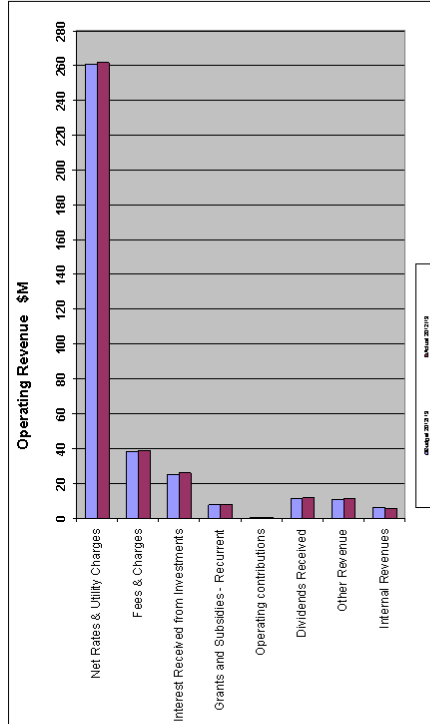
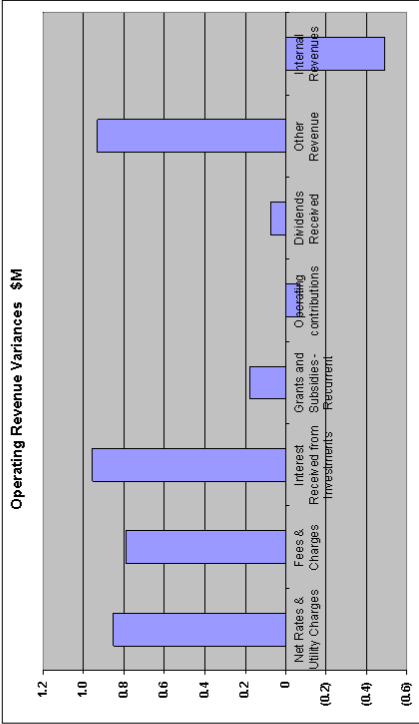
Within the Fees and Charges category, items running higher than forecast include Development Application, Material Change of Use and Search fees. Volumes remain flat or below last year to date. Other favourable variances exist in Aquatic and Leisure Centres, Cemeteries, Health Licensing and Response Services. These are offset by lower than forecast Airport fees.

Risk: There remains a risk on:

1. **Federal Assistance Grant** In June 2012 the Federal Government prepaid over half of the 2012/13 Financial Assistance Grant. In the past, one quarter of the grant has been prepaid and the adopted budget anticipated this practice to continue. Advice has now been published and the shortfall is \$3.2 million in the current budget. The prepayment for 2012/13 in June 2012 resulted in an operating surplus for the 2011/12 period.

The following risk will be removed from future reports:

2. **General Rates** A risk has been reported against this item for the last few months. Although General Rates remain less than budget, Net Rates & Utility Charges are carrying a favourable variance, so this risk will be removed.



28 February 2013

Operating Expenses

Operating Expenses

The favourable variance in operating expenses of \$637,000 is due to a number of items being lower than profiled.

These include Materials and Services of \$1.4 million and Finance Costs of \$117,000. This is offset by the higher than profiled items - Other Expenses \$479,000 and Employee Costs \$375,000 (0.4%).

The favourable variance in Materials & Services mainly relates to less than profiled spend on levy projects. The unfavourable variance in Other Expenses mainly relates to vehicle leases being higher than profiled.

Risks:

(a) The budget includes the achievement of the **\$4.46 million savings target**.

Value and Success Target (VAST) Status
\$4.46 million Original Target
\$3.42 million Achieved to Date (77%)
\$1.04 million Balance to Achieve (23%)

Of the \$3.4 million savings achieved to date, \$2.7 million are permanent savings. Of the \$2.7 million permanent savings, \$616,000 relate to employee costs.

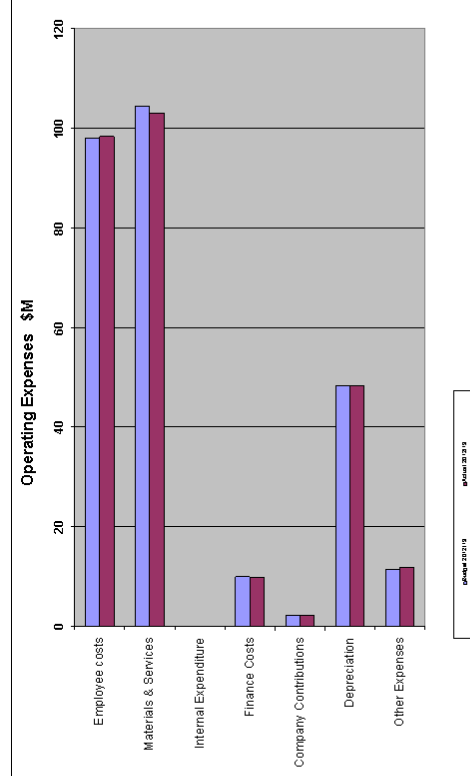
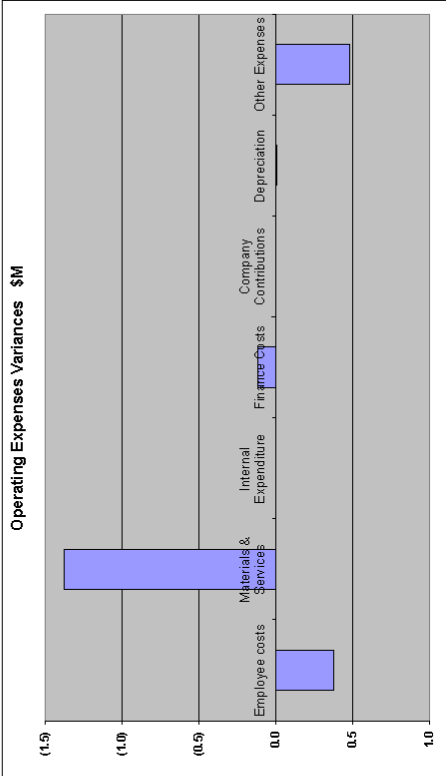
There are a number of reviews and initiatives that are underway to achieve the balance of this target

(b) **Street Lighting - electricity \$350,000**

This risk has been reported at \$500,000 for the last couple of months, however recent invoices indicate that the amount of risk may not be as high as initial estimates. The amount of the risk has now dropped to \$350,000.

The cost of public lighting forms a significant portion of council's electricity spend and is estimated to cost \$5.1 million in the financial year 2012/13. Within the cost of public lighting, 15% - 20% is related to actual electricity, while the remaining 80% - 85% is network charges, related to asset maintenance, operation, capital recovery costs and use of the distribution network system.

(c) Total repair costs in relation to extreme weather events are yet to be quantified.



28 February 2013

Summary Capital Statement

SUMMARY CAPITAL STATEMENT
 For the Period Ending 28 February 2013

	Annual Original Budget \$000s	Annual Current Budget \$000s	YTD Current Budget \$000s	YTD Actuals \$000s	Variance \$000s	Variance %	Annual Forecast Budget \$000s
Operating Contribution / (Shortfall)	12,778	14,885	95,605	99,463	3,858	4.0%	15,500
Capital Revenue	51,182	62,770	31,543	30,011	(1,532)	(4.9%)	62,750
Other Capital Funding	117,846	124,369	55,492	55,497	6	0.0%	124,359
Less Constructed Assets	145,770	197,924	83,858	85,242	1,383	1.6%	198,704
Less Contributed Assets	28,500	28,500	14,250	15,865	1,605	11.3%	28,500
Less Loan Redemptions	13,023	13,023	13,023	13,023	0	0.0%	13,023
Net Capital Result	(5,687)	(37,423)	71,508	70,851	(657)	(0.9%)	(37,618)
Transfer from Reserves	21,658	59,131	58,853	58,853	0	0.0%	59,326
Transfer to Reserves	(15,971)	(21,709)	(21,709)	(21,709)	0	0.0%	(21,709)
Balance	0	(1)	108,451	107,795	(657)	(0.6%)	(1)

Capital Net Result

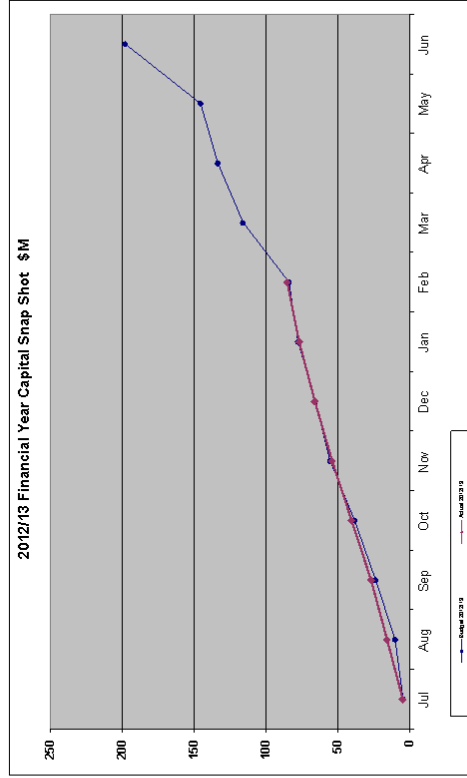
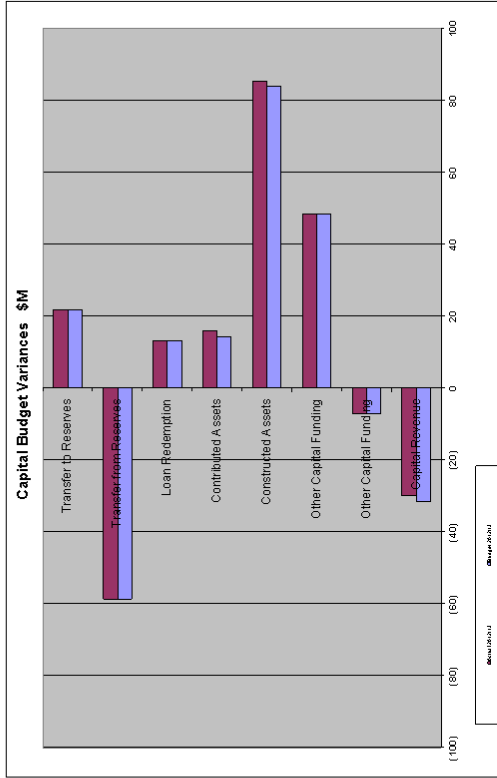
Council's capital result at 28 February 2013, shows the organisation with a \$657,000 lower than anticipated result.

In relation to capital expenditure, at the end of the month, \$85.2 million (43%) of council's \$197.9 million 2012/13 Capital Works Program was financially expended.

The unfavourable variance in Capital Revenue of \$1.5 million relates to Infrastructure Charges being \$3.3 million less than profiled, offset by Contributed Assets being higher than profiled.

Risks:

Capital (Developer) Contributions - budget is \$12.9 million with actuals to February 2013 being \$4.8 million. This is due to the downturn in development.



28 February 2013				
Capital Works Program				
Program	Original Budget \$'000s	Current Budget \$'000s	Year to Date Actual \$'000s	% of Annual Budget Spent
Buildings and Facilities	9,609	11,977	4,907	41.0%
Coast and Canals	1,218	1,854	1,026	55.4%
Divisional Allocations	3,145	3,547	1,077	30.4%
Environmental Assets	290	424	296	69.7%
Fleet	2,000	2,000	316	15.8%
Parks and Gardens	9,644	11,890	6,677	56.2%
Stormwater	4,526	4,739	1,677	35.4%
Transportation	53,997	66,491	36,504	54.9%
Information Technology	4,566	6,027	4,210	69.9%
Strategic Land & Comm Properties	31,674	52,513	12,587	24.0%
Sunshine Coast Airport	7,705	12,298	5,859	47.6%
Aerodromes	0	79	47	59.4%
SC Holiday Parks	1,555	2,894	963	33.3%
Quarries	655	2,004	1,196	59.6%
Waste	15,186	19,187	7,900	41.2%
TOTAL	146,770	197,924	85,242	43.1%

Capital Expenditure

At 28 February 2013, \$85.2 million or 43% of council's \$197.9 million 2012/13 Capital Works Program was financially expended.

On a year to date basis, capital expenditure is \$1.4 million ahead of budget - a 1.6% variance.

Month	Budget (\$ millions)	Actuals (\$ millions)
Jul	10	10
Aug	20	20
Sep	30	30
Oct	40	40
Nov	50	50
Dec	60	60
Jan	70	70
Feb	80	80
Mar	90	90
Apr	100	100
May	110	110
Jun	120	120

Monthly Budget Amendments - Operating 28-February-2013

Reference	Department	Branch	Unit	Operation/Job number & Name	Description	Income & Expense Statement	Amount Dr/Cr \$000
030801	3 - Community Services	35 - Community Facilities	104 - Lifeguards	O.12500 - Unit Management Lifeguard Services	Transfer portion of Lifeguard salaries to IS - Environmental Ops	Employee Costs	(6)
030801	1 - Infrastructure Services	17 - Environmental Operations	403 - Natural Areas	O.16907 - Natural Area Operations - Zone 1	Transfer portion of Lifeguard salaries to IS - Environmental Ops		6
030802	3 - Community Services	35 - Community Facilities	359 - Community Leasing and Assets	O.38148 - Graffiti STOP funding CS	Recognise new grant monies for STOP Graffiti project	Operating Grants & Subsidies	(30)
030802	3 - Community Services	35 - Community Facilities	359 - Community Leasing and Assets	O.38148 - Graffiti STOP funding CS	Recognise new grant monies for STOP Graffiti project	Materials & Services	30
030803	3 - Community Services	33 - Human Resources	048 - Employment and Development	O.38017 - Funded Training - Parks & Gardens	Recognise new subsidy monies for Parks and Gardens	Operating Grants & Subsidies	36
030803	3 - Community Services	33 - Human Resources	048 - Employment and Development	O.38017 - Funded Training - Parks & Gardens	Recognise new subsidy monies for Parks and Gardens	Materials & Services	(36)
080801	8 - Executive Office	83 - Executive Office	484 - Strategic Disaster Management	O.88214 - SDM System Support	SDM Systems Support	Materials & Services	(35)
110801	11 - Business Review	49 - Economic Development	463 - Tourism Levy	O.57947 - Major Events Pool	Transfer from Tourism Reserve 755 for Sponsorship Events	Materials & Services	102
110801	11 - Business Review	49 - Economic Development	463 - Tourism Levy	O.59013 - 2013_02 Caloundra Triathlon	Transfer from Tourism Reserve 755 for Sponsorship Events	Materials & Services	(53)
110801	11 - Business Review	49 - Economic Development	463 - Tourism Levy	O.59060-2013_06 Caloundra Cup Carnival	Transfer from Tourism Reserve 755 for Sponsorship Events	Materials & Services	10
110801	11 - Business Review	49 - Economic Development	463 - Tourism Levy	O.59061-2013_02 Qld Tri Series	Transfer from Tourism Reserve 755 for Sponsorship Events	Materials & Services	13
110801	11 - Business Review	49 - Economic Development	463 - Tourism Levy	O.59063 - 2013_06 Etchells Winter Championships	Transfer from Tourism Reserve 755 for Sponsorship Events	Materials & Services	6
110801	11 - Business Review	49 - Economic Development	463 - Tourism Levy	O.59064 - 2012_12 Greg Norman Junior Masters	Transfer from Tourism Reserve 755 for Sponsorship Events	Materials & Services	3
110801	11 - Business Review	49 - Economic Development	463 - Tourism Levy	O.59065-2013_02 Qld Ocean Swim Series	Transfer from Tourism Reserve 755 for Sponsorship Events	Materials & Services	8

Monthly Budget Amendments - Operating 28-February-2013

Reference	Department	Branch	Unit	Operation/Job number & Name	Description	Income & Expense Statement	Amount Drf(Cr) \$000
T10801	11 - Business Review	49 - Economic Development	463-Tourism Levy	O.59066-2013_02 Oztag Slate Championships	Transfer from Tourism Reserve 755 for Sponsorship Events	Materials & Services	22
T10801	11 - Business Review	49 - Economic Development	463-Tourism Levy	O.59067-2013_06 Antique Rally Sunshine Coast	Transfer from Tourism Reserve 755 for Sponsorship Events	Materials & Services	10
T10801	11 - Business Review	49 - Economic Development	463-Tourism Levy	O.59068-2013_04 Holden Scramble	Transfer from Tourism Reserve 755 for Sponsorship Events	Materials & Services	50
T10801	11 - Business Review	49 - Economic Development	463-Tourism Levy	O.59069 - 2013_02 Super Rugby Trial Match Red	Transfer from Tourism Reserve 755 for Sponsorship Events	Materials & Services	15
T10801	11 - Business Review	49 - Economic Development	463-Tourism Levy	O.59070-2013_05 National Antique Bottle	Transfer from Tourism Reserve 755 for Sponsorship Events	Materials & Services	5
T10801	11 - Business Review	49 - Economic Development	463-Tourism Levy	O.59071-2013_06 Australian Motocross Championships	Transfer from Tourism Reserve 755 for Sponsorship Events	Materials & Services	32
A9540	1 - Infrastructure Services	67 - Waste and Resources Management	085 - Waste Management	O.12410 - Waste Management	Transfer to Capital A9540 Noosa Landfill	Materials & Services	(257)
0000310	3 - Community Services	36 - Community Development	422 - BM Community Development	O.37134 - Respite Administration CG	Transfer from reserves to pay for replacement doors	Materials & Services	21
A9503	3 - Community Services	36 - Community Development	353 - Community and Cultural Programs	O.36047 - Beenwah Art Report	Transfer from capital A9503 to fund public art study	Materials & Services	10
0000571	4 - Regional Strategy and Planning	55 - Major Urban Developments	366 - Major Urban Developments	O.46570 - SCC Light Rail Project Phase 2A	Transfer from Reserve 0000571 for Light Rail Stage 2	Materials & Services	500
045501	4 - Regional Strategy and Planning	55 - Major Urban Developments	366 - Major Urban Developments	O.46570 - SCC Light Rail Project Phase 2A	Grant Funds received for Light Rail Stage 2	Materials & Services	400
045501	4 - Regional Strategy and Planning	55 - Major Urban Developments	366 - Major Urban Developments	O.46570 - SCC Light Rail Project Phase 2A	Grant Funds received for Light Rail Stage 2	Operating Grants & Subsidies	(400)
B1565	1 - Infrastructure Services	093 - Building and Facility Services	083 - Maintenance Services	O.11150 - The Events Centre CO-PO	Transfer funds to Capital Job to cover Capital Replacements	Materials & Services	(100)
050802	5 - Finance and Business	54-Information Communication Technology Services	036-IT Infrastructure Services	37036-Network and Communication Services	Transfer Telecommunications com TIPT to VAST	Materials & Services	(100)
050802	5 - Finance and Business	54-Information Communication Technology Services	036-IT Infrastructure Services	37036-Network and Communication Services	Transfer Telecommunications com TIPT to VAST	Employee Costs	100

Monthly Budget Amendments - Operating							28-February-2013
Reference	Department	Branch	Unit	Operation/Job number & Name	Description	Income & Expense Statement	Amount Dr/(Cr) \$000
050803	5 - Finance and Business	48 - Property and Business	427 - Manager Property and Business	58046 - Accommodation Strategy	Transfer remaining budget Accommodation Strategy to Business Review	Materials & Services	(140)
050803	11 - Business Review	95 - ED Business Review	503 - ED Business Review	56189 - Executive Director - Business Review	Transfer remaining budget Accommodation Strategy to Business Review	Materials & Services	140
050804	5 - Finance and Business	59 - Commercial and Procurement	052 - Supply Operations Unit	O.11800 - Supply Operations Unit	To VAST	Employee Costs	6
050804	5 - Finance and Business	59 - Commercial and Procurement	414 - Procurement Contracts Unit	O.50076 - Procurement Contracts Unit	To VAST	Employee Costs	6
050804	5 - Finance and Business	59 - Commercial and Procurement	052 - Supply Operations Unit	O.11800 - Supply Operations Unit	To VAST	Materials & Services	(3)
050804	5 - Finance and Business	59 - Commercial and Procurement	414 - Procurement Contracts Unit	O.50076 - Procurement Contracts Unit	To VAST	Materials & Services	(6)
050804	5 - Finance and Business	59 - Commercial and Procurement	052 - Supply Operations Unit	O.11800 - Supply Operations Unit	To VAST	Other Expenses	(4)
0000588	4 - Regional Strategy and Planning	38 - Social Policy	375 - Social Policy	O.45128	Transfer funds back to Reserve	Materials & Services	(30)
0000483	4 - Regional Strategy and Planning	38 - Social Policy	375 - Social Policy	O.45130	Transfer funds back to Reserve	Materials & Services	(50)
0000481	4 - Regional Strategy and Planning	38 - Social Policy	375 - Social Policy	O.46400	Transfer funds back to Reserve	Materials & Services	(44)
055301	5 - Finance and Business	53 - Finance	164 - Financial Services	O.57851 Accounting Policies & Procedures	To VAST	Materials & Services	(40)
055301	5 - Finance and Business	53 - Finance	060 - BM Finance	O.55523 Br Management Finance	From Contract Services - Financial Services Unit	Employee Costs	40
055302	5 - Finance and Business	53 - Finance	452 - Corporate Accounting Transactions	O.50070 Corporate Accounting Transactions	To VAST for Community Development Br	Materials & Services	(200)
055302	3 - Community Services	36 - Community Development	422 - BM Community Development	O.37065 Br Management Community Development	From Tourism Levy contingency budget - Finance Branch	Employee Costs	200
0631804	3 - Community Services	35 - Community Facilities	474 - Community Sports & Facility Planning	O.37151 Sports Ground Maintenance	To A9338 Mary River Rd Coory - new sport field Construction	Materials & Services	(2)
0631603	1 - Infrastructure Services	16 - Fleet Management	377-Fleet Business	O.11502 GPS Monitoring	Budget adjustment for GPS Ford Rebate	Other Revenue	(139)
0631603	1 - Infrastructure Services	16 - Fleet Management	377-Fleet Business	O.11502 GPS Monitoring	Budget adjustment for GPS expenditure	Materials & Services	84
0631603	1 - Infrastructure Services	16 - Fleet Management	071-Fleet Workshops	O.11562 Workshop Operations - Landsborough	Obsolete revenue no long required	Fees and Charges	55

Monthly Budget Amendments - Operating 28-February-2013

Reference	Department	Branch	Unit	Operation/Job number & Name	Description	Income & Expense Statement	Amount Dr/(Cr) \$000
839301	1 - Infrastructure Services	93 - Building & Facility Services	083 - Maintenance Services	O.59075 Graffiti STOP funding BFS	Grant Funds received for graffiti removal	Grant	(80)
839301	1 - Infrastructure Services	93 - Building & Facility Services	083 - Maintenance Services	O.59075 Graffiti STOP funding BFS	Grant Funds received for graffiti removal	Materials & Services	80
839302	1 - Infrastructure Services	17 - Environmental Operations	403 - Natural Areas	O.16954 Patrick King Drive Revegetation Offset	Revegetation Offset	Other Revenue	(28)
839302	1 - Infrastructure Services	17 - Environmental Operations	403 - Natural Areas	O.16954 Patrick King Drive Revegetation Offset	Revegetation Offset	Materials & Services	28
829303	1 - Infrastructure Services	82 - Transport & Engineering Services	407 - Integrated Transport	O.11111 Lions Park Park & Ride	Park & Ride Parking Tickets	Other Revenue	(63)
829303	1 - Infrastructure Services	82 - Transport & Engineering Services	407 - Integrated Transport	O.11111 Lions Park Park & Ride	Park & Ride Parking Tickets	Materials & Services	29
829303	1 - Infrastructure Services	82 - Transport & Engineering Services	407 - Integrated Transport	O.11111 Lions Park Park & Ride	Park & Ride Parking Tickets	Other Expenses	34
0830005	11 - Business Review	95 - Executive Director - Business Review	503 - Executive Director - Business Review	O.56169 - Executive Director - Business Review	Transfer 954R VX from O.50067	Other Expenses	13
0830005	5 - Finance and Business	27 - Executive Director - Finance and Business	173 - Executive Director - Finance and Business	O.50067 - Executive Director - Finance & Business	Transfer 954R VX from O.50067	Other Expenses	(13)
010801	1 - Infrastructure Services	11 - Exec Director - Infrastructure Services	058 - ED Infrastructure Services	O.10110 - Executive Director - Infrastructure Services	Allocate Permanent Saving	Employee Costs	11
010802	1 - Infrastructure Services	11 - Exec Director - Infrastructure Services	058 - ED Infrastructure Services	O.10110 - Executive Director - Infrastructure Services	Allocate Permanent Saving	Materials & Services	(11)
010803	1 - Infrastructure Services	82 - Transport & Engineering Services	405 - BM Transport and Engineering Services	O.10410 - BM Transport & Engineering Services	VAST	Employee Costs	2
010804	1 - Infrastructure Services	82 - Transport & Engineering Services	405 - BM Transport and Engineering Services	O.10410 - BM Transport & Engineering Services	VAST	Materials & Services	(2)
010805	1 - Infrastructure Services	93 - Building & Facility Services	081 - BM Building and Facilities Services	O.11168 - BM Building and Facilities Services	VAST	Employee Costs	66
010806	1 - Infrastructure Services	93 - Building & Facility Services	083 - Maintenance Services	O.11704 - Caloundra Admin Building Operations CO-CO	VAST	Materials & Services	(2)
010807	1 - Infrastructure Services	93 - Building & Facility Services	083 - Maintenance Services	O.11707 - Pacific Place Offices Operations PO-CO	VAST	Materials & Services	(10)
010808	1 - Infrastructure Services	93 - Building & Facility Services	083 - Maintenance Services	O.11708 - Maroochy On First Building Operations PO-CO	VAST	Materials & Services	(8)
010809	1 - Infrastructure Services	93 - Building & Facility Services	083 - Maintenance Services	O.11710 - Archives and Library Storage Building Operations CO-CO	VAST	Materials & Services	(2)
010810	1 - Infrastructure Services	93 - Building & Facility Services	083 - Maintenance Services	O.11721 - Caloundra Depot Operations CO-CO	VAST	Materials & Services	(10)
010811	1 - Infrastructure Services	93 - Building & Facility Services	083 - Maintenance Services	O.11725 - Maroochy Depot Operations CO-CO	VAST	Materials & Services	(5)
010812	1 - Infrastructure Services	93 - Building & Facility Services	083 - Maintenance Services	O.11726 - Nambour Depot Operations CO-CO	VAST	Materials & Services	(13)
010813	1 - Infrastructure Services	93 - Building & Facility Services	083 - Maintenance Services	O.11731 - Noosaville Depot Operations CO-CO	VAST	Materials & Services	(5)

Monthly Budget Amendments - Operating										28-February-2013
Reference	Department	Branch	Unit	Operation/Job number & Name	Description	Income & Expense Statement	Amount	Dir/(Cr)	\$000	
010814	1 - Infrastructure Services	93 - Building & Facility Services	083 - Maintenance Services	O.11737 - Public Amenities Operations	VAST	Materials & Services	(10)			
010815	1 - Infrastructure Services	17 - Environmental Operations	400 - BM Environmental Operations	WOR CO-CO	VAST	Employee Costs	78			
010816	1 - Infrastructure Services	17 - Environmental Operations	400 - BM Environmental Operations	O.17010 - BM Environmental Operations	VAST	Materials & Services	(78)			
050805	5 - Finance and Business	Information Communication Technology Services	Spatial Information Management	O.10295 - Geospatial Information Services	Jan / Feb Capital Labour	Employee Costs	(1)			
050805	5 - Finance and Business	Information Communication Technology Services	Knowledge Solutions	O.29009 - Knowledge Management	Jan / Feb Capital Labour	Employee Costs	(2)			
050805	5 - Finance and Business	Information Communication Technology Services	Business Solutions	O.29010 - Application Support	Jan / Feb Capital Labour	Employee Costs	(8)			
050805	5 - Finance and Business	Information Communication Technology Services	Business Solutions	O.29011 - Development and Integration	Jan / Feb Capital Labour	Employee Costs	(15)			
050805	5 - Finance and Business	Information Communication Technology Services	IT Infrastructure Services	O.29012 - Technical Services	Jan / Feb Capital Labour	Employee Costs	(8)			
050805	5 - Finance and Business	Information Communication Technology Services	Spatial Information Management	O.29013 - Geospatial Systems	Jan / Feb Capital Labour	Employee Costs	(7)			
050805	5 - Finance and Business	Information Communication Technology Services	Knowledge Solutions	O.36019 - Information Management Services	Jan / Feb Capital Labour	Employee Costs	(25)			
050805	5 - Finance and Business	Information Communication Technology Services	Business Solutions	O.37035 - Business Support	Jan / Feb Capital Labour	Employee Costs	(34)			
050805	5 - Finance and Business	Information Communication Technology Services	IT Infrastructure Services	O.37036 - Network and Communication Services	Jan / Feb Capital Labour	Employee Costs	(5)			
050805	5 - Finance and Business	Information Communication Technology Services	IT Infrastructure Services	O.37037 - Data Centre Services	Jan / Feb Capital Labour	Employee Costs	(11)			
050805	5 - Finance and Business	Information Communication Technology Services	Special Projects Research and Innovation	O.37039 - Special Projects, Research and Innovation	Jan / Feb Capital Labour	Employee Costs	(75)			
050805	5 - Finance and Business	Information Communication Technology Services	ICTS Operations	O.56210 - ICTS Operations	Jan / Feb Capital Labour	Employee Costs	(2)			
Total Increase / (Decrease) to Operating Program for Period										43

Monthly Budget Amendments - Capital **28-February-2013**

PROGRAM	SUB-PROGRAM	JOB NUMBER	JOB NUMBER DESCRIPTION	Amount \$'000	Supporting Comments
PROGRAM REALLOCATIONS					
Transportation	Strategic Pathway & On Road Cycle Networks	A5762	Infra Chgs Policy - Pathways	21	Tfr funds from Reserve 0000400 - Replay Dev Contn
Aerodromes	Caloundra Aerodrome Landside	A9459	Caloundra Aerodrome development of lease sites	75	Tfr funds from Reserve 00000811 development work to commence
Waste	Waste Disposal	B0767	Noosa Landfill Road Resealing	(25)	
Waste	Waste Disposal	B0898	Caloundra Landfill Road Resealing	(50)	
Waste	Waste Disposal	A9540	Noosa Landfill Constct Cell 2.2	25	
Waste	Waste Disposal	A9540	Noosa Landfill Constct Cell 2.2	50	
Finance and Business	Commercial Property	A7615	Refurbs to Rental Properties	(5)	Tfr funds to B1568 - Replace Water Tank
Finance and Business	Commercial Property	B1568	Water Tank - Littley abba Creek	5	Tfr funds from A7615 - Replace Water Tank
Infrastructure Services	PIP Sports Facilities	A9338	Mary River Rd Cooroy - new sport field Construction	2	Tfr funds from 37151 Sports Ground Mtrnce - contribution from Community Services operating budget towards capital job
Information Technology	Information Technology	A7635	Business Reform - Business eServices Program	43	Jan / Feb Capital Labour
Information Technology	Information Technology	A8234	Mobilisation Technology	23	Jan / Feb Capital Labour
Information Technology	Information Technology	A8237	Business Reform - Process Automation	2	Jan / Feb Capital Labour
Information Technology	Information Technology	A8238	Business Reform - IntelliEnter Reporting	15	Jan / Feb Capital Labour
Information Technology	Information Technology	A9302	Collaborative Mapping Technology	1	Jan / Feb Capital Labour
Information Technology	Information Technology	A9305	SAN Replacement	10	Jan / Feb Capital Labour
Information Technology	Information Technology	A9306	Meeting Management Services	12	Jan / Feb Capital Labour
Information Technology	Information Technology	A9309	Network & Communications	2	Jan / Feb Capital Labour
Information Technology	Information Technology	A9311	Operating Syst & Office Desktop Upgrade	38	Jan / Feb Capital Labour
Information Technology	Information Technology	B0741	Knowledge Management Implementation	3	Jan / Feb Capital Labour
Information Technology	Information Technology	B0752	Maximo Phase 4	16	Jan / Feb Capital Labour
Information Technology	Information Technology	B0921	Enterprise Content Management	6	Jan / Feb Capital Labour
Information Technology	Information Technology	B0927	Incoming Correspondence and Archiving	21	Jan / Feb Capital Labour
<i>Sub-Total</i>				289	

Monthly Budget Amendments - Capital **28-February-2013**

PROGRAM	SUB-PROGRAM	JOB NUMBER	JOB NUMBER DESCRIPTION	Amount \$'000	Supporting Comments
COUNCILLOR REALLOCATIONS					
Divisional Allocations	Local Parks	B1557	Currimundi Beach Access 248-view platform	24	Reallocation of funds from D1029
Divisional Allocations	Local Parks	B1557	Currimundi Beach Access 248-view platform	44	Reallocation of funds from D1016
Divisional Allocations	Local Parks	D1029	12/13 Local Parks Allocations - Div 3	(24)	Reallocation of funds to B1557
Divisional Allocations	Minor Emergent Works	D1016	12/13 Councillor Emerg Capital - Div 3	(44)	Reallocation of funds to B1557
Divisional Allocations	Minor Emergent Works	B1559	11th Shore Rd Twin Wttrs-footpath/bollards	1	Reallocation of funds from D1046
Divisional Allocations	Minor Emergent Works	B1559	11th Shore Rd Twin Wttrs-footpath/bollards	29	Reallocation of funds from D1021
Divisional Allocations	Local Pathways	D1046	12/13 Local Pathways Network - Div 8	(1)	Reallocation of funds to B1559
Divisional Allocations	Minor Emergent Works	D1021	12/13 Councillor Emerg Capital - Div 8	(29)	Reallocation of funds to B1559
<i>Sub-Total</i>				0	
RESERVE TRANSFERS					
		0000400	Reserve Pathways - Non Policy	(21)	Tfr Funds to Job A5762 - Repay Dev Conth
		0000755	Tourism Events Reserve (tfr from Levy Reserves)	(222)	Sponsor Ship Events Round 2 for 2013 per Dec 2012 council resolutions > OMI2/204
		0000811	Caloundra Aerodrome development of lease sites	(75)	Development work to commence
		0000310	Respite	(21)	Respite to fund door replacement
		0000571	Public Transport Levy	(500)	Tfr to O 45670 Light Rail Stg2
		0000588	Noisy Sports	30	Tfr funds back to Reserve From O 45128
		0000483	Landsborough Precinct	50	Tfr funds back to Reserve From O 45130
		0000481	Social Infrastructure Planning	44	Tfr funds back to Reserve From O 46400
<i>Sub-Total</i>				(714)	
TRANSFERS TO OR FROM OPERATING					
Building Facilities	Community Facilities	B0369	Cooroy SES Depot Shed Extension	35	Tfr funds from O 88214 SDM System Support
Waste	Waste Disposal	A9540	Noosa Landfill Construct Cell 2.2	257	Tfr from O 12410
Transportation	Streetscape Major Centres	A9503	Beerwah CBD Streetscape Masterplan	(10)	Fund Beerwah Public Art Study
Building Facilities	Community Facilities	B1565	The Events Centre Equipment Upgrade	100	Tfr funds from O 11150 to Cover Capital Replacements
<i>Sub-Total</i>				362	
Total Increase/(Decrease) to Capital Program for Period				(43)	

28-February-2013

Capital Projects Expense with a Budget Variation > \$50,000

Program	Sub-Program	Account Description	Current Budget Full Year \$'000	Actual YTD \$'000	Variance \$'000	Comments
Transportation	Sealed Road Network	A6102 - GlenviewRd Glenview+Realign crmt bends	0	175	175	Forward design project which was not initially funded but required advance design work to allow funded construction in future years to commence. Funds to be balanced at next budget review.
Transportation	Natural Disaster Transportation	A8923 - Cootharaba Rd Landslide	0	101	101	Works required as a result of early 2012 weather events. A proportion of this will be claimed under the NDRRA grant scheme, with required balance of funding to be adjusted at next budget review.
Transportation	Natural Disaster Transportation	A8121 - Commissioners Flat Rd Inundation	0	187	187	Repairs in response to the early 2012 flood event. A proportion of this will be claimed under the NDRRA grant scheme, with required balance of funding to be adjusted at next budget review.
Transportation	Natural Disaster Transportation	B0643 - Penwillowen Road Slip	0	77	77	Works required as a result of early 2012 weather events. A proportion of this will be claimed under the NDRRA grant scheme, with required balance of funding to be adjusted at next budget review.
Transportation	Pedestrian & Cyclist Enabling Facilities	B1388 - Wattle - Garnett St, Cooroy	0	59	59	Funding to be distributed from the A8955 WOR budget for individual pedestrian enabling facility projects identified during the course of the year.
Transportation	Carparks	A9890 - Park St, Carpark - Near Bows Club	8	262	253	Additional works required to allow traffic to flow to community centre via bowls club following closure of traffic movements on David Low Way for safety reasons. Funds to be balanced as part of the overall Coolum Streetscape project at next budget review.
Transportation	Reseals and Rehabilitation	B0021 - FURNESS DRIVE 1532_103	13	271	257	Pavement and subgrade saturated during construction which required reworking and placement of additional pavement gravel prior to sealing. Balance of funding to be adjusted at next budget review.
Transportation	Public Transport Infrastructure	A9898 - Edwin Ct, Landsborough	15	96	82	Additional works undertaken. Additional bus stop and shelter installed. Funds to be balanced at next budget review.
Stormwater	PIP Stormwater	A9445 - Design future SOIDs	28	110	81	Expenditure has been incorrectly charged to this project instead of flood repairs. A request for correction has been made.
Buildings and Facilities	Community Facilities	B0348 - Noosa Leisure Centre	35	90	55	During the project works a number of potentially dangerous fire safety deficiencies were discovered and rectified. Funds to be balanced at next budget review.
Transportation	Reseals and Rehabilitation	B0604 - Wattle Street to Maple Street	50	125	76	Scope of works changed as this is now the bypass road through Cooroy town. Balance of funding to be adjusted at next budget review.
Transportation	Gravel Road Network	A8053 - Dr Pages Rd Cootharaba-Design Seal Rd	50	124	74	Project under funded for full detailed design in readiness for future staged construction, with funding reallocated from overall transport program savings at next budget review.
Transportation	Gravel Road Network	A9104 - Cooroy Mtn Rd Seal Gravel Rd	50	101	51	Project under funded for full detailed design to be ready for staged construction in future years. Additional funds to be reallocated from overall transport program savings at next budget review.
Coast and Canals	Coast, Canals and Waterways	A6837 - Haul Road Install Rock Revetment Wall	51	305	254	Additional costs have been incurred due to latent site conditions and funding will be balanced at next budget review.
Information Technology	Information Technology	A9302 - Collaborative Mapping Technology	59	122	64	Overspend due to capitalisation of operational salaries and costs of cabling not included in capital budget estimates.
Transportation	Reseals and Rehabilitation	B1165 - Syd Lingard Drive Buderim 4146_102	61	181	119	Scope of works increased to include sealing of additional car parks with balance of funding to be adjusted at next budget review.
Environmental Assets	PIP Environmental Parks	A9570 - General upgrades Design & commencement	67	129	62	Additional costs have been incurred during the renewal of the lagoon walk at the botanic gardens. Funds to be balanced at next budget review.
Transportation	Sealed Road Network	A9184 - Morns Road, Widening	75	128	52	Additional construction works were carried out due to safety. Funds to be balanced at next budget review.
Transportation	Reseals and Rehabilitation	B1188 - Tanah Street Mount Coolum 4182_102	75	126	50	Scope of works changed with balance of funding to be adjusted at next budget review.

28-February-2013

Capital Projects Expense with a Budget Variation > \$50,000

Program	Sub-Program	Account Description	Current Budget Full Year	Actual YTD	Variance	Comments
Quarries		A9756 - Pugmill Radial Stackler	79	134	56	Additional costs incurred for which funds have been drawn down from Reserves as part of this months Capital Adjustments.
Transportation	Streetscapes - Local Centres	A8177 - CCV Pacific Paradise Streetscape	89	190	101	Project under funded for full detailed design to be ready for staged construction in future years. Additional funds to be reallocated from overall transport program savings at next budget review.
Buildings and Facilities	Corporate Buildings	A9741 - National PKRd Nambour/Depot-demolish shed	102	179	76	Latent site conditions on this project required remediation due to their potential environmental impact if left unattended. This project is funded from the Whole of Region Depot allocation and will be reallocated in January accounts.
Transportation	Streetscapes - Corridors	A9489 - Alexandra Pde Alex Headlands-SLSC Works	138	281	142	Additional costs incurred in Stages 1 & 2 full detailed design in order to submit plans to DTMR for approval in advance of subsequent year construction funding. Funds to be balanced at next budget review.
Transportation	Reseals and Rehabilitation	B1211 - Esplanade Bulcock/Beach c'dra 6434, 101	180	219	59	Additional area of 2000sqm to complete works. Funding will be sourced from within existing resal program.
Transportation	Gravel Road Network	A8903 - Wilson Rd Ilkley/Gravel Rd Seal	175	266	91	Additional expenditure was required to realign the temporary diversion track that was put in for the construction of a major water main valve pit. Moving the road back onto the correct alignment significantly improved the safety of the road at this location. Funds to be balanced at next budget review.
Parks and Gardens	Recreation Park and Landscape Amenity	A6446 - Pilot Station Pk Landscape Design/Const	187	248	61	Additional works required to incorporate future landscape area previously designed but unfunded. Part funding via councillor divisional funds and allocations as part of December's Capital Adjustments.
Transportation	Sealed Road Network	A9093 - North Maleny Rd Maleny/Intersect Upgrade	196	443	247	Funds from this project were utilised on a different project which had been fast tracked, and will be transferred back to balance both projects at next budget review.
Buildings and Facilities	Corporate Buildings	A9744 - Wises Rd Maroochybore Depot - bio fuel	258	371	113	Project A9744 for Maroochybore Depot should be viewed in conjunction with project A8848 Brodiesel WQR (Caloundra Depot) as costs for both depots have been charged to the one account, A9744. Project A8848 has an available budget of \$81,000 and upon finalisation of the two projects any balance of funding required will be adjusted at the next budget review.
Transportation	Natural Disaster Transportation	B0448 - Durham Cr - Road Slip	429	519	90	Works required as a result of 2011 weather events. A proportion of this will be claimed under the NDRFA grant scheme, with required balance of funding to be adjusted at next budget review.
Transportation	Bridges	A9846 - Exhibition St Bridge Replacement No 12	492	547	55	Continuation of bridge construction which commenced in 2011/2012. Costs have been slightly higher than budgeted due to raising the replacement bridge level for improved flood immunity and expedition of works to ensure the bridge was trafficable for the Pomona Show holiday.
Parks and Gardens	PIP Sports Facilities	B0691 - Girraween Sports Complex Stage 4	798	1,019	220	Arrangements to design resulted in additional costs. Funding to be sourced from IS capital works program to offset additional costs.
Strategic Land and Commercial Properties	Strategic Land - Economic Development & Innovation	A9938 - MCP Driveway / Parking Patternore House	892	1,002	109	Additional costs incurred for which funds have been reallocated as part of this months Capital Adjustments.
Transportation	PIP Transportation	A9519 - Brisbane Rd Mooloolaba-Stg 2 Construct	2,000	2,665	665	Costs incurred to ensure completion prior to Christmas 2012. Funds to be balanced at next budget review.
Strategic Land and Commercial Properties	PIP Social Land	B1403 - Land Acq - 26 William Street	2,250	2,380	130	Purchase of land at Moffat Beach which is being funded from both Open Space developer contributions and Strategic Land reserves. These funds will be drawn down as part of this months Capital Adjustments.

28-February-2013

Capital Projects Expense with a Budget Variation > \$50,000

Program	Sub-Program	Account Description	Current		Variance	Comments
			Budget Full Year	Actual YTD		
Waste	Waste Disposal	A9540 - Noosa Landfill Construct Cell 2.2	2,318	3,251	934	Latent site conditions and impacts of continuing wet weather events over the construction period have expanded the scope of works including rectification of additional areas and resulted in increased costs. Funds within overall Waste Resources Management budgets (2012/13) will be used to balance project overspend at next budget review.
Transportation	Streetscapes - Major Centres	A9947 - Elizabeth St, Roundabout Stage 2	2,999	3,379	380	Slight overrun (2% in Streetscape construction costs to complete stages 1 - 4 of planned streetscape works. Funds to be balanced at next budget review.

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7.5.2 2012/2013 BUDGET REVIEW 3

File No:	Statutory Meetings
Author:	Acting Financial Services Manager Finance & Business Department
Appendices:	App A - 2012/13 Financial Statements - Budget Review 3 (Pg 107)
Attachments:	Att 1 - Budget Review 3: 2012/13 Adjustments (<i>Under Separate Cover</i>) (Att Pg 207)

PURPOSE

To amend the 2012/2013 budget to reflect council's anticipated operational revenue and expenditure, capital revenue and expenditure, reserves and cash forecasts to 30 June 2013.

EXECUTIVE SUMMARY

Section 170 of the *Local Government Regulation 2012* allows council to amend its budget by resolution at any time before the end of the financial year.

Major budget reviews are undertaken on a periodic basis to reflect management's best estimate of its financial position at the end of a financial year. Through the monthly financial reports budget reallocations are proposed to council for approvals. These monthly changes have zero impact to the contribution to council reporting line.

The purpose of this budget review is to formally reforecast council's financial performance at 30 June 2013. In recent years there has been substantial variation between budget and actual results at year end and council has, in past, expressed a clear expectation of more accurate budget forecasting.

A budget review has now been undertaken to make recommended amendments to the 2012/2013 budget to reflect anticipated actual operating revenues and expenses, capital revenues and expenses, reserves and cash for the 2012/2013 financial year.

The result of this review requires a decrease in the operating surplus of \$424,000 to \$4.8 million along with a decrease to the capital program of \$6.2 million.

OFFICER RECOMMENDATION

That Council:

- (a) receive and note the report titled "2012/2013 Budget Review 3" and**
- (b) adopt the amended 2012/2013 Budget Financial Statements (Appendix A) to include the identified operating and capital budget adjustments.**

FINANCE AND RESOURCING

Adoption of the recommendation of this report will formally amend the 2012/2013 Budget.

CORPORATE PLAN

Corporate Plan Theme: *Great governance*

Emerging Priority: 8.1 - Ethical, accountable and transparent decision-making

Strategy: 8.1.1 - Develop and implement a governance framework that provides transparent and accountable processes and enhances council's reputation

Corporate Plan Theme: *Great governance*

Emerging Priority: 8.1 - Ethical, accountable and transparent decision-making

Strategy: 8.1.2 - Ensure legislative compliance and awareness

Corporate Plan Theme: *Great governance*

Emerging Priority: 8.3 - Strong financial management

Strategy: 8.3.2 - Ensure council's financial performance is well managed and leads to a strong financial position

CONSULTATION

Internal Consultation

All departments of council were consulted in the course of the review.

A budget review workshop was held with councillors on 19 March 2013.

Individual councillor meetings were conducted by Infrastructure Services Department staff to inform councillors of budget review impacts on their divisions.

External Consultation

No external consultation is required for this report.

Community Engagement

No community engagement is required for this report.

PROPOSAL

Section 170 of the *Local Government Regulation 2012* allows council to amend its budget by resolution at any time before the end of the financial year.

Budget reviews are undertaken on a periodic basis to reflect management's best estimate of its financial position at the end of a financial year. Prudent financial management also requires council to amend its budget if there are material changes to expected revenue or expenses for the year.

A budget review has now been undertaken to make recommended amendments to the 2012/2013 budget to reflect anticipated actual operating revenues and expenses, capital revenues and expenses, reserves and cash for the 2012/2013 financial year.

The result of this review requires a decrease in the operating surplus of \$424,000 to \$4.8 million along with a decrease to the capital program of \$6.2 million.

Financial risks have been reported to council in previous monthly financial performance reports and in keeping with these, budget requests have been limited with departments and branches to manage within existing budgets.

Legal

The report complies with council's legislative obligations to amend its budget in accordance with Section 170 of the *Local Government Regulation 2012*.

Policy

There are no policy implications associated with this report.

Risk

Risks have been identified in the monthly financial reports to council. These are:

- \$3.2 million – Financial Assistance Grant;
- \$4.46 million savings target – balance to achieve \$1.5 million (as at 28 February 2013);
- Electricity for streetlighting – request for \$250,000 included in Budget Review 3;
- Capital (Developer) Contributions – budget \$12.9 million, \$4.8 million received to date (as at 28 February 2013); and
- total repair costs in relation to extreme weather events are yet to be quantified.

Previous Council Resolution

On 27 June 2012, council adopted the 2012/2013 budget.

On 20 September 2012, council amended the 2012/2013 budget as a result of July 2012 Monthly report and Budget Review 1 relating to 2011/2012 carryover requests.

On 13 December 2012, council amended the 2012/2013 budget as a result of October 2012 Financial Performance Report and Budget Review 2.

Related Documentation

There is no related documentation for this report.

Critical Dates

Following adoption of this report, the next set of monthly financial reports will be reported against this review as the current budget.

Implementation

Council's budget will be formally adjusted following the council resolution and included in future monthly reports.

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2012/13 BUDGET REVIEW 3 - FINANCIAL STATEMENTS

for the period ending 30 June 2013

TOTAL COUNCIL

Statement of Income and Expenses	Annual Original Budget \$'000	Annual Current Budget \$'000	Annual Forecast Budget \$'000	Forward Estimate 2013/14 \$000	Forward Estimate 2014/15 \$000	Forward Estimate 2015/16 \$000	Forward Estimate 2016/17 \$000
Operating Revenue							
Gross Rates & Utility Charges	275,930	274,463	274,463	294,008	316,695	336,211	358,149
Interest from Rates & Utilities	2,291	2,291	2,291	2,279	2,416	2,550	2,705
Less Discounts, Pensioner Remissions	(12,694)	(12,694)	(12,694)	(13,302)	(14,015)	(14,763)	(15,556)
Net Rates & Utility Charges	265,527	264,060	264,060	282,985	305,096	323,998	345,298
Fees & Charges	53,110	54,899	54,844	59,388	62,640	66,101	69,826
Interest Received from Investments	45,172	45,672	45,672	44,336	43,714	43,382	42,452
Grants and Subsidies - Recurrent	13,168	13,515	14,061	13,168	13,168	13,168	13,168
Operating contributions	688	688	688	418	419	423	427
Dividends Received	22,624	22,624	22,624	22,850	23,079	23,310	23,543
Other Revenue	15,245	15,757	15,878	16,360	16,871	17,401	17,948
Internal Revenues	9,117	9,467	9,467	9,479	9,750	10,079	10,421
Community Service Obligations	0	0	0	0	0	0	0
Total Operating Revenue	424,650	426,683	427,295	448,984	474,737	497,862	523,083
Operating Expenses							
Employee costs	148,845	148,786	146,972	149,242	155,453	161,922	168,664
Materials & Services	160,273	165,342	168,329	174,747	187,121	197,857	209,194
Internal Expenditure	0	0	0	0	0	0	0
Finance Costs	15,280	15,270	15,270	17,311	18,987	20,616	20,501
Company Contributions	2,548	2,548	2,548	2,548	2,548	2,548	2,548
Depreciation	72,496	72,496	72,496	75,843	79,443	83,083	86,593
Other Expenses	17,529	17,045	16,877	19,699	20,372	21,067	21,786
Competitive Neutrality Adjustments	(0)	(0)	(0)	0	0	0	0
Total Operating Expenses	416,970	421,487	422,491	439,390	463,924	487,093	509,286
Operating Surplus/(Deficit)	7,680	5,196	4,804	9,594	10,813	10,769	13,797
Capital Revenue							
Capital Grants and Subsidies	5,600	17,150	19,154	5,700	5,700	5,700	5,700
Capital Contributions	12,901	12,939	12,910	12,420	12,792	16,709	18,662
Contributed Assets	28,500	28,500	28,500	31,050	31,980	32,940	33,930
Other Capital Revenue	4,181	4,181	4,181	4,472	4,783	0	0
Net Result Surplus / (Deficit)	58,862	67,966	69,548	63,236	66,068	66,118	72,089
Other Capital Funding Sources							
Loan proceeds	44,150	44,150	44,150	41,939	44,236	22,168	28,875
Asset sale proceeds	1,000	7,714	7,714	1,000	1,000	1,000	1,000
Depreciation utilised	72,496	72,496	72,496	75,843	79,443	83,083	86,593
Total Other Capital Funding Sources	117,646	124,359	124,359	118,782	124,679	106,251	116,468
Capital Funding Applications							
Constructed Assets	145,770	197,924	192,562	144,228	153,715	137,591	133,901
Contributed Assets	28,500	28,500	28,500	31,050	31,980	32,940	33,930
Loan redemptions	13,023	13,023	13,023	16,431	19,932	23,762	26,632
Total Capital Funding Applications	187,293	239,447	234,085	191,709	205,627	194,293	194,463
Transfers to Reserves - Capital	(15,971)	(21,709)	(32,341)	(12,420)	(12,792)	(16,709)	(18,662)
Transfers from Reserves - Capital	21,658	28,228	30,874	9,243	11,002	11,037	6,775
Balance Brought Forward - Capital	0	30,903	30,903	0	0	0	0
Transfers to Reserves - Operating	(2,876)	(3,488)	(3,612)	(9,594)	0	0	0
Transfers from Reserves - Operating	7,973	8,210	9,375	22,462	16,670	27,596	17,793
Balance Brought Forward - Operating	0	4,977	4,977	0	0	0	0
Total Reserve Movements	10,785	47,121	40,177	9,691	14,880	21,924	5,906
Contribution to Council	0	0	0	0	0	0	0

2012/13 BUDGET REVIEW 3 - FINANCIAL STATEMENTS

for the period ending 30 June 2013

COUNCIL BY DEPARTMENT

Statement of Income and Expenses	Infrastructure Services \$'000	Community Services \$'000	Regional Strategy & Planning \$'000	Finance & Business \$'000	Executive Office \$'000	Elimination \$'000	Total Council \$'000
Operating Revenue							
Gross Rates & Utility Charges	48,215	877	12,202	206,382	6,788	0	274,463
Interest from Rates & Utilities	0	0	0	2,291	0	0	2,291
Less Discounts, Pensioner Remissions	0	0	0	(12,694)	0	0	(12,694)
Net Rates & Utility Charges	48,215	877	12,202	195,979	6,788	0	264,060
Fees & Charges	7,503	11,678	7,987	16,553	11,123	0	54,844
Interest Received from Investments	0	0	0	45,672	0	0	45,672
Grants and Subsidies - Recurrent	502	4,278	400	8,746	136	0	14,061
Operating contributions	411	37	241	0	0	0	688
Dividends Received	0	0	0	22,624	0	0	22,624
Other Revenue	5,964	1,650	198	3,245	4,822	0	15,878
Internal Revenues	15,634	9,658	415	40,125	1,048	(57,413)	9,467
Community Service Obligations	471	0	0	(565)	94	0	(0)
Total Operating Revenue	78,699	28,178	21,442	332,380	24,009	(57,413)	427,295
Operating Expenses							
Employee costs	45,785	39,963	26,424	26,352	8,448	0	146,972
Materials & Services	98,147	24,807	11,838	18,715	14,828	0	168,329
Internal Expenditure	20,900	16,410	14,246	5,890	(33)	(57,413)	(0)
Finance Costs	3,511	31	26	8,871	2,832	0	15,270
Company Contributions	0	2,378	170	0	0	0	2,548
Depreciation	62,466	4,995	28	3,587	1,419	0	72,496
Other Expenses	5,123	2,086	1,229	6,159	2,279	0	16,877
Competitive Neutrality Adjustments	5,945	0	0	(16,622)	10,677	0	(0)
Total Operating Expenses	241,876	90,670	53,961	52,953	40,450	(57,413)	422,491
Operating Surplus/(Deficit)	(163,178)	(62,492)	(32,519)	279,427	(16,441)	0	4,804
Capital Revenue							
Capital Grants and Subsidies	19,154	0	0	0	0	0	19,154
Capital Contributions	12,018	-8	901	0	0	0	12,910
Contributed Assets	28,500	0	0	0	0	0	28,500
Other Capital Revenue	0	0	0	4,181	0	0	4,181
Net Result Surplus / (Deficit)	(103,507)	(62,500)	(31,618)	283,608	(16,441)	0	69,548
Other Capital Funding Sources							
Loan proceeds	20,077	0	0	18,684	5,389	0	44,150
Asset sale proceeds	1,000	0	0	5,803	911	0	7,714
Depreciation utilised	62,466	4,995	28	3,587	1,419	0	72,496
Total Other Capital Funding Sources	83,543	4,995	28	28,074	7,719	0	124,359
Capital Funding Applications							
Constructed Assets	115,158	217	3,643	30,082	43,457	0	192,562
Contributed Assets	28,500	0	0	0	0	0	28,500
Loan redemptions	4,067	0	0	6,627	2,329	0	13,023
			0				
Total Capital Funding Applications	147,724	217	3,643	36,709	45,786	0	234,065
Transfers to Reserves - Capital	-22,421	-210	(4,038)	(5,672)	0	0	(32,341)
Transfers from Reserves - Capital	15,858	205	4,778	9,925	108	0	30,874
Balance Brought Forward - Capital	0	0	0	30,903	0	0	30,903
Transfers to Reserves - Operating	-2,453	0	(534)	(625)	0	0	(3,612)
Transfers from Reserves - Operating	253	21	1,045	7,835	222	0	9,375
Balance Brought Forward - Operating	477	1,397	894	1,329	881	0	4,977
Total Reserve Movements	(8,287)	1,413	2,145	43,696	1,211	0	40,177
Contribution to Council	(175,975)	(56,309)	(33,088)	318,669	(53,297)	0	(0)

2012/13 BUDGET REVIEW 3 - FINANCIAL STATEMENTS

for the period ending 30 June 2013

BUSINESS ACTIVITIES

Statement of Income and Expenses	Sunshine Coast Airport \$'000	Waste Management \$'000	Sunshine Coast Holiday Parks \$'000	Quarries \$'000	Total Business Units \$'000
Operating Revenue					
Gross Rates & Utility Charges	0	46,665	0	0	46,665
Interest from Rates & Utilities	0	0	0	0	0
Less Discounts, Pensioner Remissions	0	0	0	0	0
Net Rates & Utility Charges	0	46,665	0	0	46,665
Fees & Charges	9,909	7,440	14,164	1,351	32,865
Interest Received from Investments	0	0	0	0	0
Grants and Subsidies - Recurrent	0	0	0	0	0
Operating contributions	0	411	0	0	411
Dividends Received	0	0	0	0	0
Other Revenue	4,506	2,427	121	0	7,054
Internal Revenues	2	1,238	0	7,191	8,430
Community Service Obligations	94	471	0	0	565
Total Operating Revenue	14,510	58,651	14,285	8,542	95,989
Operating Expenses					
Employee costs	2,155	2,805	282	1,070	6,312
Materials & Services	2,882	38,296	5,175	5,040	51,394
Internal Expenditure	801	3,683	1,370	930	6,785
Finance Costs	2,533	3,172	190	146	6,041
Company Contributions	0	0	0	0	0
Depreciation	1,162	2,178	670	477	4,488
Other Expenses	81	269	39	44	434
Competitive Neutrality Adjustments	638	(4,301)	241	54	(3,368)
Total Operating Expenses	10,252	46,104	7,968	7,762	72,086
Operating Surplus/(Deficit)	4,258	12,547	6,318	779	23,902
Capital Revenue					
Capital Grants and Subsidies	0	0	0	0	0
Capital Contributions	0	0	0	0	0
Contributed Assets	0	0	0	0	0
Other Capital Revenue	0	0	0	0	0
Net Result Surplus / (Deficit)	4,258	12,547	6,318	779	23,902
Other Capital Funding Sources					
Loan proceeds	5,389	15,077	610	0	21,076
Asset sale proceeds	911	0	0	0	911
Depreciation utilised	1,162	2,178	670	477	4,488
Total Other Capital Funding Sources	7,462	17,255	1,280	477	26,475
Capital Funding Applications					
Constructed Assets	12,298	18,347	2,862	2,004	35,512
Contributed Assets	0	0	0	0	0
Loan redemptions	2,308	2,719	103	37	5,167
Total Capital Funding Applications	14,605	21,067	2,966	2,041	40,679
Total Reserve Movements	0	189	0	80	0
Contribution to Council	(2,885)	8,925	4,632	(704)	9,699
Income Tax Equivalent	1,348	1,855	1,925	220	5,348
Net Operating Profit After Tax	3,145	6,076	4,493	513	14,227
Target Return on Capital	8,691	8,391	4,280	545	21,907

2012/13 BUDGET REVIEW 2

for the period ending 30 June 2013

SCHEDULE OF CAPITAL WORKS	Original Budget \$'000	Current Budget \$'000	Forecast Budget \$'000
CONSTRUCTED ASSETS			
Buildings and Facilities			
Community Facilities	5,348	6,371	5,393
Corporate Buildings	3,230	4,513	2,728
Heritage Levy	205	305	66
IA Community Facilities	901	901	851
	9,684	12,090	9,038
Aerodromes			
Caloundra Aerodrome - Airside	0	46	46
Caloundra Aerodrome - Landside	0	33	108
	0	79	154
Holiday Parks			
Holiday Parks	1,555	2,894	2,862
	1,555	2,894	2,862
Fleet			
Plant Replacement	2,000	2,000	2,700
	2,000	2,000	2,700
Information Technology			
Information Technology	4,566	6,027	6,451
	4,566	6,027	6,451
Parks and Gardens			
Beach Accesses & Dunal Areas Development	647	764	697
Cemeteries	91	91	91
PIP Recreation Parks	1,677	2,470	2,385
PIP Sports Facilities	2,645	2,942	2,565
PIP Trails - Parks	440	688	638
Recreation Park and Landscape Amenity	3,673	4,085	3,907
Recreational Sports Facilities	686	834	888
Recreational Tracks & Trails	0	15	15
Natural Disaster Parks and Gardens	0	0	13
	9,859	11,890	11,199
Quarries			
Quarries	655	2,004	2,004
	655	2,004	2,004
Stormwater			
Stormwater Management	3,486	3,569	2,910
Stormwater Quality Management	790	846	681
PIP Stormwater	250	323	323
Natural Disaster Stormwater	0	0	136
	4,526	4,739	4,051
Strategic Land and Commercial Properties			
Environmental Land	3,070	3,070	3,070
Strategic Land, Economic Development & Innovation	18,924	33,341	33,441
Land Re-Development	2,100	2,694	2,694
Commercial Property	175	175	175
Corporate Real Estate	1,000	1,000	1,000
Biodiversity Offset Land	1,000	1,000	1,000
PIP Social Land	1,000	5,249	5,249
PIP Transport Corridors	4,245	5,786	5,786
SCRC Owned Corporations	100	100	100
	31,614	52,415	52,515

2012/13 BUDGET REVIEW 2

for the period ending 30 June 2013

SCHEDULE OF CAPITAL WORKS	Original Budget \$'000	Current Budget \$'000	Forecast Budget \$'000
Sunshine Coast Airport			
Sunshine Coast Airport - Airside	4,299	6,111	6,111
Sunshine Coast Airport - Landside	3,406	6,186	6,186
	7,705	12,298	12,298
Transportation			
Bridges	2,845	6,554	5,541
Carparks	1,419	1,429	1,349
Gravel Road Network	2,292	2,675	2,488
Pedestrian & Cyclist Enabling Facilities	941	1,081	1,045
Public Transport Infrastructure	1,434	2,196	2,476
Reseals and Rehabilitation	20,000	20,164	19,345
Sealed Road Network	4,660	5,211	5,294
Strategic Pathway & On Road Cycle Networks	3,557	6,085	6,446
Streetlighting	93	93	91
Streetscapes - Corridors	2,340	2,811	3,401
Streetscapes - Local Centres	430	611	801
Streetscapes - Major Centres	4,100	5,622	5,589
Transport Innovation Projects	110	133	133
Transport Management	1,018	1,214	1,119
PIP Transportation	7,524	8,636	7,515
Natural Disaster Transportation	0	494	1,231
Public Transport Levy	762	984	766
Transport Renewals	500	500	470
	54,025	66,491	65,098
Waste			
Waste Business Operations	0	0	0
Waste Avoidance and Minimisation	2,739	3,803	3,250
Waste Disposal	12,448	15,384	15,097
	15,186	19,187	18,347
Coast and Canals			
Coast, Canals and Waterways	1,073	1,854	1,843
	1,073	1,854	1,843
Environmental Assets			
Environmental Infrastructure Rehabilitation and Renewals	20	75	64
Environmental Tracks Trails and Infrastructure	55	58	58
Environmental Visitor Education Facilities	215	223	176
PIP Environmental Parks	0	67	133
	290	424	431
Divisional Allocations			
Local Parks	1,046	1,359	1,390
Local Pathways	1,038	1,257	1,254
Minor Emergent Works	949	915	926
	3,032	3,532	3,570
To Be Reviewed			
To Be Reviewed	0	0	0
	0	0	0
TOTAL CONSTRUCTED ASSETS	145,770	197,924	192,562
CONTRIBUTED ASSETS	28,500	28,500	28,500
TOTAL CAPITAL WORKS PROGRAM	174,270	226,424	221,062

2012/13 BUDGET REVIEW 3 - FINANCIAL STATEMENTS

for the period ending 30 June 2013

Statement of Financial Position	TOTAL COUNCIL				
	Forecast Budget 2012/13 \$'000	Forward Estimate 2013/14 \$000	Forward Estimate 2014/15 \$000	Forward Estimate 2015/16 \$000	Forward Estimate 2016/17 \$000
CURRENT ASSETS					
Cash & Investments	191,660	182,468	173,575	150,901	145,165
Trade and other receivables	37,294	39,496	36,867	38,764	40,882
Inventories	1,945	2,013	2,083	2,156	2,231
Other Financial Assets	27,476	28,438	29,433	30,463	31,529
Non-current assets classified as held for sale	980	980	980	980	980
	259,355	253,395	242,938	223,264	220,787
NON CURRENT ASSETS					
Trade and other receivables	488,401	483,627	483,627	483,627	483,627
Property, plant & equipment	4,252,270	4,450,927	4,661,962	4,860,079	5,057,565
Investment in associates	599,191	599,191	599,191	599,191	599,191
Capital works in progress	82,986	82,986	82,986	82,986	82,986
Intangible assets	14,448	17,800	20,257	21,792	22,377
	5,437,296	5,634,531	5,848,023	6,047,675	6,245,746
TOTAL ASSETS	5,696,651	5,887,926	6,090,961	6,270,939	6,466,533
CURRENT LIABILITIES					
Trade and other payables	50,005	47,170	49,423	49,419	50,514
Borrowings	13,023	19,932	23,762	26,632	30,046
Provisions	19,818	20,124	20,961	21,833	22,742
Other	4,383	4,536	4,695	4,859	5,029
	87,229	91,762	98,841	102,743	108,331
NON CURRENT LIABILITIES					
Borrowings	249,305	267,904	288,378	283,914	282,743
Provisions	38,079	39,412	40,595	41,813	43,068
	287,384	307,316	328,973	325,727	325,811
TOTAL LIABILITIES	374,613	399,078	427,814	428,470	434,142
NET COMMUNITY ASSETS	5,322,038	5,488,848	5,663,147	5,842,469	6,032,391
COMMUNITY EQUITY					
Asset revaluation surplus	717,004	820,578	928,818	1,042,022	1,159,855
Council reserves	144,498	134,807	119,928	98,004	92,097
Capital	4,460,536	4,533,463	4,614,401	4,702,443	4,780,439
TOTAL COMMUNITY EQUITY	5,322,038	5,488,848	5,663,147	5,842,469	6,032,391

2012/13 BUDGET REVIEW 3 - FINANCIAL STATEMENTS

for the period ending 30 June 2013

TOTAL COUNCIL

Statement of Changes in Equity	Forecast Budget 2012/13 \$'000	Forward Estimate 2013/14 \$000	Forward Estimate 2014/15 \$000	Forward Estimate 2015/16 \$000	Forward Estimate 2016/17 \$000
Capital Accounts					
Balance at beginning of period	4,411,089	4,520,813	4,593,740	4,674,687	4,762,729
Transfers to capital, reserves and shareholdings	0				
Transfers from capital, reserves and shareholdings	109,724	72,927	80,948	88,042	77,995
Balance at end of period	4,520,813	4,593,740	4,674,687	4,762,729	4,840,725
Asset Revaluation Reserve					
Balance at beginning of period	618,981	717,004	820,578	928,818	1,042,022
Asset revaluation adjustments	98,023	103,574	108,240	113,204	117,833
Transfers to capital, reserves and shareholdings	0	0	0	0	0
Balance at end of period	717,004	820,578	928,818	1,042,022	1,159,855
Other Reserves					
Balance at beginning of period	184,674	144,498	134,807	119,928	98,004
Transfers to capital, reserves and shareholdings	35,953	22,014	12,792	16,709	18,662
Transfers from capital, reserves and shareholdings	(76,129)	(31,705)	(27,672)	(38,633)	(24,568)
Balance at end of period	144,498	134,807	119,928	98,004	92,097
Retained Surplus					
Balance at beginning of period	(60,277)	(60,277)	(60,277)	(60,286)	(60,286)
Net result for the period	69,548	63,236	66,068	66,118	72,089
Transfers to capital, reserves and shareholdings	(69,548)	(63,236)	(66,068)	(66,118)	(72,089)
Transfers from capital, reserves and shareholdings					
Asset revaluation adjustments			(9)		
Balance at end of period	(60,277)	(60,277)	(60,286)	(60,286)	(60,286)
TOTAL					
Balance at beginning of period	5,154,467	5,322,038	5,488,848	5,663,147	5,842,469
Net result for the period	69,548	63,236	66,068	66,118	72,089
Transfers to capital, reserves and shareholdings	(33,595)	(41,222)	(53,276)	(49,409)	(53,427)
Transfers from capital, reserves and shareholdings	33,595	41,222	53,276	49,409	53,427
Asset revaluation adjustments	98,023	103,574	108,231	113,204	117,833
Balance at end of period	5,322,038	5,488,848	5,663,147	5,842,469	6,032,391

2012/13 BUDGET REVIEW 3 - FINANCIAL STATEMENTS
 for the period ending 30 June 2013

Statement of Cash Flows	TOTAL COUNCIL				
	Forecast Budget 2012/13 \$'000	Forward Estimate 2013/14 \$000	Forward Estimate 2014/15 \$000	Forward Estimate 2015/16 \$000	Forward Estimate 2016/17 \$000
Cash flows from operating activities					
Receipts from customers	384,081	389,702	415,834	437,950	465,065
Payments to suppliers and employees	(336,023)	(337,800)	(351,312)	(371,065)	(388,342)
Interest and dividends received	70,587	69,465	69,209	69,242	68,700
Borrowing costs	(15,270)	(17,311)	(18,987)	(20,616)	(20,501)
Net cash inflow (outflow) from operating activities	103,375	104,056	114,744	115,511	124,922
Cash flows from investing activities					
Proceeds - disposal non current assets	7,714	1,000	1,000	1,000	1,000
Payments - Property, Plant & Equipment	(192,562)	(144,228)	(153,715)	(137,591)	(133,901)
Net cash inflow (outflow) from investing activities	(184,848)	(143,228)	(152,715)	(136,591)	(132,901)
Cash flows from financing activities					
Proceeds from borrowings	44,150	41,939	44,236	22,168	28,875
Repayment of borrowing - QTC	(13,023)	(16,431)	(19,932)	(23,762)	(26,632)
Other capital revenue	4,181	4,472	4,774	-	-
Net cash inflow (outflow) from financing activities	35,308	29,980	29,078	(1,594)	2,243
Net increase (decrease) in cash held	(46,165)	(9,192)	(8,893)	(22,674)	(5,736)
Cash at beginning of reporting period	237,825	191,660	182,468	173,575	150,901
Cash at end of reporting period	191,660	182,468	173,575	150,901	145,165

2012/13 BUDGET REVIEW 3 - FINANCIAL STATEMENTS
 for the period ending 30 June 2013

Financial Ratios	TOTAL COUNCIL									
	Forecast Budget 2012/13 \$'000	Forward Estimate 2013/14 \$'000	Forward Estimate 2014/15 \$'000	Forward Estimate 2015/16 \$'000	Forward Estimate 2016/17 \$'000	Forward Estimate 2017/18 \$'000	Forward Estimate 2018/19 \$'000	Forward Estimate 2019/20 \$'000	Forward Estimate 2020/21 \$'000	Forward Estimate 2021/22 \$'000
Working Capital Ratio 1:	3.00	2.80	2.50	2.20	2.00	1.80	1.60	1.50	1.30	1.10
Operating Surplus Ratio	16.3%	14.1%	13.9%	13.3%	13.8%	13.4%	13.4%	13.3%	13.1%	13.1%
Net Financial Liabilities Ratio	27.0%	32.0%	39.0%	41.0%	41.0%	43.0%	41.0%	41.0%	41.0%	38.0%
Interest Coverage Ratio	(7.4)%	(6.3)%	(5.4)%	(4.8)%	(4.4)%	(4.1)%	(3.8)%	(3.6)%	(3.3)%	(3.2)%
Asset Sustainability Ratio	68.0%	71.0%	69.0%	66.0%	67.0%	68.0%	71.0%	72.0%	75.0%	73.0%
Asset Consumption Ratio	78.0%	77.0%	77.0%	76.0%	76.0%	76.0%	75.0%	75.0%	75.0%	74.0%
Operating Surplus Ratio (excluding Capital Revenues)	1.1%	2.1%	2.3%	2.2%	2.6%	2.8%	3.2%	3.6%	3.4%	3.9%

Working Capital Ratio

Measures the extent to which Council has liquid assets available to meet short term financial obligations.
 Calculation: Current assets (CA)/current liabilities (CL), expressed as X:1 (where X = CA/CL)
 Target: between 1:1 and 4:1

Operating Surplus Ratio

Measures the extent to which revenues raised cover operational expenses only or are available for capital funding purposes or other purposes.
 Calculation: Net result divided by total operating revenue, expressed as a %.
 Target: between 0% and 10%

Net Financial Liabilities Ratio

Measures the extent to which the net financial liabilities of Council can be repaid from operating revenues.
 Calculation: (total liabilities less current assets) divided by total operating revenue, expressed as a %.
 Target: not greater than 60%.

Operating Surplus Ratio (excluding capital revenues)

Measures the extent to which operating revenues raised cover operational expenses only or are available for capital funding purposes or other purposes.
 Calculation: Operating Surplus/(Deficit) divided by total operating revenue, expressed as a %.
 Target: between 0% and 10%

Interest Coverage Ratio

Measures the extent to which Council's operating revenues are committed to funding the interest expense on current loan borrowings and leases.
 Calculation: Net interest divided by total operating revenue, expressed as a %.
 Target: between 0% and 5%

Asset Sustainability Ratio

This ratio reflects the extent to which the infrastructure assets managed by Council are being replaced as they reach the end of their useful lives.
 Calculation: capital expenditure on the replacement of infrastructure assets (renewals) divided by depreciation expense, expressed as a %.
 Target: greater than 90%.

Asset Consumption Ratio

Shows the remaining average proportion of Council's infrastructure assets relative to their as new value in current dollars.
 Calculation: written down value of infrastructure assets divided by gross replacement cost of infrastructure assets, expressed as a %.
 Target: between 40% and 80%.

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7.5.3 LOCAL LAW REVIEW - PROPOSAL TO AMEND LOCAL LAW

File No:	22.12.1
Author:	Governance Project Officer Finance & Business Department
Appendices:	App A - Amendment Local Law No. 1 (Miscellaneous) 2013 (Pg 123) App B - Amendment Subordinate Local Law No. 2 (Miscellaneous) 2013 (Pg 127)
Attachments:	Att 1 - Local Law Amendment Matrix (Pg 154)

PURPOSE

The purpose of this report is to seek a Council resolution proposing to make *Amendment Local Law No. 1 (Miscellaneous) 2013* and *Amendment Subordinate Local Law No. 2 (Miscellaneous) 2013*.

EXECUTIVE SUMMARY

The first Sunshine Coast Council suite of Local Laws and Subordinate Local Laws were adopted in December 2011.

In 2012 a review of the local laws and subordinate local laws was conducted collaboratively with key operational users and Divisional Councillors. The purpose of the review was to identify any operational issues or concerns and to investigate any legislative changes impacting on the local laws.

Following a series of workshops, information sessions, individual stakeholder meetings and a rigorous decision making process, several minor amendments have been proposed to the local laws in addition to the drafting of a new Schedule 8 (Placement of Movable Advertising Devices) under *Subordinate Local Law No. 1 (Administration) 2011*. The proposed *Amendment Local Law No. 1 (Miscellaneous) 2013* and *Amendment Subordinate Local Law No. 2 (Miscellaneous) 2013* have been drafted by council's legal advisor, Dr. Michael Limerick.

Following is a summary of the proposed local law amendments (refer Attachment 1 for full details of proposed changes):

Local Law	Issues
Local Law No. 1 – Schedule 8 (Placement of Movable Advertising Devices)	<ul style="list-style-type: none"> • Replacement of current <i>Schedule 8 (Installation of Advertising Devices) of Subordinate Local Law No. 1 (Administration) 2011</i> with a new schedule that rectifies operational issues and concerns.
Local Law No. 2 - Animal Management	<ul style="list-style-type: none"> • Leash length (3m) not working • Animal Enclosures (needs to be more prescriptive) • Need to address "nuisance" laws where animals are continually causing nuisance • Minimum Standards- new species "Domestic Cat or Dog" • Rooster, pheasant and peacock (less restrictive)
Local Law No. 3 - Community Health and Environmental Management	<ul style="list-style-type: none"> • definition of works requires amendment to allow council to act on complaints concerning water spilling onto other properties as a result of a person's failure to keep property maintained therefore allowing water to escape naturally
Local Law No. 4 - Local Government Controlled Areas, Facilities, Infrastructure and Roads	<ul style="list-style-type: none"> • Naming a place currently requires a council resolution despite there being a policy in place • Allow residents under an approval to make minor changes to a footpath (i.e. remove or plant vegetation).

A Council resolution proposing to make the amendment local law and subordinate local law is necessary to proceed with the local law making process. Following this resolution, the draft amendment local law and subordinate local law will be referred to the community and special interest groups for consultation and State Interest Checks with State Government Agencies.

OFFICER RECOMMENDATION

That Council:

- (a) receive and note the report titled "Local Law Review - Proposal to Amend Local Law" and
- (b) hereby resolve to propose to make:
 - (i) *Amendment Local Law No. 1 (Miscellaneous) 2013* and
 - (ii) *Amendment Subordinate Local Law No. 2 (Miscellaneous) 2013* and
- (c) hereby resolve to undertake community consultation and
- (d) hereby resolve to undertake a State Interest Check in relation to the proposed local laws pursuant to section 29A of the *Local Government Act 2009* and
- (e) has reviewed the proposed amendments and, because they may contain possible anti-competitive provisions in relation to advertising devices, hereby resolves to conduct public interest tests for these local laws as required by section 38 of the *Local Government Act 2009* and sections 15 and 16 of the *Local Government Regulation 2012*.

FINANCE AND RESOURCING

The cost of drafting *Amendment Local Law No. 1 (Local Law No. 1) 2013* and *Amendment Subordinate Local Law No. 2 (Miscellaneous) 2013* has been funded through existing budget allocations.

The local law amendments for Movable Advertising Devices proposes a less arduous process for business allowing for the majority of moveable advertising devices to be self-assessable resulting in greater financial efficiencies for both council and the community.

Furthermore, the several minor amendments proposed by the amending local law will provide greater clarity around a number of provisions in the local laws resulting in a suite of local laws which are administratively more efficient.

CORPORATE PLAN

Corporate Plan Theme: *Great governance*

Emerging Priority: 8.1 - Ethical, accountable and transparent decision-making

Strategy: 8.1.2 - Ensure legislative compliance and awareness.

CONSULTATION

In the preparation of this report key internal stakeholders were consulted through a series of workshops, information sessions and individual stakeholder meetings.

Internal Consultation

The internal consultation process identified 182 issues. The issues were subsequently categorised and referred to a number of focus group workshops where the issues were evaluated and if supported included in a report presented to the Principle Stakeholder Group (chaired by Executive Directors, Finance and Business and Community Services) for consideration.

External Consultation

Section 29 of the *Local Government Act 2009* provides that the local government may decide its own process for making a local law.

The proposal to commence the amendment local law making process will include engagement with:

- relevant government agencies about the overall State interest in the proposed amendment local law; and
- the community and business in the region likely to be affected by the amendment local law.

Community Engagement

Council may at its discretion determine the amount of (if any) public consultation it undertakes before adopting the amendment Local Law and Subordinate Local Law by resolution. A consultation period of 28 days is considered good governance when proposing to make a local law.

A community consultation strategy has been developed and will include:

- correspondence/letters to identified community stakeholders advising of consultation period (i.e. business owners);
- messaging on hold;

- radio advertisements;
- print (articles columns advertisements); and
- static information displays in libraries and customer service centres.

PROPOSAL

Following the adoption of the new Sunshine Coast Council Local Laws and Subordinate Local Laws on 1 January 2012, Council made a commitment to undertake a follow up review of the local laws during 2012/2013.

This allowed key operational users and Divisional Councillors the opportunity to identify any operational issues that had resulted in their implementation and the chance to investigate any legislative changes impacting on the local laws.

Review Process:

The process utilised to undertake the review of the local laws was developed by the Corporate Governance branch to ensure integrity and a robust approach to any local law amendments presented to council for consideration. This process involved the establishment of a number of key stakeholder groups across the organisation including:

- key users of the local laws;
- peripheral users of the local laws;
- focus groups relevant to the issue being considered;
- a principal stakeholder group which included the Manager Corporate Governance, the relevant Executive Director and the relevant 3rd level managers.

and consultation with the following:

- Divisional Councillors; and
- Executive Leadership Team.

Internal consultation commenced in July 2012 and included a series of workshops with key local law users. At its conclusion, a total of 182 issues had been identified and categorised:

- 41 were procedural matters;
- 47 Interpretation issues;
- 26 required a decision only;
- 45 were potential problems;
- 19 were not local law issues or not included in the review; and
- 4 were issues relating to the Planning Scheme or another Act.

Once the issues had been identified and categorised a total of 71 issues were referred to a series of focus group workshops for review and further discussion.

Following a rigorous decision making and research process, the focus groups submitted under report to the Principle Stakeholder Group 15 proposed changes to the current suite of local laws.

From the 15 issues presented, the Principle Stakeholder Group supported 8 minor amendments to the local laws. Due to the low number of amendments required to the local laws, the Principle Stakeholder Group recommended that a review of the Temporary Advertising Devices schedule in Local Law No.1 also be included in the review prior to the amendment local law being presented to council.

Local Law Amendments:

Following is a summary of the proposed local law amendments (refer Attachment 1 for full details of proposed changes):

Local Law	Issues
Local Law No. 1 – Schedule 8 (Placement of Movable Advertising Devices)	<ul style="list-style-type: none"> • Replacement of current <i>Schedule 8 (Installation of Advertising Devices)</i> of <i>Subordinate Local Law No. 1 (Administration) 2011</i> with a new schedule that rectifies operational issues and concerns.
Local Law No. 2 - Animal Management	<ul style="list-style-type: none"> • Leash length (3m) not working • Animal Enclosures (needs to be more prescriptive) • Need to address "nuisance" laws where animals are continually causing nuisance • Minimum Standards- new species "Domestic Cat or Dog" • Rooster, pheasant and peacock (less restrictive)
Local Law No. 3 - Community Health and Environmental Management	<ul style="list-style-type: none"> • definition of works requires amendment to allow council to act on complaints concerning water spilling onto other properties as a result of a person's failure to keep property maintained therefore allowing water to escape naturally
Local Law No. 4 - Local Government Controlled Areas, Facilities, Infrastructure and Roads	<ul style="list-style-type: none"> • Naming a place currently requires a council resolution despite there being a policy in place • Allow residents under an approval to make minor changes to a footpath (i.e. remove or plant vegetation).

Movable Advertising Devices (refer Appendix B for full details):

As mentioned above, the Principal Stakeholder Group recommended a review be undertaken of the current *Schedule 8 (Installation of Advertising Devices)* of *Subordinate Local Law No. 1 (Administration) 2011* with a view to rectifying operational issues and concerns.

After extensive internal consultation, it was determined that a replacement schedule 8 be created and retitled as "Schedule 8 (Placement of Movable Advertising Devices)" which better reflects the temporary nature of those advertising devices that are regulated under council's local laws and provides a greater demarcation between those advertising devices that are managed under the Planning Scheme. The new schedule also provides greater consistency in the management of moveable advertising devices across the region.

Furthermore, the approach taken in the new Schedule 8 (Placement of Movable Advertising Devices) is that the majority of advertising devices are self-assessable and do not require an approval (provided they operate within the parameters set). With only a few advertising devices requiring approval (as determined by their level of risk), this schedule provides greater consistency across the region, reduces administrative burden for the organisation and allows ease of use by the community and business.

Legal

The proposal has been considered in accordance with the following legislation:

- Section 29-32 of the *Local Government Act 2009* and regulation; and
- Sunshine Coast Council's suite of Local Laws and Subordinate Local Laws.

Amendment Local Law No.1 (Local Law No. 1) 2013 and *Amendment Subordinate Local Law (Miscellaneous) 2013* has been drafted by barrister, Dr Michael Limerick.

Policy

There are no policy implications in adopting the recommendation.

Risk

Risks associated with the making of amendment local laws will be mitigated by:

- conducting effective community consultation;
- ensuring effective implementation of the amendment local law;
- utilising robust systems and processes to monitor the performance of the local laws.

Previous Council Resolution

Council Resolution (OM11/294) 7 December 2011 – Adoption of Sunshine Coast Regional Council Local Laws and Subordinate Local Laws.

Related Documentation

- *Local Government Act 2009* and Regulations
- Sunshine Coast Regional Council Local Laws and Subordinate Local Laws 2011
- State Government Guidelines for Making Local Laws and Subordinate Local Laws
- Corporate Plan 2009-2014
- Operational Plan 2012-2013

Critical Dates

It is beneficial for council to commence the local law making process as soon as possible in order for the Local Law amendments to take effect by the 1 July 2013.

Implementation

Following consideration of this report, actions relevant to the recommendation will be implemented and include:

- consult with relevant government entities about the overall State interest in the proposed amendment local law;
- commence community consultation;
- place an advertisement in a newspaper circulating generally in the area advising on the amendment local law; and
- place the documents on council's website.

Sunshine Coast Regional Council

Amendment Local Law No. 1 (Miscellaneous) 2013

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Part 1 Preliminary

1 Short title

This local law may be cited as *Amendment Local Law No. 1 (Miscellaneous) 2013*.

2 Commencement

This local law commences on **XX XXXX** 2013.

Part 2 Amendment of Local Law No.1 (Administration) 2011

3 Local law amended

This part amends *Local Law No.1 (Administration) 2011*.

4 Amendment of schedule 1 (Dictionary)

Schedule 1—

insert—

‘movable advertising device means an advertising device that is easily relocated or moved by a person.’

5 Amendment of schedule 2 (Prescribed Activities)

(1) Schedule 2, Part 1, ‘installation of advertising devices’—

omit, insert—

‘placement of movable advertising devices’.

(2) Schedule 2, Part 2, ‘installation of advertising devices’—

omit, insert—

‘placement of movable advertising devices means the placement of a movable advertising device in a place that is visible from a road or other public place.’

Part 3 Amendment of Local Law No.2 (Animal Management) 2011

6 Local law amended

This part amends *Local Law No.2 (Animal Management) 2011*.

7 Amendment of s6 (Meaning of effective management of an animal in a public place)

Section 6, 'no greater than 3 metres in length'—

omit.

8 Amendment of s15 (Requirements for enclosures, structured and buildings for keeping animals)

(1) Section 15(2)—

renumber as section 15(3).

(2) Section 15(3), 'subsection (1)'—

omit, insert—

'subsections (1) and (2)'.

(3) Section 15—

insert—

'(2) The keeper of an animal must ensure that the animal is contained within its proper enclosure at all times that it is on the property, except where it is outside its enclosure while under effective management.

Maximum penalty for subsection (2)—20 penalty units.'

(4) Section 15—

insert—

'(4) In this section, *effective management* means the animal is being managed on the property in the way described in section 6 for the type of animal.'

Part 4 Amendment of Local Law No.3 (Community Health and Environmental Management) 2011

9 Local law amended

This part amends *Local Law No.3 (Community Health and Environmental Management) 2011*.

10 Amendment of s17 (What is a community safety hazard)

Section 17(1), after paragraph (h)—

insert—

‘(ha) a drainage channel that, as a result of a failure to maintain the area by the owner of the property on which the relevant part of the channel is located, is likely to give rise to a risk of—

(i) damage to the environment, property or infrastructure; or

(ii) harm or injury to a person or animal; or’.

Part 5 Amendment of Local Law No.4 (Local Government Controlled Areas, Facilities, Infrastructure and Roads) 2011

11 Local law amended

This part amends *Local Law No.4 (Local Government Controlled Areas, Facilities, Infrastructure and Roads) 2011*.

12 Amendment of s7 (Management of local government controlled areas, facilities, infrastructure and roads)

Section 7, ‘by resolution’—

omit.

CERTIFICATION

This and the preceding **XXX** pages bearing my initials is a certified copy of *Amendment Subordinate Local Law No.2 (Miscellaneous) 2013*, made in accordance with the provisions of the *Local Government Act 2009*, by the Sunshine Coast Regional Council by resolution dated XXXXXXXX.

John Knaggs
Chief Executive Officer
Sunshine Coast Regional Council

Sunshine Coast Regional Council

Amendment Subordinate Local Law No. 2 (Miscellaneous) 2013

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Part 1 Preliminary

1 Short title

This subordinate local law may be cited as *Amendment Subordinate Local Law No. 2 (Miscellaneous) 2013*.

2 Commencement

This subordinate local law commences on **XX XXXX** 2013.

Part 2 Amendment of Subordinate Local Law No.1 (Administration) 2011

3 Subordinate local law amended

This part amends *Subordinate Local Law No.1 (Administration) 2011*.

4 Amendment of schedule 8 (Installation of advertising devices)

Schedule 8—
omit, insert—

‘Schedule 8 Placement of movable advertising devices

1 Prescribed activity

Placement of movable advertising devices.


2 Activities that do not require approval under the authorising local law

- (1) An approval is not required under the authorising local law for—
 - (a) an advertising device that is regulated by the local government’s planning scheme;
 - (b) an exempt advertising device.
- (2) An *exempt advertising device* is a movable advertising device that satisfies all of the following requirements—


- (a) the movable advertising device is one of the types of advertising devices listed and defined in column 1 of table 1 to this schedule; and
 - (b) the form and placement of the movable advertising device is within the parameters prescribed for the relevant type of advertising device in column 2 of table 1 to this schedule; and
 - (c) the placement of the movable advertising device is not likely to cause—
 - (i) harm to human health and safety; or
 - (ii) property damage; or
 - (iii) a nuisance; or
 - (iv) obstruction of pedestrian or vehicular traffic; or
 - (v) environmental harm; or
 - (vi) environmental nuisance; or
 - (vii) a detrimental impact on the amenity of the area; or
 - (viii) obstruction of a view or vista from any premises.
- (3) However, in the former Noosa local government area, an *exempt advertising device* is a movable advertising device that satisfies all of the following requirements—
- (a) the movable advertising device is one of the types of advertising devices listed and defined in column 1 of table 1A to this schedule; and
 - (b) the form and placement of the movable advertising device is within the parameters prescribed for the relevant type of advertising device in column 2 of table 1A to this schedule; and
 - (c) the placement of the movable advertising device is not likely to cause—
 - (i) harm to human health and safety; or
 - (ii) property damage; or
 - (iii) a nuisance; or



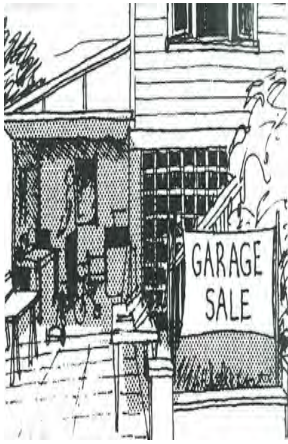
- (iv) obstruction of pedestrian or vehicular traffic; or
- (v) environmental harm; or
- (vi) environmental nuisance; or
- (vii) a detrimental impact on the amenity of the area; or
- (viii) obstruction of a view or vista from any premises.

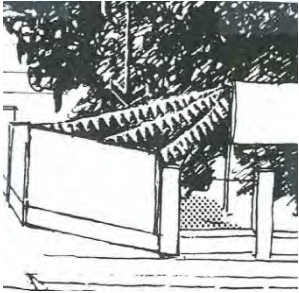

Table 1 – Exempt advertising devices (movable advertising devices not requiring an approval provided they are within the prescribed parameters) – Sunshine Coast region excluding former Noosa local government area

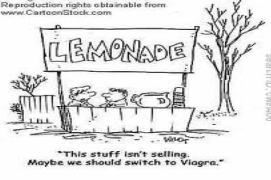

<p style="text-align: center;">Column 1</p> <p style="text-align: center;">Type of device and definition</p>	<p style="text-align: center;">Column 2</p> <p style="text-align: center;">Prescribed parameters</p> <p style="text-align: center;">(movable advertising devices displayed within these parameters do not require approval)</p>
<p>Free Standing Flag: <i>any free standing flag-style advertising device, including a feather banner or tear drop</i></p> 	<p>The prescribed parameters for a Free Standing Flag sign are—</p> <ul style="list-style-type: none"> (a) may have a maximum height of 2.0m; and (b) may be displayed during the duration of the event to which the sign relates; and (c) shall be removed at the close of business each day; and (d) a maximum of 2 signs may be displayed for the business or event being advertised; and (e) shall be positioned— <ul style="list-style-type: none"> (i) at least 180 mm from the kerb¹; and (ii) provide a clear pedestrian corridor of 1.8 m.


¹ Vision Australia Standard



<p>Column 1</p> <p>Type of device and definition</p>	<p>Column 2</p> <p>Prescribed parameters</p> <p>(movable advertising devices displayed within these parameters do not require approval)</p>	
<p>Real Estate (Residential) sign:</p> <p><i>a temporary advertisement to facilitate the sale, auction or rental of a residential property or properties</i></p> 	<p>The prescribed parameters for a Real Estate (Residential) sign on a private place are—</p> <ul style="list-style-type: none"> (a) may have a maximum face area of 2.16 m² exhibited per agent or agency per property; and (b) where more than one agency is handling a property, the maximum face area that may be displayed is 2.16m²; and (c) 1 sign may be displayed on the property at all times until the property is sold/leased/auctioned or rented; and (d) shall be securely fixed to a wall/fence or placed securely on the ground adjacent to the premises. 	<p>The prescribed parameters for a Real Estate (Residential) sign on a public place (in other words, directional signs) are—</p> <ul style="list-style-type: none"> (a) may have a maximum— <ul style="list-style-type: none"> (i) height of 1m; and (ii) width 0.6m; and (iii) depth 0.6 m; and (b) shall be securely fixed on the ground; and (c) may be displayed only on the day when a premise is open for inspection, being auctioned, leased or open for rental; and (d) the maximum number shall not exceed 5 at the time of Open House/ Auction/Lessee or Rent.
<p>Real Estate (Commercial) sign:</p> <p><i>a temporary advertisement to facilitate the sale, auction or rental of a commercial or retail property or properties</i></p>	<p>The prescribed parameters for a Real Estate (Commercial) sign are—</p> <ul style="list-style-type: none"> (a) a total face area of 5 m² may be exhibited per street frontage of a property; and (b) shall be securely fixed to the premises; and (c) shall be removed from premises within fourteen (14) days of the property reaching settlement or being leased. 	


<p>Column 1</p> <p>Type of device and definition</p>	<p>Column 2</p> <p>Prescribed parameters</p> <p>(movable advertising devices displayed within these parameters do not require approval)</p>	
		
<p>Real Estate (Industrial) sign:</p> <p><i>a temporary advertisement to facilitate the sale, auction or rental of an industrial property or properties</i></p> 	<p>The prescribed parameters for a Real Estate (Industrial) sign are—</p> <ul style="list-style-type: none"> (a) a maximum face area of 5 m² may be exhibited for each 50 m of frontage or part thereof up to a maximum of 20 m² per street frontage of a property; and (b) where exhibited on a window, shall not exceed 2.16 m² per street frontage of a property; and (c) shall be removed from premises within fourteen (14) days of the property reaching settlement or being leased. 	
<p>Garage Sale sign:</p> <p><i>a temporary advertisement for a household 'garage sale'</i></p> 	<p>The prescribed parameters for a Garage Sale sign on a private place are—</p> <ul style="list-style-type: none"> (a) may have a maximum face area of 1.2 m²; and (b) 1 sign may be displayed on the property on the day of the event; and (c) shall be fixed securely to a wall/fence or placed securely on the ground adjacent to the 	<p>The prescribed parameters for a Garage Sale sign on a public place (in other words, directional signs) are—</p> <ul style="list-style-type: none"> (a) may have a maximum— <ul style="list-style-type: none"> (i) height of 1m; and (ii) width of 0.6m; and (iii) depth of 0.6m; and (b) may display a maximum of 1 sign 3 days before the day of the garage sale and 5 signs on the day of the garage sale; and (c) shall be securely fixed on the ground; and (d) shall be removed within 24

<p>Column 1</p> <p>Type of device and definition</p>	<p>Column 2</p> <p>Prescribed parameters</p> <p>(movable advertising devices displayed within these parameters do not require approval)</p>	
	<p>premises; and</p> <p>(d) shall be removed within 24 hours after the event.</p>	<p>hours after the event; and</p> <p>(e) shall not be placed on a tree, council-owned infrastructure or other vegetation.</p>
<p>Bunting and Streamers:</p> <p><i>bunting, streamers, flags or similar flimsy materials attached to a rope or line stretched between two points</i></p> 	<p>The prescribed parameters for Bunting and Streamers are—</p> <p>(a) shall not be erected higher than 6 m above the ground level of the site or no higher than the gutter line of any building on the site, whichever is the lesser; and</p> <p>(b) shall not be placed on the roof of a building; and</p> <p>(c) shall not be affixed to trees, lighting standards or power poles on a public place; and</p> <p>(d) shall not extend over car parking areas; and</p> <p>(e) shall be displayed only if constructed to withstand consequent wind or other loads; and</p> <p>(f) may be displayed for a period of 7 days prior to, and on, the day or days of the event; and</p> <p>(g) shall be removed within the course of, or immediately at the conclusion of, the event.</p>	
<p>Event Direction sign:</p> <p><i>any sign intended to provide information about the location of facilities or features of an event site (for example, designating the entrance to a festival or directions to event parking).</i></p> 	<p>The prescribed parameters for Event Direction signs are—</p> <p>(a) may be displayed for 7 days prior to, and on the day or days of the event; and</p> <p>(b) shall be removed within the course of, or immediately at the conclusion of the event; and</p> <p>(c) may display up to a maximum of 20 signs or as determined by the event approval; and</p> <p>(d) may have a maximum face area 0.6 m²; and</p> <p>(e) shall be removed by the end of the day following the event; and</p> <p>(f) may not be placed on any part of a road including a footway, median strip, traffic island or roundabout; and</p> <p>(g) shall be constructed to withstand consequent wind or other loads.</p>	

<p>Column 1</p> <p>Type of device and definition</p>	<p>Column 2</p> <p>Prescribed parameters</p> <p>(movable advertising devices displayed within these parameters do not require approval)</p>
<p>Footway sign:</p> <p><i>a sign placed on a footway or next to a road for the purposes of promoting home produce, fund raising or an event</i></p> 	<p>The prescribed parameters for Footway signs are—</p> <ul style="list-style-type: none"> (a) may have a maximum face area of 1.2 m²; and (b) 1 sign may be displayed on the day of the activity; and (c) shall be fixed securely on the ground; and (d) shall be removed at the close of business each day; and (e) shall be constructed to withstand consequent wind or other loads; and (f) shall provide a clear pedestrian corridor of 1.8 m.
<p>Portable Interchangeable Letter sign:</p> <p><i>a portable (including through built-in wheels) self-supporting sign displaying interchangeable letters</i></p> 	<p>The prescribed parameters for Portable Interchangeable Letter signs are—</p> <ul style="list-style-type: none"> (a) may have a maximum face area of 2 m²; and (b) only 1 sign may be displayed per street frontage; and (c) allowed in lieu of a Sandwich Board/A Frame/Blackboard type sign; and (d) shall be constructed to withstand consequent wind or other loads; and (e) shall be positioned— <ul style="list-style-type: none"> (i) at least 180 mm from the kerb; and (ii) provide a clear pedestrian corridor of 1.8 m; and (f) shall be removed at the close of business each day.

<p>Column 1</p> <p>Type of device and definition</p>	<p>Column 2</p> <p>Prescribed parameters</p> <p>(movable advertising devices displayed within these parameters do not require approval)</p>
<p>Banner sign:</p> <p><i>banner in fabric, vinyl or other material suspended or attached to a fixture</i></p> 	<p>The prescribed parameters for a Banner sign are—</p> <ul style="list-style-type: none"> (a) may only be attached to non-wooden light or power poles or poles specifically designed for banners; and (b) may only be displayed on a road reserve where the speed limit does not exceed 80 kilometre/hour; and (c) shall be predominantly of a community nature or benefit; and (d) shall not be displayed on light poles located at signalised intersections, roundabouts or interchanges; and (e) shall not be placed within 30 metres of signalised intersections and roundabouts; and (f) shall not exceed— <ul style="list-style-type: none"> (i) 2.5 m² total face area; and (ii) 0.9 m in width; and (g) may be displayed for a maximum of 4 weeks; and (h) minimum vertical clearance beneath the banner shall be— <ul style="list-style-type: none"> (i) 2.4 m where the banner overhangs a footway; and (ii) 5.4 m over a traffic lane; and (i) where installed on Energex infrastructure, installation must be carried out by approved and licensed contractor; and (j) shall be secured to prevent flapping over roadways or other infrastructure; and (k) shall— <ul style="list-style-type: none"> (i) be securely stitched; and (ii) be made from durable waterproof material; and (iii) incorporate appropriate secured reinforced eyelets; and (iv) incorporate durable release mechanisms to withstand severe wind conditions; and (l) shall be limited to 1 sign per 10 m of street front boundary.

<p>Column 1</p> <p>Type of device and definition</p>	<p>Column 2</p> <p>Prescribed parameters</p> <p>(movable advertising devices displayed within these parameters do not require approval)</p>	
<p>Site Information sign:</p> <p><i>any sign providing information about the use of facilities or features of a site</i></p> 	<p>The prescribed parameters for a Site Information sign are—</p> <ul style="list-style-type: none"> (a) the panel may have a maximum face area of 2 m²; and (b) shall be constructed to withstand consequent wind or other loads; and (c) may display a company name or logo to a maximum of one third of the sign area; and (d) may display the name, logo, or slogan of an organisation having tenure of the property or control of the land on which the sign is exhibited; and (e) shall be placed on or as close to the property boundary as possible; and (f) shall be removed at the end of each day or at the cessation of the event. 	
<p>Footway Dining Furniture sign:</p> <p><i>signage displayed on dining furniture, such as umbrellas and wind breaks on the footway</i></p> 	<p>The prescribed parameters for a Footway Dining Furniture sign are—</p> <ul style="list-style-type: none"> (a) shall be constructed to withstand consequent wind or other loads; and (b) shall be removed at the end of each day; and (c) shall allow for occupants of the footpath dining area to be visible from all public places in the vicinity. 	
<p>Fete or Charitable Event sign:</p> <p><i>temporary non-illuminated sign advertising non-profit, short-term events such as a fete, fair, or festival for charitable, religious, education, child care, sporting organisations</i></p>	<p>For a Fete or Charitable Event sign on a private place, the prescribed parameters are—</p> <ul style="list-style-type: none"> (a) a banner type sign of non-rigid material suspended at both ends may have a maximum face area of 8 m²; and (b) a rigid type sign may have a maximum face area 2.4 m²; and 	<p>For a Fete or Charitable Event sign on a public place, the prescribed parameters are the same as for an ‘Event Direction’ sign listed earlier in this table.</p>

<p>Column 1</p> <p>Type of device and definition</p>	<p>Column 2</p> <p>Prescribed parameters</p> <p>(movable advertising devices displayed within these parameters do not require approval)</p>
<p><i>or the like</i></p> 	<ul style="list-style-type: none"> (c) a freestanding flag sign may have a maximum face area 2.4 m²; and (d) shall be constructed to withstand consequent wind or other loads; and (e) signs may include bunting and streamers; and (f) signs may be exhibited— <ul style="list-style-type: none"> (i) on each frontage of the site of a fete or the property of the organisation holding the activity; and (ii) 2 weeks prior to the day of the event; and (g) shall be removed by the end of the day following the event.
<p>Sandwich Board sign:</p> <p><i>a portable, freestanding sign, normally supported by an 'A' or inverted 'T' frame, sometimes containing a blackboard surface, and typically displayed on a footway</i></p>	<p>The prescribed parameters for a Sandwich Board sign are—</p> <ul style="list-style-type: none"> (a) may have a maximum— <ul style="list-style-type: none"> (i) height of 0.9m; and (ii) Width of 0.6m; and (iii) Depth of 0.6m; and (b) may comprise only 1 sign per business, or 2 signs per business if the business premises has 2 road frontages (except in the case of a home-based business, which shall have a maximum of 1 sign); and (c) shall be displayed to withstand consequent wind or other loads; and (d) shall be positioned— <ul style="list-style-type: none"> (i) at least 180 mm from the kerb; and (ii) to provide a clear pedestrian corridor of 1.8 m; and (e) may not have moving, rotating or animated parts, such as a spinner sign; and (f) may be exhibited only during trading hours and may not







Column 1 Type of device and definition	Column 2 Prescribed parameters (movable advertising devices displayed within these parameters do not require approval)
	<p>be used for the display of merchandise; and</p> <p>(g) may be displayed in lieu of a Portable Interchangeable Letter sign.</p>



Table 1A – Exempt advertising devices – Former Noosa local government area


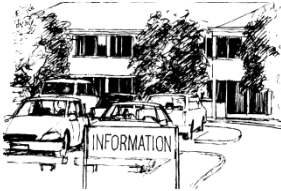
Column 1 Type of device and definition	Column 2 Prescribed parameters (movable advertising devices displayed within these parameters do not require approval)
<p>Free Standing Flag: <i>any free standing flag-style advertising device, including a feather banner or tear drop</i></p> 	<p>The prescribed parameters for a Free Standing Flag sign are—</p> <ul style="list-style-type: none"> (a) may have a maximum height of 2.0m; and (b) may be displayed during the duration of the event to which the sign relates; and (c) shall be removed at the close of business each day; and (d) a maximum of 1 sign may be displayed for the business or event being advertised; and (e) shall be positioned within the property boundary.



<p>Column 1</p> <p>Type of device and definition</p>	<p>Column 2</p> <p>Prescribed parameters</p> <p>(movable advertising devices displayed within these parameters do not require approval)</p>	
<p>Real Estate (Residential) sign:</p> <p><i>a temporary advertisement to facilitate the sale, auction or rental of a residential property or properties</i></p> 	<p>The prescribed parameters for a Real Estate (Residential) sign on a private place are—</p> <ul style="list-style-type: none"> (a) may have a maximum face area of 2.16 m² exhibited per agent or agency per property; and (b) where more than one agency is handling a property, the maximum face area that may be displayed is 2.16m²; and (c) 1 sign may be displayed on the property at all times until the property is sold/leased/ auctioned or rented; and (d) shall be securely fixed to a wall/fence or placed securely to the premises. 	<p>The prescribed parameters for a Real Estate (Residential) sign on a public place (in other words, directional signs) are—</p> <ul style="list-style-type: none"> (a) may have a maximum— <ul style="list-style-type: none"> (i) size of 0.3m²; (i) height of 0.75 m; and (iii) width 0.40 m; and (b) shall be securely fixed on the ground; and (c) may be displayed only on the day when a premise is open for inspection, being auctioned, leased or open for rental. (d) the maximum number shall not exceed 3 at the time of Open House/ Auction/ Lessee or Rent.


<p>Column 1</p> <p>Type of device and definition</p>	<p>Column 2</p> <p>Prescribed parameters</p> <p>(movable advertising devices displayed within these parameters do not require approval)</p>
<p>Real Estate (Commercial) sign:</p> <p><i>a temporary advertisement to facilitate the sale, auction or rental of a commercial or retail property or properties</i></p> 	<p>The prescribed parameters for a Real Estate (Commercial) sign are—</p> <ul style="list-style-type: none"> (a) may exhibit a total face area of 4 m² per street frontage of a property; and (b) shall be securely fixed to the premises; and (c) a total sign face area of 2.16m² where the lot is less than 2000m²; and (d) a total sign face area of 4m² where the lot is greater than 2000m²; and (e) 1 sign may be displayed on the property at all times until the property is sold/leased/auctioned or rented.
<p>Real Estate (Industrial) sign:</p> <p><i>a temporary advertisement to facilitate the sale, auction or rental of an industrial property or properties</i></p> 	<p>The prescribed parameters for a Real Estate (Industrial) sign are—</p> <ul style="list-style-type: none"> (a) may have a total sign face area of 2.16m² where the lot is less than 2000m²; and (b) may have a total sign face area of 4m² where the lot is greater than 2000m²; and (c) 1 sign may be displayed on the property at all times until the property is sold/leased/auctioned or rented; and (d) shall be securely fixed to the premises.

<p>Column 1 Type of device and definition</p>	<p>Column 2 Prescribed parameters (movable advertising devices displayed within these parameters do not require approval)</p>	
<p>Garage Sale sign: <i>a temporary advertisement for a household 'garage sale'</i></p> 	<p>The prescribed parameters for a Garage Sale sign on a private place are—</p> <ul style="list-style-type: none"> (a) may have a maximum face area of 1.2 m²; and (b) 1 sign may be displayed on the property on the day of the event; and (c) shall be fixed securely to a wall/fence or placed securely on the ground adjacent to the premises; and (d) shall be removed within 24 hours after the event. 	<p>The prescribed parameters for a Garage Sale sign on a public place (in other words, directional signs) are—</p> <ul style="list-style-type: none"> (a) may have a maximum— <ul style="list-style-type: none"> (i) height of 0.9m; and (ii) width of 0.6m; and (iii) depth of 0.6m; and (b) may display a maximum of 1 sign 3 days before the day of the garage sale and 5 signs on the day of the garage sale; and (c) shall be securely fixed on the ground; and (d) shall be removed within 24 hours after the event; and (e) shall not be placed on a tree, council-owned infrastructure or other vegetation.
<p>Event Direction sign: <i>any sign intended to provide information about the location of facilities or features of an event site (for example, designating the entrance to a festival or directions to event parking)</i></p>	<p>The prescribed parameters for Event Direction signs are—</p> <ul style="list-style-type: none"> (a) may be displayed for 7 days prior to, and on the day or days of the event; and (b) shall be removed within the course of, or immediately at the conclusion of the event; and (c) may display up to a maximum of 20 signs as determined by the event approval; and (d) may have a maximum face area 0.6 m²; and (e) shall be removed by the end of the day following the event; and (f) may not to be placed on any part of a road including a footway, median strip, traffic island or roundabout; and (g) shall be constructed to withstand consequent wind or other loads. 	

<p>Column 1</p> <p>Type of device and definition</p>	<p>Column 2</p> <p>Prescribed parameters (movable advertising devices displayed within these parameters do not require approval)</p>
	
<p>Footway sign:</p> <p><i>a sign placed on a footway or next to a road for the purposes of promoting home produce, fund raising or an event</i></p>  <p><small>© Original Artist Reproduction rights obtainable from www.CartoonStock.com</small></p> <p><small>search ID: cwh1406</small></p>	<p>The prescribed parameters for Footway signs are—</p> <ul style="list-style-type: none"> (a) may have a maximum face area of 1.2 m²; and (b) 1 sign may be displayed on the day of the activity; and (c) shall be fixed securely on the ground; and (d) shall be removed at the close of business each day; and (e) shall be constructed to withstand consequent wind or other loads; and (f) shall provide a clear pedestrian corridor of 1.8 m.
<p>Banner sign:</p> <p><i>banner in fabric, vinyl or other material suspended or attached to a fixture</i></p>	<p>The prescribed parameters for a Banner sign are—</p> <ul style="list-style-type: none"> (a) may only be attached to non-wooden light or power poles or poles specifically designed for banners; and (b) may only be displayed on a road reserve where the speed limit does not exceed 80 kilometre/hour; and (c) shall be predominantly of a community nature or benefit; and (d) shall not be displayed on light poles located at signalised intersections, roundabouts or interchanges; and (e) shall not be placed within 30 m from signalised intersections and roundabouts; and (f) shall not exceed— <ul style="list-style-type: none"> (i) 2.5 m² in the total face area; and

<p>Column 1</p> <p>Type of device and definition</p>	<p>Column 2</p> <p>Prescribed parameters</p> <p>(movable advertising devices displayed within these parameters do not require approval)</p>
	<ul style="list-style-type: none"> (ii) 0.9 m in width; and (g) may be displayed for a maximum of 4 weeks; and (h) minimum vertical clearance beneath the banner shall be— <ul style="list-style-type: none"> (i) 2.4 m where the banner overhangs a footway; and (ii) 5.4 m over a traffic lane; and (i) where installed on Energex infrastructure, installation must be carried out by approved and licensed contractor; and (j) shall be secured to prevent flapping over roadways or other infrastructure; and (k) shall— <ul style="list-style-type: none"> (i) be securely stitched; and (ii) be made from durable waterproof material; and (iii) incorporate appropriate secured reinforced eyelets; and (iv) incorporate durable release mechanisms to withstand severe wind conditions; and (l) shall be limited to 1 sign per 10 m of street front boundary.
<p>Site Information sign:</p> <p><i>any sign providing information about the use of facilities or features of a site</i></p> 	<p>The prescribed parameters for a Site Information sign are—</p> <ul style="list-style-type: none"> (a) the panel may have a maximum face area of 2 m²; and (b) shall be constructed to withstand consequent wind or other loads; and (c) may display a company name or logo to a maximum of one third of the sign area; and (d) may display the name, logo, or slogan of an organisation having tenure of the property or control of the land on which the sign is exhibited; and (e) shall be placed on the property boundary or as close as possible to the boundary; and (f) shall be removed at the end of each day or at the cessation of the event.

<p>Column 1</p> <p>Type of device and definition</p>	<p>Column 2</p> <p>Prescribed parameters</p> <p>(movable advertising devices displayed within these parameters do not require approval)</p>	
<p>Footway Dining Furniture sign:</p> <p><i>signage displayed on dining furniture, such as umbrellas and wind breaks on the footway</i></p> 	<p>The prescribed parameters for a Footway Dining Furniture sign are—</p> <ul style="list-style-type: none"> (a) shall be displayed only if constructed to withstand consequent wind or other loads; and (b) shall be removed at the end of each day.; and (c) shall allow for occupants of the footpath dining area to be visible from all public places in the vicinity. 	
<p>Fete or Charitable Event sign:</p> <p><i>temporary non-illuminated sign advertising non-profit, short-term events such as a fete, fair, or festival for charitable, religious, education, child care, sporting organisations or the like</i></p> 	<p>For a Fete or Charitable Event sign on a private place, the prescribed parameters are—</p> <ul style="list-style-type: none"> (a) a banner type sign of non-rigid material suspended at both ends may have a maximum face area of 8 m²; and (b) a rigid type sign may have a maximum face area 2.4 m²; and (c) a freestanding flag sign may have a maximum face area 2.4 m²; and (d) shall be constructed to withstand consequent wind or other loads; and (e) signs may include bunting and streamers; and (f) signs may be exhibited— <ul style="list-style-type: none"> (i) on each frontage of the site of a fete or the property of the organisation holding 	<p>For a Fete or Charitable Event sign on a public place, the prescribed parameters are the same as for an ‘Event Direction’ sign listed earlier in this table.</p>

<p>Column 1 Type of device and definition</p>	<p>Column 2 Prescribed parameters (movable advertising devices displayed within these parameters do not require approval)</p>	
	<p>the activity; and (ii) 2 weeks prior to the day of the event; and (g) shall be removed by the end of the day following the event.</p>	
<p>Sandwich Board sign: <i>a portable, freestanding sign, normally supported by an 'A' or inverted 'T' frame, sometimes containing a blackboard surface, and typically displayed on a footway</i></p> 	<p>The prescribed parameters for a Sandwich Board sign are—</p> <ul style="list-style-type: none"> (a) may have a maximum— <ul style="list-style-type: none"> (i) height of 0.9m; and (ii) Width of 0.6m; and (iii) Depth of 0.6m; and (b) may comprise only 1 sign per business, or 2 signs per business if the business premises has 2 road frontages (except in the case of a home-based business, which shall have a maximum of 1 sign); and (c) shall be displayed to withstand consequent wind or other loads; and (d) shall be positioned within the property boundary; and (e) may not have moving, rotating or animated parts, such as a spinner sign; and (f) may be exhibited only during trading hours and may not be used for the display of merchandise; and (g) may be displayed in lieu of a Portable Interchangeable Letter sign. 	

3 Documents and materials that must accompany applications for approval

An application for approval must be accompanied by full details of the proposal for placement of a movable advertising device, including—

- (a) the name, address and telephone number of the person responsible for exhibiting the movable advertising device; and
- (b) the trading name and address of the business and premises at which the movable advertising device is to be exhibited; and

- (c) the name and address of any business which will be advertised on the moveable advertising device; and
- (d) the registration number of any motor vehicle used in the exhibition of the moveable advertising device; and
- (e) details of the moveable advertising device including its content, design, dimensions and construction; and
- (f) details of the times and location for the proposed placement of the movable advertising device.

4 Additional criteria for the granting of approval

The additional criteria are that the movable advertising device will not be likely to cause—

- (a) harm to human health and safety; or
- (b) property damage; or
- (c) a nuisance; or
- (d) obstruction of pedestrian or vehicular traffic; or
- (e) environmental harm; or
- (f) environmental nuisance; or
- (g) a loss of amenity; or
- (h) an obstruction of a view or vista from any premises.

5 Conditions that must be imposed on approvals


This section has been intentionally left blank.

6 Conditions that will ordinarily be imposed on approvals

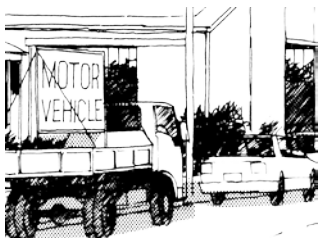
- (1) For all approvals, conditions that will ordinarily be imposed are that the approval holder must—
 - (a) comply with safety requirements specified in the approval; and
Example for paragraph (a) – To provide for the safe passage of pedestrians or vehicles, a movable advertising device may only be displayed where a clear unobstructed view of the road network system is maintained, including intersections, traffic signals, railway crossings and vehicle merging situations.
 - (b) comply with any structural standards or codes under law; and
 - (c) where relevant, comply with the current Standards Association of Australia's Wiring Rules;
 - (d) provide to the local government any certificates specified in the approval, such as—

- (i) a certificate of structural adequacy from a qualified engineer; or
 - (ii) a certificate demonstrating no conflict with underground services; or
 - (iii) proof that the approval holder has and maintains public liability insurance coverage covering any risk associated with the prescribed activity to the amount specified in the approval.
- (2) For an approval for a movable advertising device of a type listed and defined in column 1 of table 2 to this schedule, the conditions that will ordinarily be imposed are set out in the corresponding row of column 2 of table 2.

Table 2 – Conditions that will ordinarily be imposed on approvals for certain movable advertising devices – Sunshine Coast region other than former Noosa local government area

Column 1 Type of device and definition	Column 2 Conditions that will ordinarily be imposed
<p>Inflatable device:</p> <p><i>any fixed or captive envelope, balloon, blimp or kite, whether a cold-air inflatable or lighter than air aerial device</i></p> 	<p>The conditions that will ordinarily be imposed on an approval for an Inflatable Device are that the approval holder must ensure—</p> <ul style="list-style-type: none"> (a) balloons— <ul style="list-style-type: none"> (i) must not exceed a maximum of— <ul style="list-style-type: none"> A. 8 m in height; and B. 6 m in diameter; and (ii) shall be deployed by a qualified operator; and (iii) may only be displayed if tethered by a minimum of 2 safety tested tether lines; and (iv) may only be inflated with cold air or non-flammable, non-toxic gas (e.g. helium); and (v) may not be displayed more than 20m above the ground; and (vi) may be displayed for a maximum of 7 days in any 90 days; and (vii) shall only be deployed following submission to the local government of a report from a qualified structural engineer certifying that the cables and other fixings are adequate for the purpose; and (b) blimps— <ul style="list-style-type: none"> (i) may be a maximum of— <ul style="list-style-type: none"> A. 8 m in height; and

<p>Column 1 Type of device and definition</p>	<p>Column 2 Conditions that will ordinarily be imposed</p>
	<p>B. 2 m in diameter; and</p> <ul style="list-style-type: none"> (ii) shall be deployed by a qualified operator; and (iii) may only be displayed if tethered by a minimum of 2 safety tested tether lines; and (iv) may only be inflated with cold air or non-flammable, non-toxic gas (e.g. helium); and (v) may not be displayed more than 20 m above the ground; and (vi) shall only be deployed following submission to the local government of a report from a qualified structural engineer certifying that the cables and other fixings are adequate for the purpose; and (vii) may be displayed for a maximum of 7 days in any 90 days.
<p>Road Banner: <i>a device constructed of a flimsy or flexible material (including but not limited to paper, canvas, vinyl, plastic or cardboard) positioned across a roadway</i></p> <p>[insert diagram here]</p>	<p>The conditions that will ordinarily be imposed on an approval for a Road Banner are that the approval holder must ensure that—</p> <ul style="list-style-type: none"> (a) the device is a maximum height of 5.7 m above street level; and (b) the device is fixed to supporting buildings; and (c) the device is exhibited only for the period determined by the local government and specified in the approval; and (d) the device is not displayed until the approval holder— <ul style="list-style-type: none"> (i) submits to the local government a report from a qualified engineer certifying that cables and fixings are adequate for the purpose; and (ii) submits to the local government a drawing showing how the banner sign cables will be fixed to the supporting buildings or other structures; and (iii) demonstrates that the clearances of the banner sign and associated fixtures are adequately positioned from any electricity reticulation cables to the satisfaction of the electrical provider; and (iv) provides copies of permission to exhibit from all other interested agencies (for example,

Column 1 Type of device and definition	Column 2 Conditions that will ordinarily be imposed
<p>Mobile Motor Vehicle Sign:</p> <p><i>a sign displayed on a vehicle where such display is the primary use of the vehicle</i></p> 	<p>Queensland Police Service).</p> <p>The conditions that will ordinarily be imposed on an approval for a Mobile Motor Vehicle Sign are that the approval holder must ensure that—</p> <ul style="list-style-type: none"> (a) the device is a maximum— <ul style="list-style-type: none"> (i) length of 3.5 m; (ii) height of 2 m; and (iii) area of 7 m². (b) the vehicle is parked no longer than 5 minutes on any carriageway; and (c) no more than 1 sign is displayed under the approval.

7 Term of approval

- (1) The term of an approval commences on the date the approval is granted and expires on the next 30th day of June, unless otherwise specified in the approval.
- (2) An approval expires at the end of the day for expiry specified in subsection (1).

8 Term of renewal of approval

This section has been intentionally left blank.

5 Amendment of schedule 9 (Keeping of animals)

- (1) Schedule 9, section 4, from ‘Additional’ to ‘purpose.’—
renumber as subsection (1).
- (2) Schedule 9, section 4—
insert—
 - ‘(2) For an approval to keep a rooster, pheasant or peacock on a lot under 2000 m², the additional criteria applicable are that—

- (a) the applicant is a current financial member of an association recognised by the Feather Clubs Association of Queensland Inc.; and
 - (b) the applicant has submitted an acceptable anti-social behavioural plan detailing how the animal will be managed to avoid causing a nuisance.’
- (3) Schedule 9, section 5—
insert—
- ‘For an approval to keep a rooster, pheasant or peacock on a lot under 2000 m², the conditions that will ordinarily be imposed are that the approval holder must—
- (a) not keep the animal that is the subject of the approval on the relevant land at any time that the approval holder is no longer a current financial member of an association recognised by the Feather Clubs Association of Queensland Inc.; and
 - (b) comply with the approved anti-social behavioural plan detailing how the animal will be managed to avoid causing a nuisance.’

Part 3 Amendment of Subordinate Local Law No.2 (Animal Management) 2011

6 Subordinate local law amended

This part amends *Subordinate Local Law No.2 (Animal Management) 2011*.

7 Amendment of s7 (Minimum standards for keeping animals—Authorising local law, s 10)

Section 7—

omit, insert—

- ‘(1) For section 9(1) of the authorising local law, column 2 of schedule 3 sets out the minimum standards for keeping an animal of the species or breed mentioned in column 1 of schedule 3.
- (2) For section 9(1) of the authorising local law, schedule 3A sets out the minimum standards for keeping any animal.’.

8 Amendment of schedule 1 (Prohibition on keeping animals in prescribed circumstances)

Schedule 1, rows relating to ‘rooster’, ‘pheasant’ and ‘peacock’—
omit.

9 Amendment of schedule 2 (Requirement for approval to keep animal)

Schedule 2, after the final row—
insert—

rooster, pheasant or peacock	approval is required to keep a rooster, pheasant or peacock on a lot that is smaller than 8001 m ² in size
------------------------------	---

10 Amendment of schedule 3 (Minimum standards for keeping animals)

(1) Schedule 3, heading—

omit, insert ‘Minimum standards for keeping particular animals’

(2) Schedule 3, row relating to ‘rooster, pheasant or peacock’—

omit, insert—

rooster, pheasant or peacock	1	the lot on which the animal is kept must be greater than 5 hectares
	2	the structure in which the animal is kept must be at least 100 m from a residence on an adjoining lot

(3) Schedule 3, after the final row—

insert—

cat or dog	1	the enclosure—
	(a)	must be of a size appropriate to the species and breed of the animal to be enclosed; and
	(b)	must be constructed of strong materials and designed in such a way to the prevent the animal from—
	(i)	escaping over, under, through or around the fence; and
	(ii)	protruding over, under, through or around the fence; and
	(iii)	attacking or threatening to attack a person or animal over, under, through or around the fence; and
	(c)	may be constructed such that parts of a building or structure can form part of the enclosure in lieu of fencing, provided the

	<p>building or structure does not have openings through which the animal can escape; and</p> <p>(d) must contain adequate shelter.</p> <p>2 the enclosure's gates must be closed and latched except when in actual immediate use.</p>
--	---

11 Insertion of schedule 3A (Minimum standards for keeping animals generally)

After schedule 3—

insert—

'Schedule 3A Minimum standards for keeping animals generally

section 7

- 1 The person keeping the animal must ensure that the animal does not—
 - (a) cause a nuisance; or
 - (b) expose the health and safety of other persons and animals to significant risk; or
 - (c) create a reasonable apprehension in the minds of other persons of a significant risk to the health and safety of persons and animals; or
 - (d) cause a loss of amenity.
- 2 Animal noise is a *nuisance* if it—
 - (a) is made by a domestic animal; and
 - (b) occurs more than once; and
 - (c) unreasonably disrupts or inhibits an activity ordinarily carried out on a residential premises.

Example for paragraph (c)—

The barking of a dog, which disrupts a person—

- (a) holding a conversation; or
- (b) watching television; or
- (c) listening to a radio or recorded material; or
- (d) sleeping.'

Part 4 Amendment of Subordinate Local Law No.4 (Local Government Controlled Areas, Facilities,

Infrastructure and Roads) 2011

12 Subordinate local law amended

This part amends *Subordinate Local Law No.4 (Local Government Controlled Areas, Facilities, Infrastructure and Roads) 2011*.

13 Amendment of schedule 1 (Prohibited activities for local government controlled areas, facilities, infrastructure and roads)

Schedule 1, 'interfere with a tree, flora or an indigenous organism'—
omit.

14 Amendment of schedule 2 (Restricted activities for local government controlled areas, facilities, infrastructure and roads)

Schedule 2—
insert—

Column 1 Local government controlled area or road	Column 2 Restricted activity	Column 3 Extent of restriction
All local government controlled areas and roads	Interfere with a tree, flora or an indigenous organism	Permitted only where authorised under a condition of an approval granted under <i>Local Law No. 1 (Administration) 2011</i> .

CERTIFICATION

This and the preceding XXX pages bearing my initials is a certified copy of *Amendment Subordinate Local Law No.2 (Miscellaneous) 2013*, made in accordance with the provisions of the *Local Government Act 2009*, by the Sunshine Coast Regional Council by resolution dated XXXXXXXX.

John Knaggs
Chief Executive Officer
Sunshine Coast Regional Council

Proposed Changes Local Laws

Recommendations provided by the Focus Groups for review by the Principle Stakeholder Group

Issue No	Local Law	Issues	Evaluation	Priority	Referred	Current Status	Proposed Change	Why	Decision
51	Local Law No. 2 (Animal Management)	s6 Effective Management- 2.1 (a) (i) Leash length not working	Interpretation	Low	Focus/Principal Stakeholder Group	s6(1)(a) for the purpose of this local law, a dog is under effective management in a public place if it is:- (a) restrained by a leash no greater than 3 metres in length	Amend local law to read:- s6(1)(a) for the purpose of this local law, a dog is under effective management in a public place if it is:- (a) restrained by a leash	The local law emphasis should be on the management of the animal not the length of the lead. It is impractical to regulate the use of a 3m lead	Approved for change
63		S15 Animal enclosure- 4. Animal Enclosures (more prescriptive)	Not catered for in the Local Law	Medium	Focus/Principal Stakeholder Group	A person who keeps an animal must maintain a proper enclosure to prevent the animal from escaping the persons property	Insert "A person must keep and contain animal behind a proper enclosure to prevent it from escaping the persons property"	The local law does not currently require a person to keep the animal behind the fence.	Approved for change
71		Need to address "nuisance" laws where animals are continually causing nuisance	Not catered for in the Local Law	High	Focus/Principal Stakeholder Group	Not currently catered for in the local laws	A person must not keep an animal if, in the opinion of an authorised person, that animal— (a) causes a nuisance; or (b) exposes the health and safety of other persons and animals to significant risk; or (c) creates a reasonable apprehension in the minds of other persons of a significant risk to the health and safety of persons and animals; or (d) causes a loss of amenity Maximum penalty—20 penalty units. Animal noise is a nuisance if— (a) it is made by a domestic animal; and, (b) in the opinion of an authorised person— (i) it unreasonably disrupts or inhibits an activity ordinarily carried out on a residential premises; or (ii) occurs more than once Example for paragraph (b): barking of a dog which disrupts the holding of a conversation, disrupts the watching of television or listening to radio or recorded material or disrupts the sleep of any person.	Animal Nuisance is currently regulated using the Environmental Protection Act. This mechanism has proven ineffectual in the management of nuisance caused by animals	Approved for change

Issue No	Local Law	Issues	Evaluation	Priority	Referred	Current Status	Proposed Change	Why	Decision
B1	Local Law No. 2 (Animal Management)	Schedule 3 Minimum Standards- 1. Column 1 Poultry and Roosters, size of property and numbers allowed to be kept.	Not catered for in the Local Law	Medium	Focus/Principal Stakeholder Group	Provides minimum standards for keeping poultry, pheasants, peacocks, poultry, aviary birds, pigeons and livestock	<p>Insert new species or breed of animal in column 1 - Domestic Cat or Dog</p> <p>1. suitable enclosure –</p> <p>(a) must be of a size appropriate to the species and breed of the animal to be enclosed; and</p> <p>(b) may be constructed such that parts of a building or structure can form part of the enclosure in lieu of fencing, provided the building or structure does not have openings through which the animal can escape; and</p> <p>(c) constructed of strong materials and designed in such a way to prevent the animal from –</p> <p>(i) escaping; or</p> <p>(ii) protruding over; under; through or around the fence; or</p> <p>(iii) attacking or threatening to attack a person, animal or thing over, under, through or around the fence</p> <p>2 Enclosure's gates must be closed and latched except when in actual immediate use.</p> <p>Remove from Column 2 Rooster, pheasant or peacock.</p> <p>1. <i>the lot on which the animal is kept must be greater than 5 hectares; and</i></p> <p>2. <i>the structure in which the animal is kept must be at least 100 metres from a residence on an adjoining lot</i></p> <p>Insert in Column 2 Rooster, pheasant or peacock</p> <p>1. The lot on which the animal is kept must be greater than 5 hectares unless the person residing on the same lot is a member of an association recognised by Feather Clubs Association Queensland Inc.</p> <p>2. The structure in which the animal is kept must be at least 100 metres from a residence on an adjoining lot/s unless the person residing on the same lot is a member of an association recognised by Feather Clubs Association Queensland Inc.</p> <p>3. Where the person is a member of an association recognized by Feather Clubs Association Queensland Inc, and the property on which the animals are ordinarily kept is less than 5 hectares</p>	<p>There has been a growing trend since the inception of the local laws for domestic animals to be all large. Inadequate fencing criteria are considered to be the most likely reason for the spike in complaints in respect to the keeping of roosters; there has been some objection towards the minimum standards for keeping these animals (i.e. too onerous and likely to result in a decline in the showing of poultry at agricultural shows)</p>	<p>1. Approved for change</p> <p>2. Approved for change</p> <p>For keeping a Rooster, Lot sizes between 2,000m² and 5000m² require an approval. Lot sizes over 5000m² may keep a rooster without an approval. Lot sizes under 2000m² must have an approval and the applicant on which the birds are kept must be a current financial member of the Feather Clubs Association Queensland Inc. and must submit an anti-social behavioural plan detailing how the animals will not cause a nuisance</p>

Issue No	Local Law	Issues	Evaluation	Priority	Referred	Current Status	Proposed Change	Why	Decision
							and/or the structure where the animals are normally kept is less than 100 metres from another residence the person must submit to Council an anti-social behaviour plan detailing how the animals will not cause a nuisance		
	Local Law No. 3 (Community Health and Environmental Management) 2011	S17 Community safety hazard-17(2) definition of works includes construction, earthworks, landscaping, planting of vegetation and change of land use.	Interpretation	Low	Focus/Principal Stakeholder Group	S17 Community safety hazard-17(2) definition of works includes construction, earthworks, landscaping, planting of vegetation and change of land use.	Amend S17 Community safety hazard-17(2) definition of works includes construction, earthworks, landscaping, planting of vegetation, insert 'fail to maintain in its normal state' and change of land use.	There are a number of issues surfacing within Infrastructure Services that include a failure by residents to keep drainage basements clear of vegetation and or other natural barriers likely to affect the flow of water	Approved for change "failure to maintain an area which leads to or threatens to lead to a community health and safety concern, nuisance or environmental harm or nuisance"
106	Local Law No. 4 (Local Government Controlled Areas, Facilities, Infrastructure & Roads)	S7 Management of local government controlled areas etc- 1. Review naming of Council controlled areas, facilities, infrastructure and roads remove "local government may by resolution" insert the "local government may"	Not catered for in the Local Law	High	Focus/Principal Stakeholder Group	S7 Management of local government controlled areas provides that the local government may by resolution give the relevant place a name, establish criteria and terms of membership, establish policies and guidelines and require the keeping of records by any person using a relevant place or local government controlled area	S7 Management of local government controlled areas provides that the local government may by resolution omit 'by resolution'	The process is arduous and not customer focussed	Approved for change Insert Section Subject to the Land Act 1994 in respect of a local government controlled area (the relevant place), the local government may give the relevant place a name
	Local Law No. 4 (Local Government Controlled Areas, Facilities, Infrastructure & Roads)	Schedule 1 provides that it is an offence to interfere with a tree, flora or an indigenous organism which is in conflict with Part 2 of Schedule 2 of Local Law No 1 (Administration) 2011 alteration or improvement to local government controlled areas and roads which provides an approval may be granted to plant, clear or damage vegetation.	Interpretation	High	Principal Stakeholder Group	Conflict between Schedule 2, part 2 of Local Law No. 1 (Administration) and Schedule 1 of Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities, Infrastructure & Roads)	Amend Schedule 1 of Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities, Infrastructure & Roads) 2011 by omitting from column 2 Prohibited activity '1 interfere with a tree, flora or an indigenous organism' from Schedule 1 and insert 'interfere with a tree, flora or an indigenous organism' into column 2 of Schedule 2 of Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities, Infrastructure & Roads) 2011 Restricted Activities for local government controlled areas, facilities, infrastructure or roads.	The process will allow a person to make application to council to plant or remove vegetation from a nature strip under an approval	Approved for change

7.6 EXECUTIVE OFFICE

7.6.1 RURAL FUTURES STRATEGY

File No:	ECM 24 April 2013
Author:	Rural Futures Manager Executive Office
Appendices:	App A - Rural Futures Strategy (<i>Under Separate Cover</i>) (Att Pg 273)
Attachments:	Att 1 - Draft Rural Futures Strategy Written Submissions (<i>Under Separate Cover</i>) (Att Pg 309) Att 2 - Draft Rural Futures Strategy Online Community Engagement (<i>Under Separate Cover</i>) (Att Pg 343)

PURPOSE

This report details the Draft Rural Futures Strategy consultation process, the response to submissions, and includes a proposed "Rural Futures Strategy" (Appendix A) for adoption by Council.

EXECUTIVE SUMMARY

The Rural Futures Strategy sets out a community vision for the rural areas of the Sunshine Coast that contributes to the strengths of the whole region and its economic, social and environmental diversity. It provides the regional framework for the rural communities of the hinterland areas – setting out the range of activities that will help strengthen and enhance the existing role of the hinterland. The delivery of a Rural Futures Strategy will create a unified strategy for the hinterland areas as identified as a key priority in the Council's Corporate Plan under its Robust Economy theme.

At council's Ordinary Meeting on 13 December 2012, council approved a Draft Rural Futures Strategy for consultation between 7 January 2013 and 22 February 2013. This report details the consultation process, the response to submissions, and includes a proposed Rural Futures Strategy for adoption by council.

Released for public consultation through using a comprehensive engagement strategy, interested parties were invited to provide feedback on the strategy via an online survey or by providing a written submission.

Sixteen separate presentations were delivered across the region, attended by 283 people, together with 250 unique visitors to a dedicated webpage, a total of 51 individuals or groups provided varying levels of feedback.

The majority of respondents believed that the draft Rural Futures Strategy reflected the main current issues, values and challenges of the hinterland with feedback predominantly containing a mixture of statements of support and suggestions on options to expand or strengthen the objectives and actions.

Based on the feedback, the Rural Futures Strategy has been amended through the addition of contextual information, expansion of actions or honing of the objectives and strategies. Where the concerns or issues raised are outside of the scope of the Rural Futures Strategy, this feedback has been referred to the appropriate areas.

A component of the Rural Futures Strategy, and key to the successful implementation, is the formation of a Rural Futures Stakeholder group. This group will include those in the community who are leaders in their area of interest, knowledgeable about the hinterland and are able to lead the delivery of actions that meet the strategy's objectives.

A truly collaborative approach across government, industry and community, reflected in the membership of the stakeholder group, is essential and shared funding of initiatives will be needed to deliver the 52 actions listed in the Strategic Actions section of the attached final Rural Futures Strategy.

OFFICER RECOMMENDATION

That Council:

- (a) receive and note the report titled "Rural Futures Strategy"
- (b) approve the "Rural Futures Strategy" (Appendix A) and
- (c) refer the action plan to the 2013/2014 budget process for consideration.

FINANCE AND RESOURCING

The indicative costing bands within the strategy show the total projected cost to the region over the projected life of the action plan of five years. A number of the actions have been identified as high cost to the region, with that cost being met from other existing budgets or by outside bodies and agencies, rather than seeking additional funding through this strategy. It is projected that the cost to council will be approximately \$840,000 - this equates to an average cost to council of \$168,000 per annum over the five years. Currently the proposed economic development budget has the capacity in 2013/14 for an expenditure of \$150,000 to meet the costs of the delivery of actions outlined in this strategy.

Cost	Number of Actions	Estimated Total Cost
Funded	14	\$0
Low	13	\$95,000
Medium	14	\$325,000
High	11	\$420,000
Total	52	\$840,000

Due to the nature of some of the strategic actions they will be co-funded through partnerships with other levels of government and the private sector. Some projects will only be achieved by being the subject of successful applications to funding schemes such as the current Regional Development Australia Fund.

CORPORATE PLAN

Corporate Plan Theme: *Robust Economy*

Emerging Priority: 1.5 - A strong rural sector

Strategy:

- 1.5.1 - Develop and implement a regional rural futures strategy
- 1.5.2 - Strengthen rural industry by safeguarding agricultural land and advocating for sustainable agricultural practices
- 1.5.3 - Assist with the establishment of local rural-based fresh food business clusters

CONSULTATION

Internal Consultation

The following were consulted on the content of the draft Rural Futures Strategy prior to council approval on 13 December 2012, with additional consultation occurring over the public consultation period.

- Councillor R Baberowski
- Councillor J McKay
- Councillor J O'Pray
- Councillor S Robinson
- Councillor G Rogerson
- Councillor C Thompson
- Councillor T Wellington
- Executive Director, Executive Office
- Manager Environment Policy
- Manager Social Policy
- Director Strategy, Regional Strategy and Planning
- Project Director, Transportation Strategy
- Manager Infrastructure Policy
- Manager Library and Gallery Services

External Consultation

The range and extent of external consultation is detailed in the two attached reports:

1. Draft Rural Futures Strategy Written Submissions – Summary Report (Attachment 1)
2. Draft Rural Futures Strategy Online Community Engagement – Summary Report (Attachment 2).

Community Engagement

The range and extent of external consultation is detailed in the two attached reports:

1. Draft Rural Futures Strategy Written Submissions – Summary Report (Attachment 1)
2. Draft Rural Futures Strategy Online Community Engagement – Summary Report (Attachment 2).

PROPOSAL

Introduction

The Rural Futures Strategy sets out a community vision for the rural areas of the Sunshine Coast that contributes to the strengths of the whole region and its economic, social and environmental diversity. It also provides the regional framework for the rural communities of the hinterland areas – setting out the range of activities that will help strengthen and enhance the existing role of the hinterland.

Developed as part of the range of strategic documents for the Sunshine Coast region, it contributes to council's aspiration to be 'Australia's most sustainable region – vibrant, green, diverse'. The delivery of a Rural Futures Strategy will create a unified strategy for the hinterland areas as identified as a key priority in council's Corporate Plan under its Robust Economy theme.

Background

The Rural Futures Strategy is the culmination of a range of views and ideas generated through research and extensive community consultation exercises undertaken between 2008 and 2013. The strategy also builds on the work undertaken in the Rural Futures Background Study, the Rural Land Use Planning Background Study, the Canelands Discussion Paper, and the Rural Action Plan. Council's Corporate Plan under its Robust Economy theme establishes an emerging priority of 'A strong rural sector' and, in particular, identifies the delivery of a Rural Futures Strategy as a corporate priority.

Targeted consultation with hinterland communities occurred in late 2011 on the core areas of priority and their aspirations for their areas which informed the preparation of the Draft Rural Futures Strategy. At council's Ordinary Meeting on 13 December 2012, council approved the Draft Rural Futures Strategy for consultation between 7 January 2013 and 22 February 2013.

This report details the Consultation process, the response to submissions, and includes a proposed Rural Futures Strategy and Action Plan for adoption by Council.

Consultation - Summary

The draft Rural Futures Strategy was released for public consultation through a multi-faceted engagement strategy with interested parties invited to provide feedback on the strategy via an online survey or by providing a written submission. The results of the submission process are summarised in the section that follows, including an explanation of how council has taken account of the issues raised. Detailed consultation reports are attached.

Across the website and community events, more than 500 people engaged in the consultation process. This engagement resulted in feedback through surveys, and verbal and written submissions.

A majority of respondents believed that the draft Rural Futures Strategy reflected the main current issues, values and challenges of the Hinterland. A range of themes and ideas were consistent across the total feedback received. The feedback received predominantly contained a mixture of statements of support and suggestions on options to expand or strengthen the objectives and actions.

The majority of the feedback received is reflected in the final Rural Futures Strategy through the addition of contextual information, expansion of actions or honing of the objectives and strategies. Where the concerns or issues raised are outside of the scope of the Rural Futures Strategy, this feedback has been referred to the appropriate areas.

The draft Rural Futures Strategy suggested the formation of a stakeholder group whose role will be to lead the implementation of the final strategy. As anticipated, this section of the draft received a high degree of interest – all of which was supportive of the concept with the desire that such a group would include those in the community that are leaders in their area of interest, knowledgeable about the hinterland and are able to lead the delivery of actions that meet the strategy's objectives. A revised proposed structure and role of the stakeholder group has been included in the final strategy, together with the process around the various aspects of establishing and operating the group.

The issue of de-amalgamation was raised in the community consultation events in the Noosa Hinterland. The document has been reviewed taking this feedback into consideration and the unique needs of the Noosa Hinterland are reflected within the structure of the final strategy.

Consultation – Process

An extensive communications plan ensured that the rural communities of the Sunshine Coast were aware of the Rural Futures Strategy and the opportunity to lodge a submission. This included releasing the draft strategy to the general public through the council's website, which was supported by an open invitation to community groups and organisations to request a special briefing, direct approaches to key community groups to provide special briefings as part of their regular meeting cycles, and a targeted email out to community groups and leaders to alert key stakeholders of the consultation process and timeline. To ensure representation and input from all of the six districts identified in the draft strategy, a diverse range of key groups were directly approached regarding feedback and input.

An online forum was established through the *Bang the Table* 'Have Your Say' process that included a copy of the draft strategy for download, background documents, an online survey about the content and structure of the strategy together with a question and answer section. The survey consisted of 16 questions that included multiple choice questions and open text response options. The survey covered the key sections of the draft strategy and asked a number of open questions that were centred on the appropriateness and completeness of the strategies and actions. Respondents were able to submit a survey response by answering at least one of the questions. The survey was anonymous and respondents wishing to provide additional feedback were also able to complete a formal submission via the 'Have Your Say' page.

The site allowed for the lodgement of written submissions, with no prescribed structure for the provision of feedback. Submissions were also collected through the public presentation process, through face to face meetings, and by the receipt of a number of submissions either through direct email or by post. The full process is outlined in the attached report titled Draft Rural Futures Strategy Online Community Engagement – Summary Report.

Community presentations and special briefings involved a summary power point presentation and a general open discussion and question and answer session. These sessions were recorded as a verbal submission and have been incorporated into the record of feedback contained within this report, unless the groups elected to lodge a written submission.

In addition the consultation period ran for a seven week period to ensure that the widest possible range of communities had the opportunity to comment. The full process is outlined in the attached report titled Draft Rural Futures Written Submissions – Summary Report.

Consultation – Submissions

Fifty one individuals or groups provided varying levels of feedback via the consultation process, 28 using written submissions, 4 verbal submissions and the remaining 19 preferring the online survey tool. A total of 283 people participated in 16 separate presentations and 250 unique visitors accessed the webpage 880 times, with 150 copies of documents downloaded dedicated to the draft Rural Futures Strategy.

Written Submissions

The 28 written submissions received totaled 54 pages of comment. A range of themes and ideas were consistent across the total feedback received. The feedback received predominantly contained a mixture of statements of support and suggestions on options to expand or strengthen the objectives and actions. No feedback was received that suggested the deletion of any of the Strategic Directions, Objectives or Action Plan Strategies.

Of the 28 written submissions received, eight were from community groups – two of whom noted their written submissions were on behalf of other member groups: Sunshine Coast Environment Council (SCEC) on behalf of 44 member groups and over 300 individual members and the Mary River Catchment Coordinating Committee (MRCCC) which noted representation from 25 primary industry groups. Submissions were received from all areas of the region.

Across the 54 pages of written feedback received, a total of 140 distinct points of feedback were distilled; and 65% of these points related to the five strategic objectives. Across the five objectives there were two dominant areas of interest, which accounted for 52% of all comments – Objective 2: Maximise the use of Productive Land and Objective 3: Provide a range of economic opportunities. A high proportion of the feedback received in respect of Objective 2 related to the importance of environmental factors, wildlife habitats and land maintenance, irrespective of whether the land is being used for agriculture or not. The most common feedback against Objective 3 related to agri-tourism strategies and systems for enhancing the commercial success of local producers.

Excluding comments on the objectives, the next most common area of feedback related to the details within the body of the document, which accounted for 19% of the 140 points of comment. The nature of the feedback on the body contents varied from suggestions on rewording to requests for greater emphasis on certain features of a district or industry. Many suggestions on specific actions were included in the feedback which have also been compiled and will be shared with the stakeholder group once it is established.

At events in the Noosa Hinterland, and in one of the written submissions, it was suggested that the strategy be separated into two documents – one representing each new council. In reviewing the comments and the strategy, it is suggested that, as the whole strategy is focused on the hinterland area across the region and has been developed following a range of extensive consultation which has included the identification of a number of specific areas in the hinterland – including the Noosa Hinterland – it is proposed to maintain the focus of the strategy as the whole of the hinterland area and maintain the specific identification of the Noosa Hinterland as a separate district.

An overview of the comments and themes of the feedback received fell into 14 categories which are shown in Table 1.

Area of comment	Number of comments	General theme of the feedback
Purpose Statement	1	<ul style="list-style-type: none"> ○ Statement should make reference to the 'ecological integrity' rather than 'beauty'
Strategic Direction	1	<ul style="list-style-type: none"> ○ Consider using another term other than GQAL
General Intent	4	<ul style="list-style-type: none"> ○ Stated objectives will have changing value ○ Actions more helpful to some locations ○ Should be about more practical help for all farmers ○ Should potentially not include Noosa
Details within the Body Content	26	<ul style="list-style-type: none"> ○ Increase focus on dairy industry ○ Increase focus on grazing industry ○ Increase focus on issues, values, challenges, heritage

Area of comment	Number of comments	General theme of the feedback
		<ul style="list-style-type: none"> ○ More explanation on the interconnectedness ○ More recognition of distinct districts ○ General wording suggestions
Broader Issue	1	<ul style="list-style-type: none"> ○ Change the general rate category
Objective 1: Maintain lifestyle options	7	<ul style="list-style-type: none"> ○ Road types to be in harmony with rural lifestyle ○ Zoning changes and sub-division requests ○ Availability of flood free industrial land
Objective 2. Maximise the use of Productive Land	36	<ul style="list-style-type: none"> ○ Land management of non-farm land/protecting habitat for wildlife/reducing land degradation/preserving ecological integrity/recognising ecological values/water quality and protecting native ecosystems ○ Reducing regulations ○ Map and recognise land suited for revegetation/register of natural assets ○ Financial aid for more diverse crops ○ Land and labour availability/share farming ○ Feral animals ○ Need to be careful new crops don't have adverse effects on existing crops
Objective 3: Provide a range of economic opportunities.	36	<ul style="list-style-type: none"> ○ Wide range of alternative and creative economic opportunities identified ○ More emphasis on reducing food miles ○ Range of strategies to facilitate 'buy local'/coordination of resources/facilities to support expansion of trade/local distribution systems ○ Low impact tourism/better tourism promotion ○ More integration between Coast and Hinterland ○ Online market boards and data ○ Importance of digital communications ○ Value adding/extension programs ○ Bio-diesel production/carbon sequestration ○ Building climate resilient primary industries
Objective 4: To foster community development and improve social cohesion	6	<ul style="list-style-type: none"> ○ Suggestions to stop resistance to land being used use for farming activities ○ Impact of land use conflicts ○ Databases and registers

Area of comment	Number of comments	General theme of the feedback
		<ul style="list-style-type: none"> o Agriculture training and education
Objective 5: To support growth in line with community needs and expectations	7	<ul style="list-style-type: none"> o Recognising changing demographic o Promotion of flexible work arrangements o Skills and expectations of lifestyle residents o Hard infrastructure needs
Suggested Additional Objectives	2	<ul style="list-style-type: none"> o Preserving the natural environment and ecosystem o Compilation of a rural producer database
Linkages	2	<ul style="list-style-type: none"> o More detail on how this fits within a 'family of documents' o Link to draft planning scheme and biodiversity strategy
Stakeholder Group	7	<ul style="list-style-type: none"> o Model it on <i>Together Tasmania</i> o Need for the group to report on their progress o Need for its role not to be tokenistic o Strategic coordination o Linkages with other bodies
Measures		<ul style="list-style-type: none"> o More specific output measures

Table 1

Written Submission – How the results have been used

Most of the feedback received is reflected in the final Rural Futures Strategy through the addition of contextual information, expansion of actions or honing of the objectives and strategies. Where the concerns or issues raised are outside of the scope of the Rural Futures Strategy, this feedback has been referred to the appropriate areas.

Table 2 collates the above comments and outlines the changes made to the Draft Rural Futures Strategy to produce the final Rural Futures Strategy

Comment	Response
Purpose Statement: <i>Reference 'ecological integrity' rather than 'beauty.'</i>	The reference to 'natural beauty' has been removed from page 5 and a dot point regarding the importance of ecosystems has been included to emphasise the importance of such. The desire to support continued resilience has also been incorporated within the purpose statement.
Strategic Direction: <i>The use of the term GQAL.</i>	All references to GQAL have been replaced by the term 'agricultural land.'

Comment	Response
General Intent of the Strategy: <i>Changing value of stated objectives and varying value of objectives to different districts; the need to be more practical; and the inclusion of Noosa.</i>	The action plan within the Rural Futures Strategy specifically lists the districts that the actions relate to. This will be within the scope of the review and prioritisation activities undertaken by the Stakeholder Group. The Stakeholder Group will also undertake detailed task planning and test the validity and priority of their plans as part of their annual planning cycle. The priorities reflected in the strategy are a compilation of concerns and issues of all residents of the Sunshine Coast; as such the document is informative for the current Sunshine Coast Council and future Noosa Council.
Details within the Body Contents: <i>Increase focus on dairy industry, grazing industry, issues, values, challenges, heritage, recognition of distinct districts, more data and maps.</i>	The executive summary has been rewritten and the industry data has been updated to reflect the latest 2010-11 census data which will ensure a more current representation of the industry types and sizes. Additional information and data drawn from the 2010-11 census data has also been included in the final document. Specific amendments have also been made to the explanation of the role of the dairy industry, which reflects the feedback received. Likewise additional descriptions have been included in pages 10, 11 and 12 to reflect the range of feedback requesting additional references to features that are important to local residents. Additional maps have not been included to keep the size of the document down. However, additional data and relevant maps will be made available to the Stakeholder Group.
Objective 1: <i>Road usage and harmony with rural lifestyle; zoning changes to allow sub-division; availability of flood free industrial land.</i>	The issues raised are being considered by council under the planning scheme review. In addition, opportunities for improvements in local laws and policies to foster cohesion between farming and residential purposes will be identified and pursued by the Stakeholder Group. The issues raised will be included in the briefing paper for the Stakeholder Group. The intent is also that material will be developed under Objective 1, which addresses matters relating to purchase and maintenance implications.
Objective 2: <i>Land management of non-farm land; protecting habitat for wildlife; reducing land degradation; preserving ecological integrity and water quality; reducing regulations; recognising land suited for revegetation; financial aid for more diverse crops; land and labour availability; management of feral animals.</i>	The issues raised that relate to land and pest management are able to be considered by the Stakeholder Group under Objective 2. To support a broader range of activities by the Stakeholder Group further actions have also been added under Objective 2 to reflect the need for a broader reach of the strategy in line with the wider scope of uses of land in the hinterland area. No changes have been incorporated in respect of share farming feedback as the details of share farming will be defined within the various share farming projects supported by council. Furthermore, all the technical and contextual feedback received that relates to land usage and management will be incorporated within a briefing paper for the Stakeholder Group. Additionally, significant feedback that was received relates to land usage issues, which will all be considered by council under the Planning Scheme review. No changes have been made to the Rural Futures Strategy that concern matters that will be determined through the Planning Scheme review process.

Comment	Response
<p>Objective 3: <i>Alternative and creative economic opportunities; reducing food miles; promoting 'buy local'; coordination of resources; expansion of trade; local distribution systems; tourism and better promotion; digital communications; extension programs; bio-diesel production; carbon sequestration; resilient primary industries.</i></p>	<p>Suggestions for more overt references to value adding have been incorporated in Action 3.1.6, which has been rewritten to reflect this feedback. Suggestions to include an action relating to encouraging and supporting alternative economic uses of land have been included within Action 3.2.5. Actions 2.1.6 and 3.2.1 address carbon sequestration feedback and Strategy 3.4 focuses on tourism opportunities. Broadband infrastructure feedback is also addressed as a key deliverable in council's wider Economic Development Strategy and under Action 5.1.1 in the Rural Futures Strategy. Proposed collaboration and resourcing ideas geared towards encouraging tourists and locals to buy locally grown produce can be undertaken under Objective 3: Strategy 3.1. Likewise, promotional materials proposed in feedback can be developed under Objective 3: Strategy 3.4. All of the technical and contextual aspects of this feedback will be incorporated within the briefing paper for the Stakeholder Group. This briefing paper will also include all of the creative ideas for future economic activities that were included in the feedback received. Feedback regarding the attraction of research and development will be consideration as part of council's wider Economic Development Strategy for the region, and land use feedback is being considered by council under the Planning Scheme review.</p>
<p>Objective 4: <i>Resistance to land being used use for farming activities; land use conflicts; databases and registers; agriculture training and education.</i></p>	<p>Under Objective 1: Action 1.1.4, options to manage residential property owners' expectations when they buy or move into farming areas are able to be undertaken by the Stakeholder Group. Agriculture training and education activities are also covered by the intent and focus of Objective 4. The feedback received regarding this will be incorporated within the briefing paper for the Stakeholder Group. No further actions have been added regarding a register, as a database is currently being addressed through council action relating to <i>Seasons of the Sun</i> branding.</p>
<p>Objective 5: <i>Changing demographic; flexible work arrangements; skills and expectations of lifestyle residents; dependence on digital services; roads.</i></p>	<p>Strategy 5.1 provides for opportunities for more flexible work arrangements to be explored by the Stakeholder Group. Strategy 5 also covers actions to enhance housing, educational, health, and recreational options. These actions align with the suite of other council policy frameworks that all target these issues. The road needs of the region are covered by the intent and focus of Action 5.3.1. All of the points of feedback relating to Objective 5 will be incorporated within the briefing paper for the Stakeholder Group.</p>
<p>Suggested Additional Objectives: <i>Preserving the natural environment and ecosystem; compiling a rural producers' database.</i></p>	<p>The overarching strategic objective statement on page 5 has been expanded to specifically recognise the importance of biodiversity and landscape connectivity. The action plan has also been adjusted to reflect this change. No further actions have been added regarding a register, as a database is currently being addressed through council action to relating to <i>Seasons of the Sun</i> branding.</p>
<p>Linkages: <i>How this Strategy fits within a 'family of documents' and links to the draft planning scheme and biodiversity strategy.</i></p>	<p>A diagrammatic representation of council's policy framework that the Rural Futures Strategy forms part of has been included in the final document.</p>

Comment	Response
Stakeholder group: <i>Reporting on their progress; role not to be tokenistic; strategic coordination; linkages with other bodies.</i>	The Stakeholder Group will be tasked with the responsibility for preparing an annual business plan and producing an annual performance report for council, which will be accessible to the public. The design and establishment of the stakeholder group and their terms of reference will reflect this responsibility. All suggestions for the operation and role of the Stakeholder Group will be included within the briefing paper for the Stakeholder Group.

Table 2

Online Engagement

250 unique visitors accessed the Draft Rural Futures webpage, with 150 copies of documents downloaded and 19 people accessing the online survey. An analysis of the submissions shows that in general a majority, 53% of respondents to the survey, felt that the draft strategy represented a positive direction for the Sunshine Coast Hinterland, however only 11% commented that it did not (two respondents). Likewise 53% responded that the draft strategy reflected the current issues and values, with 26% feeling that it did not.

In terms of the respondents identifying which priorities within the strategy they felt were either the most important or should be removed, the results were mixed – there was generally an even distribution of support for all of the strategies. However, maintaining lifestyle, economic opportunities and community development were considered to be the strategies that will achieve the most for the Hinterland. In contrast a small number of respondents who nominated these as the most important strategies also believed that strategies relating to maintaining lifestyle and economic opportunities could be removed.

Strategies relating to tourism, lifestyle and community cohesion were voted highest as representing a positive direction for the Hinterland. A focus on community development and cohesion, enhanced lifestyle options, and economic opportunity were seen as the three areas that would achieve the most positive change for the Hinterland.

Of the 19 survey respondents, nine people identified that they believed the strategy was missing important points. These were enhancing community and economic resilience to cope with the constant disturbance from population growth, demographic shift, climate change, changing consumer values and political change, the role of agricultural land in providing conservation corridors, the control of erosion on road reserves, management of underground water and soil erosion, establishing buffer zones around parks in tandem with State controls to manage weeds and feral animals, the part that the creative arts play in the economic success of the area, and the preservation and sustainability of the natural environment.

Each of the areas highlighted as missing from the draft strategy have been considered and have informed the final Rural Futures Strategy. Table 3 details the response and any change to the Draft Rural Futures Strategy to produce the final Rural Futures Strategy.

Comment	Response
The need for more recognition of the role of agricultural land in providing conservation corridors	Opportunities for improvements in local laws and policies to support farming activities will be identified and pursued by the Stakeholder Group. The issue raised will be included in the brief for the Stakeholder Group. The feedback in this area is also being considered by council under the planning scheme review.
Control of erosion on road reserves, management of underground water, establishing buffer zones around parks, state controls to manage weeds and feral animals	Under Objective 2 this action is able to be undertaken by the Stakeholder Group. All points of feedback relating to this concern will be incorporated within the briefing paper for the Stakeholder Group.
The need for more recognition of the natural environment and wildlife preservation and sustainability	This issue is relevant to the planning activities of Stakeholder Group therefore all technical and contextual information that relates to the implementation of the Rural Futures Strategy will be compiled into a briefing report for the stakeholder group. In addition, an action has been added under Objective 2 to reflect the need for activities relating to the broader reach and scope of uses of land in the hinterland area.
The need to recognise that creative arts play a role in the economic success of the area	More reference to art and culture has been included in respect of tourism contained on page 13. All points of feedback relating to this concern will be incorporated within the briefing paper for the Stakeholder Group.
Enhancing community and economic resilience to cope with population growth, demographic shift, climate change, changing consumer values and political change	The desire to support continued resilience has been incorporated within the purpose statement. The nature of this feedback is being considered by council under the Planning Scheme review.

Table 3

Legal

There are no identified legal issues in the release of the Rural Futures Strategy.

Policy

The Rural Futures Strategy is consistent with commitments made through council's Corporate Plan 2009-2014 and its Economic Development Strategy 2010-2014

Risk

The principle risk in the release of the Rural Futures Strategy is in meeting community expectations in the delivery of the strategy.

The de-amalgamation of Sunshine Coast Council into two separate councils presents a potential risk for the implementation of the Rural Futures Strategy and its associated strategic actions. This should be considered and addressed as part of the transition process and business planning of 2013/2014 activities.

Previous Council Resolution

Ordinary Meeting 13 December 2012 (OM12/193)

That Council:

- (a) receive and note the report titled "Draft Rural Futures Strategy"; and*
- (b) approve the release of the Draft Rural Futures Strategy (Appendix A) for public consultation and feedback between 7 January 2013 and 22 February 2013.*

Related Documentation

Draft Rural Futures Strategy

Draft Rural Futures Strategy Written Submissions – Summary Report (Attachment 1)

Draft Rural Futures Strategy Online Community Engagement – Summary Report (Attachment 2)

Critical Dates

There are no critical dates that impact on this decision.

Implementation

The establishment of the Rural Futures Stakeholder Group will commence and be tasked with the implementation of the Rural Futures Strategy.

The implementation of the specific actions will commence subject to the 2013/2014 Budget process.

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7.6.2 COUNCILLORS ACCEPTABLE REQUEST GUIDELINES

File No:	Statutory Meetings
Author:	Executive Officer to the CEO Executive Office
Appendices:	App A - Councillors Acceptable Request Guidelines (Pg 175)

PURPOSE

The purpose of this report is to present the Acceptable Request Guidelines for Councillors to council for consideration and adoption in line with recent amendments to the *Local Government Act 2009*.

EXECUTIVE SUMMARY

The *Local Government and Other Legislation Amendment Act 2012* was passed by the Queensland Legislative Assembly on 13 November 2012, receiving Assent on 22 November 2012.

One of the resulting changes to the *Local Government Act 2009*, requires that councillor requests or 'Acceptable Requests Guidelines' be made by resolution of the local government, rather than made by the Chief Executive Officer as was previously required.

OFFICER RECOMMENDATION

That Council:

- (a) receive and note the report titled "Councillors Acceptable Request Guidelines"; and
- (b) adopt the Strategic Policy – Acceptable Requests Guidelines (Councillors) (Appendix A).

FINANCE AND RESOURCING

There are no financing implications associated with the adoption of the Acceptable Requests Guidelines (Councillors), as resourcing implications will be met within existing budgeted employee costs.

Should a request from a councillor under these guidelines be of a particularly complicated or complex nature, or impact significantly on an operating budget, the Chief Executive Officer may determine that such be reported to Council for consideration.

CORPORATE PLAN

Corporate Plan Theme: *Robust Economy*

Emerging Priority: 1.1 - A broad economic base

Strategy: 1.1.2 - Build alliances and partnerships to develop the economy of the region with businesses and government agencies

Corporate Plan Theme: *Great governance*

Emerging Priority: 8.1 - Ethical, accountable and transparent decision-making

Strategy: 8.1.3 - Councillors and employees are aware of the importance of ethical behaviour, compliance with codes of conduct and providing complete information and advice

CONSULTATION

Internal Consultation

The Acceptable Requests Guidelines have been developed in consultation with the Chief Executive Officer and the draft policy has been circulated to all Councillors. Some Councillors did make comments which were addressed prior to a second draft policy being circulated to all Councillors.

External Consultation

No external consultation was necessary for the development of the guidelines. At the time of writing, no specific advice on the formulation of guidelines had been received from the Department of Local Government or the Local Government Association of Queensland.

Community Engagement

Community engagement was not required for the development of these guidelines.

PROPOSAL

The *Local Government and Other Legislation Amendment Act 2012* was passed by the Queensland Legislative Assembly on 13 November 2012, receiving Assent on 22 November 2012.

One of the resulting changes to the *Local Government Act 2009*, requires that councillor requests or 'Acceptable Requests Guidelines' be made by resolution of the local government, rather than made by the Chief Executive Officer as was previously required.

The amendments allow for a councillor to ask a local government employee to provide advice to assist the councillor to carry out his or her responsibilities under the Act. This is broader than previous legislation which was 'to help the Councillor make a decision'. The Act also requires that all requests from councillors must conform with the Acceptable Request Guidelines.

Councillors' responsibilities under the Act are:

- To represent the current and future interests of the residents of the local government area.

- To ensure the local government:
 - Discharges its responsibilities under the Act
 - Achieves its corporate and community plans; and
 - Complies with all laws that apply to local governments;
- To provide high quality leadership to the local government and the community;
- To participate in council meetings, policy development and decision making for the benefit of the local government area; and
- To be accountable to the community for the local government's performance.

The Mayor has the additional responsibilities of:

- Leading and managing meetings of the local government (at which the mayor is the chairperson), including managing the conduct of the participants at the meetings;
- Preparing a budget to present to the local government;
- Leading, managing and providing strategic direction to the chief executive officer in order to achieve the high quality administration of the local government;
- Directing the chief executive officer and senior executive employees, in accordance with the local government's policies;
- Conducting a performance appraisal of the chief executive officer, at least annually in the way that is decided by the local government (including as a member of a committee for example);
- Ensuring that the local government promptly provides the Minister with the information about the local government area, or the local government that is requested by the Minister;
- Being a member of each standing committee of the local government; and
- Representing the local government at ceremonial or civic functions.

Legal

Section 170A of the Act – 'Requests for assistance or information' outlines that the acceptable request guidelines are to be adopted by resolution of the local government and are to be about the way in which a councillor may ask a local government employee for advice to help the councillor carry out his or her responsibilities under the Act and outline reasonable limits on requests that a councillor may make.

Policy

Upon adoption, the Acceptable Request Guidelines will be a strategic policy of Council with the policy being included in the Policy Register.

Risk

Should acceptable requests guidelines not be adopted, Council risks non compliance with the Act.

Previous Council Resolution

No previous council resolutions relate to the recommendations contained in the report.

Related Documentation

- Councillor Code of Conduct
- Employee Code of Conduct

Critical Dates

With the *Local Government and Other Legislation Amendment Act 2012* receiving Assent on 22 November 2012, timely adoption of these guidelines will ensure compliance with the Act.

Implementation

Upon adoption by Council the Councillor Acceptable Requests Guidelines will be included in the Policy Register and the requirements of such will be communicated to all officers.

STRATEGIC POLICY

Councillors Acceptable Request Guidelines

<p>Corporate Plan Reference:</p>	<p>8. Great Governance 8.1 Ethical, accountable and transparent decision making 8.1.2 Ensure legislative compliance and awareness 8.1.3 Councillors and employees are aware of the importance of ethical behaviour, compliance with codes of conduct and providing complete information and advice.</p>
<p>Endorsed by Council on:</p>	<p><Insert Ordinary Meeting Date></p>
<p>Policy Owner and Department:</p>	<p>Chief Executive Officer Contact: Executive Officer to the CEO</p>

POLICY PURPOSE

This policy sets out the guidelines for requests for assistance, advice or information by councillors to local government employees to assist councillors to carry out their responsibilities under the *Local Government Act 2009* (the Act).

POLICY OUTCOME

Councillors are able to access assistance, advice or information from local government employees to assist them to carry out their responsibilities under the Act and be provided with information relating to the Sunshine Coast Regional Council.

POLICY SCOPE

The Act requires that council adopts Acceptable Request Guidelines about the way in which councillors may ask local government employees for advice to help them carry out their responsibilities under the Act.

In accordance with the Act, this policy provides guidance about –

The way in which a councillor may ask a local government employee for assistance to help the councillor carry out his or her responsibilities under the Act; and

Reasonable limits on requests that a councillor may make.

POLICY STATEMENT

Councillors may request assistance, advice or information to carry out his or her responsibilities under the Act from local government employees on matters that are within the employee's scope of responsibility or knowledge:

- Where the request is of the nature of a simple question that can be verbally responded to;
- Where the employee normally provides similar assistance, advice or information to either the public or more senior employees of the local government.

GUIDING PRINCIPLES

1. In requesting assistance, advice or information, councillors must not direct or pressure employees in relation to their work or seek to influence recommendations the employee should make.
2. Requests from councillors for assistance, advice or information must be made in a professional manner and with respect.
3. Employees must keep a record of assistance, advice or information provided to councillors as they would in advising a member of the public or other authority. This is to be recorded in Council's data management system/enterprise content management system.
4. Requests from councillors for assistance, advice or information will be responded to as soon as reasonably possible, or in a timeframe not exceeding five (5) working days of receipt of the request. If the request involves a complicated issue, requires significant time or resources to research, or necessitates a report to Council, the employee will respectfully inform the councillor and the relevant executive director of the process involved within five (5) working days of receipt of the request.
5. It is expected and entirely appropriate that any relevant employee can speak with/respond to a councillor's request for advice or information where such request is within the employee's normal activities/responsibilities; however, should a request for assistance, advice or information not fall within an employee's responsibilities or knowledge, the employee must ensure a relevant employee is contacted to assist the councillor.
6. To assist communications and ensure coordination, employees should ensure provision of assistance, advice or information to councillors is shared with the relevant manager/executive director.
7. If a councillor asks for assistance, advice or information outside of these guidelines, or attempts to direct an employee about the way in which his or her duties are to be performed, the employee must report this in a timely manner to their executive director or the chief executive officer (CEO).
8. Where a councillor repeatedly operates outside of these principles, the CEO retains the right to have all future requests for assistance, advice or information, by that councillor, to be made only to the CEO or relevant executive director.

ROLES AND RESPONSIBILITIES

This policy applies to the councillors and employees of the Sunshine Coast Regional Council.

With regard to the application of these guidelines to the Mayor, section 12(4)(d) of the Act is noted wherein the Mayor is given the extra responsibility of directing the chief executive officer and senior executive employees in accordance with the local government's policies.

In the context of this policy and to best assist councillors, requests for assistance to carry out their responsibilities under the Act, should in the first instance be directed to Chief Executive Officer, Executive Directors or branch managers.

DEFINITIONS

Councillor (of a local government) includes the mayor, noting section 12(4)(d) of the Act as above.

Officer/employee includes all employees of the Sunshine Coast Regional Council, regardless of their employment status or type, for example, permanent, maximum-term, casual, full/part time, contractors or agency casuals.

RELATED POLICIES AND LEGISLATION

Including but not limited to:

Sunshine Coast Regional Council - Councillor Code of Conduct
Sunshine Coast Regional Council - Employee Code of Conduct

Local Government Act 2009

s12 *Responsibilities of councillors*
s13 *Responsibilities of local government employees*
s170 *Giving directions to local government staff*
s170A *Requests for assistance or information*
s171 *Use of information by councillors*
s171A *Prohibited conduct by councillor in possession of inside information*
s200 *Use of information by local government employees*

Chapter 6, Part 2, Division 6 – Conduct and performance of councillors

Version control:

Version	Reason/ Trigger	Change (Y/N)	Endorsed/ Reviewed by	Date
4.0	Create New	Y	Office of the CEO – review/adoption by Council	<i>Drafting – 5 Feb 2013 Second circulation draft for Councillors consideration.</i>

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8 NOTIFIED MOTIONS

9 TABLING OF PETITIONS

Petitions only eligible for submission if:

- * Legible
- * Have purpose of the petition on top of each page
- * Contain at least 10 signatures
- * Motion limited to:
 - Petition received and referred to a future meeting
 - Petition received and referred to the Chief Executive Officer for report and consideration of recommendation
 - Petition not be received

10 CONFIDENTIAL SESSION**10.1 REGIONAL STRATEGY AND PLANNING****10.1.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - IDENTILITE SIGNS**

File No: ECM
Author: Manager Development Services
Regional Strategy & Planning Department

This report is confidential in accordance with section 275 (e) of the *Local Government Regulation 2012* as it contains information relating to contracts proposed to be made by it.

10.1.2 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - UPDATE CALOUNDRA SOUTH

File No: Statutory Meetings
Author: Executive Director Regional Strategy and Planning
Regional Strategy & Planning Department

This report is confidential in accordance with section 275 (h) of the *Local Government Regulation 2012* as it contains information relating to business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

10.2 FINANCE AND BUSINESS**10.2.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - QUARTERLY PROGRESS REPORT - QUARTER 3, 2012-2013**

File No: 4.16.4
Author: Corporate Planning & Reporting Manager
Finance & Business Department

This report is confidential in accordance with section 275 (f) of the *Local Government Regulation 2012* as it contains information relating to starting or defending legal proceedings involving it.

10.2.2 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - BUSINESS CASE PROPOSAL

File No: Statutory Meeting
Authors: Business and Commercial Analyst
Finance & Business Department
Commercial Analysis Manager
Finance & Business Department
Manager Commercial & Procurement
Finance & Business Department

This report is confidential in accordance with section 275 (e) (h) of the *Local Government Regulation 2012* as it contains information relating to contracts proposed to be made by it; AND business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

10.2.3 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - LAND TENURE COOLUM

File No: ECM 24 April 2013
Author: Acting Manager, Property and Business
Finance & Business Department

This report is confidential in accordance with section 275 (f) of the *Local Government Regulation 2012* as it contains information relating to starting or defending legal proceedings involving it.

10.2.4 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - LAND ACQUISITION

File No: Statutory Meetings
Author: Acting Manager, Property and Business
Finance & Business Department

This report is confidential in accordance with section 275 (h) of the *Local Government Regulation 2012* as it contains information relating to business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

11 NEXT MEETING

The next Ordinary Meeting will be held on 23 May 2013 in the Council Chambers, Corner Currie and Bury Streets, Nambour.

12 MEETING CLOSURE