

Minutes

Ordinary Meeting

Thursday, 24 June 2021

Council Chambers, 1 Omrah Avenue, Caloundra

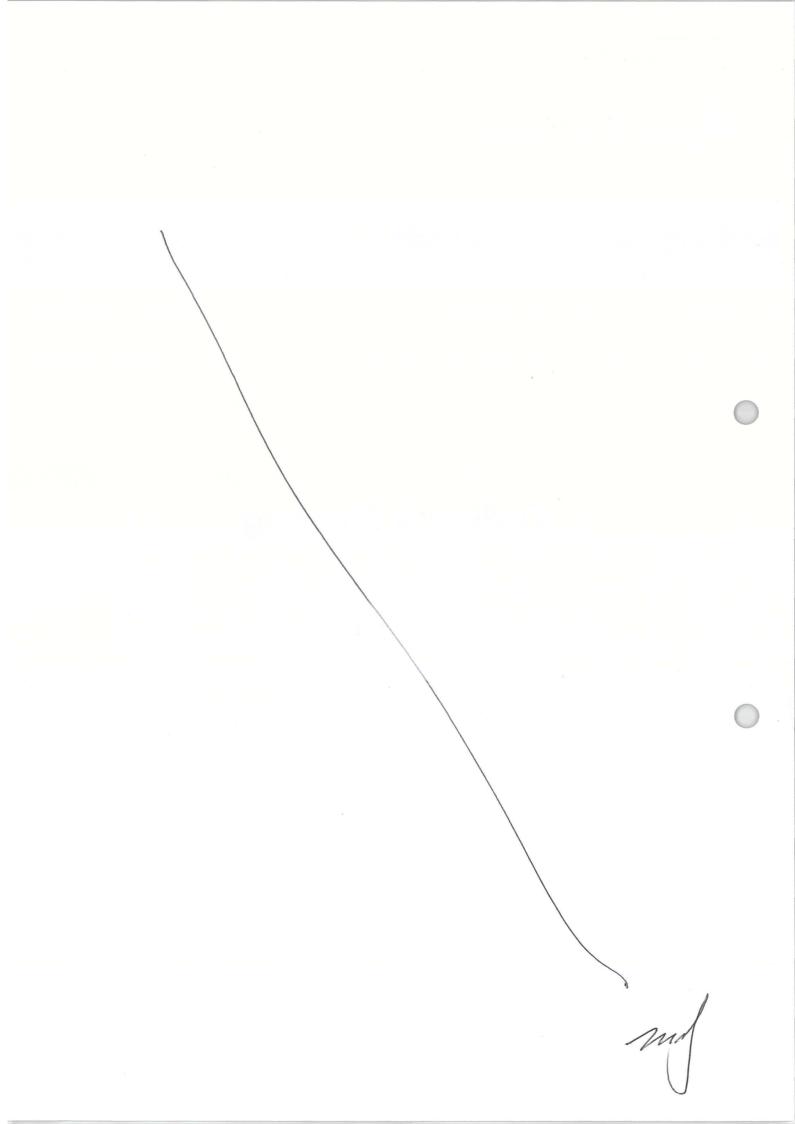


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Please Note: The resolutions as shown in italics throughout these minutes are the resolutions carried by the Council.

1 DECLARATION OF OPENING

The Chair declared the meeting open at 11.00am.

2 WELCOME AND OPENING

Councillor W Johnston acknowledged the Traditional Custodians of the land on which the meeting took place.

Pastor David Tidey from Yandina Baptist Church read a prayer.

3 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE

COUNCILLORS

Councillor M Jamieson Mayor (Chair)

Councillor R Baberowski Division 1 (Deputy Mayor)

Councillor T Landsberg Division 2
Councillor P Cox Division 3
Councillor J Natoli Division 4

Councillor W Johnston Division 5 (absent Item 8.11 – 11.1)

Councillor C Dickson
Councillor E Hungerford
Councillor J O'Pray
Councillor M Suarez
Councillor D Law
Division 6
Division 7
Division 8
Division 9
Division 10

COUNCIL OFFICERS

Chief Executive Officer

Group Executive Built Infrastructure

Group Executive Customer Engagement and Planning Services

Group Executive Economic and Community Development

Group Executive Business Performance

Group Executive Liveability and Natural Assets

Chief of Staff

Chief Strategy Officer

Director, Major Projects and Strategic Property

Coordinator CEO Governance & Operations

Coordinator Commercial Analysis

Manager Business and Innovation

Coordinator Financial Services

Coordinator Financial Accounting

Acting Manager Leasing & Land Management

Coordinator Response Services

Manager Customer Response

Head of Tourism and Major Events

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4 RECEIPT AND CONFIRMATION OF MINUTES

Council Resolution

Moved:

Councillor P Cox

Seconded:

Councillor C Dickson

That the Minutes of the Ordinary Meeting held on 27 May 2021 be received and confirmed.

Carried unanimously.

5 MAYORAL MINUTE

Nil

- 6 INFORMING OF CONFLICTS OF INTEREST
- 6.1 PRESCRIBED CONFLICTS OF INTEREST

Nil

6.2 DECLARABLE CONFLICTS OF INTEREST

Councillor M Suarez notified Council of a Declarable Conflict of Interest in relation to Item 8.7 Disposal of Council owned Lot 508 RP881915.

June Para 7/at 29

7 PRESENTATIONS / COUNCILLOR REPORTS

7.1 PRESENTATION - LIONS CLUB OF MOOLOOLABA DONATION FOR CHARLES CLARKE LIONS PARK

Council Resolution

Moved:

Councillor J Natoli

Seconded:

Councillor R Baberowski

That Council receive with thanks the donation of \$5,000 from Lions Club of Mooloolaba towards the upgrade of playground equipment at Charles Clarke Lions Park at Mooloolaba.

Carried unanimously.

7.2 PRESENTATION - 2021 MUSEUMS AND GALLERIES NATIONAL AWARD FOR 'INTERPRETATION, LEARNING & AUDIENCE ENGAGEMENT' FOR ITS FIRST NATIONS DIGITIAL EXPERIENCE AT BANKFOOT HOUSE

Council Resolution

Moved:

Councillor R Baberowski

Seconded:

Councillor P Cox

That Council recognise the achievement of Sunshine Coast Council for receiving the award for 2021 Museums and Galleries National Award for 'Interpretation, Learning & Audience Engagement' for its First Nations digital experience at Bankfoot House.

Carried unanimously.

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8 REPORTS DIRECT TO COUNCIL

8.1 APPLICATION OF NATIONAL COMPETITION POLICY 2021/2022

File No:

Council Meetings

Author:

Coordinator Commercial Analysis

Business Performance Group

Attachments:

Att 1 - Reform Options 2021-2022

Att 2 - Business activity identification 2021-2022

Att 3 - Full Cost Performance 2019-2020

Council Resolution (OM21/49)

Moved: Seconded: Councillor E Hungerford Councillor W Johnston

That Council:

- (a) receive and note the report titled "Application of National Competition Policy 2021/2022"
- (b) apply Full Cost Pricing to the Waste and Resource Management significant business activity for the 2021/2022 financial year in accordance with section 44(1)(b) of the Local Government Act 2009
- (c) apply the Code of Competitive Conduct to the following business activities, for the 2021/2022 financial year, in accordance with section 47 of the Local Government Act 2009:
 - (i) Sunshine Coast Holiday Parks; and
 - (ii) Quarries
- (d) not apply the Code of Competitive Conduct to the International Broadband Submarine Cable Network, in accordance with section 47 of the Local Government Act 2009 as:
 - (i) Council considers this an economic development project being a mechanism to future proof telecommunications capacity and access on the Sunshine Coast
 - (ii) Council will not be able to influence price setting and
 - (iii) costs and prices of the project are already isolated, documented, and transparent and
- (e) request the Chief Executive Officer to provide a further report to Council by the end of September 2021 on the outcome of the current assessments of other business activities of Council.

8.2 2021/2022 PROCUREMENT POLICY AND PROCUREMENT AND DISPOSAL FRAMEWORK

File No:

Council meetings

Author:

Manager Business and Innovation

Business Performance Group

Appendices:

App A - Procurement Policy App B - Contract Manual App C - Contracting Plan

App D - Local Preference in Procurement Guideline App E - Social Benefit in Procurement Guideline App F - First Nations Procurement Guideline

App G - Innovation & Market-Led Proposal Guideline

App H - Significant Contracting Plan - Sunshine Coast City Hall -

Fit Out

App I - Significant Contracting Plan - Microsoft Enterprise

Licences

App J - Significant Contracting Plan - Pavement Marking

Services

App K - Significant Contracting Plan - Lifeguard Services

App L - Significant Contracting Plan - Kawana Waters Regional

Aquatic Centre

App M - Significant Contracting Plan - Nambour Landfill

Expansion

Council Resolution (OM21/50)

Moved:

Councillor E Hungerford

Seconded:

Councillor J Natoli

That Council:

- (a) receive and note the report titled "2021/2022 Procurement Policy and Procurement and Disposal Framework"
- (b) adopt the proposed procurement and contracting as the procurement and disposal framework:
 - (i) Procurement Policy (Appendix A)
 - (ii) Contract Manual (Appendix B)
 - (iii) Contracting Plan (Appendix C)
 - (iv) Local Preference in Procurement Guideline (Appendix D)
 - (v) Social Benefit Procurement Guideline (Appendix E)
 - (vi) First Nations Procurement Guideline (Appendix F)
 - (vii) Innovation and Market-Led Engagement Guideline (Appendix G) and
- (c) adopt Significant Contracting Plans for the following:
 - (i) Design and Construct Sunshine Coast City Hall Fitout (Appendix H)
 - (ii) Microsoft Enterprise Licences (Appendix I)
 - (iii) Pavement Marking Services (Appendix J)

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- (iv) Lifeguard Services (Appendix K)
- (v) Kawana Waters Regional Aquatic Centre (Appendix L) and
- (vi) Nambour Landfill Expansion (Appendix M).



8.3 MAY 2021 FINANCIAL PERFORMANCE REPORT

File No:

Financial Reports

Author:

Coordinator Financial Services

Business Performance Group

Attachments:

Att 1 - Monthly Financial Performance Report

Att 2 - 2020/21 Capital Grant Funded Project Report May 2021

Council Resolution (OM21/51)

Moved:

Councillor E Hungerford

Seconded:

Councillor J Natoli

That Council receive and note the report titled "May 2021 Financial Performance Report".

Carried unanimously.

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8.4 QUEENSLAND AUDIT OFFICE - FIRST INTERIM MANAGEMENT REPORT FOR THE FINANCIAL YEAR ENDED 30 JUNE 2021

File No:

Financial Management

Author:

Coordinator Financial Accounting

Business Performance Group

Attachments:

Att 1 - Queensland Audit Office 2021 First Interim Report

Council Resolution (OM21/52)

Moved:

Councillor J Natoli

Seconded:

Councillor E Hungerford

That Council receive and note the report titled "Queensland Audit Office - First Interim Management Report for the financial year ended 30 June 2021".



8.5 AUDIT COMMITTEE MEETING 24 MAY 2021

File No:

Council Meetings

Author:

Manager Audit and Assurance

Office of the CEO

Appendices:

App A - Audit Committee Minutes 24 May 2021

App B - 2021-2022 Internal Audit Annual Work Plan

Council Resolution (OM21/53)

Moved:

Councillor J Natoli

Seconded:

Councillor E Hungerford

That Council:

(a) receive and note the report titled "Audit Committee Meeting 24 May 2021" and

(b) endorse the Audit Committee Minutes 24 May 2021 (Appendix A) and the 2021 – 2022 Internal Audit Work Plan (Appendix B).

8.6 DISPOSAL (EASEMENT) OF COUNCIL OWNED LOT 8003 SP305387

File No:

F2020/62992

Author:

Senior Property Officer

Business Performance Group

Attachments:

Att 1 - Lot 8003 SP305387 aerial map

Att 2 - Easement DL SP306955

Att 3 - Lot 8003 SP305387 sewer infrastructure plan.pdf

Council Resolution (OM21/54)

Moved: Seconded: Councillor C Dickson
Councillor W Johnston

That Council:

(a) receive and note the report titled "Disposal (Easement) of Council owned Lot 8003 SP305387"

- (b) resolve, pursuant to section 236(2) of the Local Government Regulation 2012, that an exception to dispose of an interest in land over Lot 8003 SP305387 other than by tender or auction applies, as the disposal is pursuant to section 236(1)(b)(i) to a government agency and
- (c) note that Unitywater is a government agency.

Carried unanimously.

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8.7 DISPOSAL OF COUNCIL OWNED LOT 508 RP881915

File No:

F2019/52376

Author:

Senior Property Officer

Business Performance Group

Attachments:

Att 1 - Lot 508 RP881915 aerial map

RECEIPT OF NOTIFICATION OF INTEREST BY THE CHIEF EXECUTIVE OFFICER

In accordance with s150EQ(3)(b) of the *Local Government Act 2009* the Chief Executive Officer informed Council that she had received notification of a Declarable Conflict of Interest by Councillor M Suarez.

NOTIFICATION OF INTEREST

In accordance with s150EQ(3)(c)(i) of the *Local Government Act 2009* Councillor M Suarez gave notice of a Declarable Conflict of Interest in relation to Agenda Item 8.7 Disposal of Council Owned Lot 508 RP881915.

I, Councillor Maria Suarez, notify that I have a Declarable Conflict of Interest in Item 8.7 to be considered at the Ordinary Meeting on 24 June 2021 due to my principal place of residence being located within approximately 1 kilometre of Lot 508 RP881915, Lake Vista Drive Peregian Beach, which is a Council owned Access Restriction Strip under a nomination of trust for town planning purposes. As my principal place of residence may either benefit from, or be adversely affected by, the decision that Council makes on this matter, I will not participate in discussions or decisions until such time as Council considers this Declarable Conflict of Interest and determines whether I may or may not participate.

Due to my historical knowledge of the area, knowledge of the development application for 90 Lake Vista Drive and understanding of the neighbouring residents' concerns, I believe that I have valuable information to add to the debate and without my participation the neighbouring residents will not have adequate representation. I am of the opinion that I can participate in the discussion and vote on this matter and in doing so my participation will not lead to a decision that is contrary to the public interest. I acknowledge the eligible Councillors must by resolution, decide my participation or otherwise in making a decision on the matter.

Council Resolution

Moved:

Councillor D Law

Seconded:

Councillor W Johnston

In accordance with s150ES(3)(b)(i) of the Local Government Act 2009, that despite Councillor M Suarez's conflict of interest, Councillor M Suarez may participate in the discussions and decision relating to Agenda Item 8.7 due to her extensive local knowledge as the Division Councillor.

Carried unanimously.

In accordance with s150ET(2) of the *Local Government Act 2009*, Councillor M Suarez was not eligible to vote on this matter.

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Council Resolution (OM21/55)

Moved: Councillor E Hungerford Seconded: Councillor C Dickson

That Council:

- (a) receive and note the report titled "Disposal of Council owned Lot 508 RP881915"; and
- (b) as the registered land owner of Lot 508 RP881915 resolve not to dedicate Lot 508 RP881915 as a road for public use.

For: Councillor M Jamieson, Councillor R Baberowski, Councillor J Natoli,

Councillor W Johnston, Councillor C Dickson, Councillor E Hungerford

and Councillor M Suarez.

Against: Councillor T Landsberg, Councillor P Cox, Councillor J O'Pray and

Councillor D Law.

Carried.

Council Resolution

Moved: Councillor C Dickson Seconded: Councillor W Johnston

That Council grant Councillor E Hungerford an extension of time for five minutes to speak further to the motion.

Carried unanimously.

Council Resolution

Moved: Councillor E Hungerford Seconded: Councillor W Johnston

That Council grant Councillor M Suarez an extension of time for five minutes to speak further to the motion.

8.8 DISPOSAL (LEASE) OF COUNCIL OWNED LOT 102 SP299796

File No:

F2021/30752

Author:

Senior Property Officer

Business Performance Group

Attachments:

Att 1 - Lot 102 SP299796 aerial map

Council Resolution (OM21/56)

Moved:

Councillor P Cox

Seconded:

Councillor R Baberowski

That Council:

(a) receive and note the report titled "Disposal (Lease) of Council owned Lot 102 SP299796" and

(b) resolve, pursuant to section 236(2) of the Local Government Regulation 2012, that an exception to dispose of an interest (Lease) in part of Lot 102 SP299796, other than by tender or auction applies, as the disposal is pursuant to section 236(1)(c)(iv) the land is disposed of to a person who owns adjoining land, being Be Associated Limited.

Carried unanimously.

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8.9 DISPOSAL (EASEMENT) OF COUNCIL OWNED LOT 80 SP305312

File No:

F2021/46043

Author:

Senior Property Officer

Business Performance Group

Attachments:

Att 1 - Lot 80 SP305312 aerial map

Att 2 - Draft survey plan SP321134

Council Resolution (OM21/57)

Moved:

Councillor J Natoli

Seconded:

Councillor R Baberowski

That Council:

- (a) receive and note the report titled "Disposal (Easement) of Council owned Lot 80 SP305312"
- (b) resolve, pursuant to section 236(2) of the Local Government Regulation 2012, that an exception to dispose of an interest in land over Lot 80 SP305312 other than by tender or auction applies, as the disposal is pursuant to section 236(1)(b)(i) to a government agency and
- (c) note that Energex Limited is a government agency.

Carried unanimously.

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8.10 MANAGEMENT PLAN FOR DOMESTIC ANIMALS (CATS AND DOGS) 2021–2030

File No:

F2017/15926

Author:

Coordinator Response Services

Customer Engagement & Planning Services Group

Appendices:

App A - Management Plan for Domestic Animals (Cats and Dogs)

2021 - 2030

Attachments:

Att 1 - Management Plan for Domestic Animals (Cats and Dogs)

2021 - 2030 Snapshot

Att 2 - Management Plan for Domestic Animals (Cats and Dogs)

Action Plan 2021 - 2030

MOTION

Moved: Seconded: Councillor J Natoli
Councillor C Dickson

That Council:

- (a) receive and note the report titled "Management Plan for Domestic Animals (Cats and Dogs) 2021– 2030"
- (b) endorse the Sunshine Coast Council Management Plan for Domestic Animals (Cats and Dogs) 2021 2030 (Appendix A) as amended and
- (c) request the Chief Executive Officer
 - (i) schedule a Councillor Workshop to discuss the development of an operational procedure for the identification, designation and response to non-compliance 'Hot Spots' by 30 September 2021
 - (ii) conduct a review of the management of animal noise complaints to avoid prolonged noise nuisances in residential areas by 31 December 2021
 - (iii) investigate options to create an 'Animal Education' volunteer program for the active promotion of responsible pet ownership in Council's public spaces and provide the outcomes to Councillors by 31 December 2021.

For:

Councillor T Landsberg, Councillor P Cox, Councillor J Natoli and

Councillor C Dickson.

Against:

Councillor M Jamieson, Councillor R Baberowski, Councillor W

Johnston, Councillor E Hungerford, Councillor J O'Pray, Councillor M

Suarez and Councillor D Law.

Lost.

Council Resolution (OM21/58)

Moved:

Councillor D Law

Seconded:

Councillor J O'Pray

That Council:

- (a) receive and note the report titled "Management Plan for Domestic Animals (Cats and Dogs) 2021- 2030" and
- endorse the Sunshine Coast Council Management Plan for Domestic Animals (Cats and Dogs) 2021 - 2030 (Appendix A).

Carried unanimously.

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8.11 MAJOR EVENT SPONSORSHIP - MOOLOOLABA TRIATHLON 2022-2024

File No:

Council meetings

Author:

Head of Tourism and Major Events

Economic & Community Development Group

Attachments:

Att 1 - Sponsorship Proposal - Confidential

Council Resolution (OM21/59)

Moved:

Councillor J O'Pray

Seconded:

Councillor J Natoli

That Council:

- (a) receive and note the report titled "Major Event Sponsorship Mooloolaba Triathlon 2022-2024" and
- (b) authorise the Chief Executive Officer to negotiate and execute a contract for the Mooloolaba Triathlon for 2022-2024.

Carried unanimously.

Councillor W Johnston was absent for the discussion and vote on this item.

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9 NOTIFIED MOTIONS

Nil

10 TABLING OF PETITIONS

10.1 PETITION - MOFFAT BEACH TRAFFIC CONCERNS

File No:

Council meetings

Author:

Councillor T Landsberg

Elected Member

Council Resolution (OM21/60)

Moved:

Councillor T Landsberg

Seconded:

Councillor P Cox

That Council resolve the petition tabled by Councillor T Landsberg relating to Moffat Beach traffic concerns be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

Councillor W Johnston was absent for the discussion and vote on this item.

PETITION - INSTALLATION STREET OF LIGHTING IN CAR PARK 10.2 MEMORIAL PARK MUDJIMBA

File No:

Council meetings

Author:

Councillor J O'Pray

Elected Member

Council Resolution (OM21/61)

Moved:

Councillor J O'Pray

Seconded:

Councillor E Hungerford

That Council resolve the petition tabled by Councillor J O'Pray relating to the installation of Street Lighting in Car Park at Memorial Park Mudjimba be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

Councillor W Johnston was absent for the discussion and vote on this item.

11 CONFIDENTIAL SESSION

CLOSURE OF THE MEETING TO THE PUBLIC

Council Resolution

Moved:

Councillor E Hungerford

Seconded:

Councillor R Baberowski

That the meeting be closed to the public pursuant to s254J(3)(g) of the Local Government Regulation 2012 to consider the following items:

11.1 Confidential - Not for Public Release - Maroochydore City Centre Development Project Update

Carried unanimously.

Councillor W Johnston was absent for this vote.

RE-OPENING OF THE MEETING TO THE PUBLIC

Council Resolution

Moved:

Councillor J Natoli

Seconded:

Councillor E Hungerford

That the meeting be re-opened to the public.

Carried unanimously.

Councillor W Johnston was absent for this vote.

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11.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - MAROOCHYDORE CITY CENTRE DEVELOPMENT PROJECT UPDATE

File No:

Council Meetings

Author:

Director – Major Projects and Strategic Property

Office of the CEO

Attachments:

Att 1 - Maroochydore City Centre Investment Attraction Strategy

In preparing this report, the Chief Executive Officer recommends it be considered confidential in accordance with Section 254J(3)(g) of the Local Government Regulation 2012 as it contains information relating to negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

The information contained in this report is confidential as it relates to the implementation of aspects of a contractual arrangement with a third party for land within the Maroochydore City Centre Priority Development Area. The disclosure of this information would breach commercial confidentiality undertakings with another party and disclose information relating to specific commercial negotiations involving council that are yet to be finalised. Council will however, need to resolve its decision on this report in that part of the Council meeting which is viewable by the public.

Council Resolution (OM21/62)

Moved:

Councillor J Natoli

Seconded:

Councillor E Hungerford

That Council authorise the Chief Executive Officer to proceed to implement the matters discussed in confidential session in relation to the Maroochydore City Centre Development Project Update.

Carried unanimously.

Councillor W Johnston was absent for the discussion and vote on this item.

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12 NEXT MEETING

The next Ordinary Meeting will be held on 22 July 2021 Council Chambers, 1 Omrah Avenue, Caloundra

13 MEETING CLOSURE

The meeting closed at 3:31pm.

Confirmed 22 July 2021.

CHAIR

14	APPENDICES
17	ALL ENDIGES

- 8.2 <u>2021/2022 PROCUREMENT POLICY AND PROCUREMENT AND DISPOSAL FRAMEWORK APP A PROCUREMENT POLICY</u>
- 8.2 <u>2021/2022 PROCUREMENT POLICY AND PROCUREMENT AND</u> DISPOSAL FRAMEWORK – APP B – CONTRACT MANUAL
- 8.2 <u>2021/2022 PROCUREMENT POLICY AND PROCUREMENT AND</u> DISPOSAL FRAMEWORK – APP C – CONTRACTING PLAN
- 8.2 2021/2022 PROCUREMENT POLICY AND PROCUREMENT AND DISPOSAL FRAMEWORK APP D LOCAL PREFERENCE IN PROCUREMENT GUIDELINE
- 8.2 2021/2022 PROCUREMENT POLICY AND PROCUREMENT AND DISPOSAL FRAMEWORK APP E SOCIAL BENEFIT IN PROCUREMENT GUIDELINE
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- 8.2 2021/2022 PROCUREMENT POLICY AND PROCUREMENT AND DISPOSAL FRAMEWORK APP I SIGNIFICANT CONTRACTING PLAN MICROSOFT ENTERPRISE LICENCES
- 8.2 2021/2022 PROCUREMENT POLICY AND PROCUREMENT AND DISPOSAL FRAMEWORK APP J SIGNIFICANT CONTRACTING PLAN PAVEMENT MARKING SERVICES
- 8.2 2021/2022 PROCUREMENT POLICY AND PROCUREMENT AND DISPOSAL FRAMEWORK APP K SIGNIFICANT CONTRACTING PLAN LIFEGUARD SERVICES
- 8.2 <u>2021/2022 PROCUREMENT POLICY AND PROCUREMENT AND</u>
 DISPOSAL FRAMEWORK APP L SIGNIFICANT CONTRACTING
 PLAN KAWANA WATERS REGIONAL AQUATIC CENTRE
- 8.2 2021/2022 PROCUREMENT POLICY AND PROCUREMENT AND DISPOSAL FRAMEWORK APP M SIGNIFICANT CONTRACTING PLAN NAMBOUR LANDFILL EXPANSION

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- 8.5 AUDIT COMMITTEE MEETING 24 MAY 2021 APP A AUDIT COMMITTEE MINUTES 24 MAY 2021
- 8.5 AUDIT COMMITTEE MEETING 24 MAY 2021– APP B 2021-2022 INTERNAL AUDIT ANNUAL WORK PLAN
- 8.10 MANAGEMENT PLAN FOR DOMESTIC ANIMALS (CATS AND DOGS)
 2021–2030–APP A MANAGEMENT PLAN FOR DOMESTIC ANIMALS
 (CATS AND DOGS) 2021 2030 AS AMENDED

