



SHIRE OF ROEBOURNE

ANNUAL GENERAL ELECTORS' MEETING

AGENDA

**NOTICE IS HEREBY GIVEN that an
Annual General Electors' Meeting will be held
at the Council Chambers, Welcome Road, Karratha at
6.00pm Monday, 14 February 2011.**

**Andrew Ward
DIRECTOR COMMUNITY AND CORPORATE SERVICES**



Powerhouse of the Pilbara

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In particular and without derogating in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a license, any statement or intimation of approval made by any member or Officer of the Shire of Roebourne during the course of any meeting is not intended to be and is not taken as notice of approval from the Shire of Roebourne.

The Shire of Roebourne warns that anyone who has any application lodged with the Shire of Roebourne must obtain and should only rely on

WRITTEN CONFIRMATION

of the outcome of the application, and any conditions attaching to the decision made by the Shire of Roebourne in respect of the application.

Signed: _____

Andrew Ward

DIRECTOR COMMUNITY AND CORPORATE SERVICES

DECLARATION OF INTERESTS (NOTES FOR YOUR GUIDANCE) (updated 13 March 2000)

A member who has a **Financial Interest** in any matter to be discussed at a Council or Committee Meeting, which will be attended by the member, must disclose the nature of the interest:

- (a) In a written notice given to the Chief Executive Officer before the Meeting or;
- (b) At the Meeting, immediately before the matter is discussed.

A member, who makes a disclosure in respect to an interest, must not:

- (c) Preside at the part of the Meeting, relating to the matter or;
- (d) Participate in, or be present during any discussion or decision-making procedure relative to the matter, unless to the extent that the disclosing member is allowed to do so under Section 5.68 or Section 5.69 of the Local Government Act 1995.

NOTES ON FINANCIAL INTEREST (FOR YOUR GUIDANCE)

The following notes are a basic guide for Councillors when they are considering whether they have a **Financial Interest** in a matter. I intend to include these notes in each agenda for the time being so that Councillors may refresh their memory.

1. A Financial Interest requiring disclosure occurs when a Council decision might advantageously or detrimentally affect the Councillor or a person closely associated with the Councillor and is capable of being measure in money terms. There are exceptions in the Local Government Act 1995 but they should not be relied on without advice, unless the situation is very clear.
2. If a Councillor is a member of an Association (which is a Body Corporate) with not less than 10 members i.e. sporting, social, religious etc), and the Councillor is not a holder of office of profit or a guarantor, and has not leased land to or from the club, i.e., if the Councillor is an ordinary member of the Association, the Councillor has a common and not a financial interest in any matter to that Association.
3. If an interest is shared in common with a significant number of electors or ratepayers, then the obligation to disclose that interest does not arise. Each case needs to be considered.
4. If in doubt declare.
5. As stated in (b) above, if written notice disclosing the interest has not been given to the Chief Executive Officer before the meeting, then it **MUST** be given when the matter arises in the Agenda, and immediately before the matter is discussed.
6. Ordinarily the disclosing Councillor must leave the meeting room before discussion commences. The **only** exceptions are:
 - 6.1 Where the Councillor discloses the **extent** of the interest, and Council carries a motion under s.5.68(1)(b)(ii) or the Local Government Act; or
 - 6.2 Where the Minister allows the Councillor to participate under s.5.69(3) of the Local Government Act, with or without conditions.

INTERESTS AFFECTING IMPARTIALITY

DEFINITION: *An interest that would give rise to a reasonable belief that the impartiality of the person having the interest would be adversely affected, but does not include an interest as referred to in Section 5.60 of the 'Act'.*

A member who has an **Interest Affecting Impartiality** in any matter to be discussed at a Council or Committee Meeting, which will be attended by the member, must disclose the nature of the interest;

- (a) in a written notice given to the Chief Executive Officer before the Meeting; or
- (b) at the Meeting, immediately before the matter is discussed.

IMPACT OF AN IMPARTIALITY CLOSURE

There are very different outcomes resulting from disclosing an interest affecting impartiality compared to that of a financial interest. With the declaration of a financial interest, an elected member leaves the room and does not vote.

With the declaration of this new type of interest, the elected member stays in the room, participates in the debate and votes. In effect then, following disclosure of an interest affecting impartiality, the member's involvement in the Meeting continues as if no interest existed.

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SHIRE OF ROEBOURNE

I have the pleasure in advising that in accordance with Section 5.27 and 5.29 of the *Local Government Act 1995* the 2009/2010 Annual General Electors Meeting will take place in the Council Chambers, Shire of Roebourne Administration Office, Welcome Road, Karratha on **Monday 14 February 2011, commencing at 6:00pm.**

Collene Longmore
CHIEF EXECUTIVE OFFICER

In accordance with Section 5.27 of the Local Government Act (1995), the Annual General Electors Meeting is to be held once every financial year to consider the contents of the Shires Annual Report for the previous year, and to consider other general business.

- 1 OFFICIAL OPENING
- 2 RECORD OF ATTENDANCES / APOLOGIES / LEAVE OF ABSENCE

Councillors:

- Cr Nicole Lockwood [Shire President]
- Cr John Lally [Deputy Shire President]
- Cr Garry Bailey
- Cr Fay Cechner
- Cr Ben Lewis
- Cr Harry Hipworth
- Cr Joanne Pritchard
- Cr Evette Smeathers
- Cr Sharon Vertigan
- Cr Fiona White-Hartig

Staff:

Collene Longmore	Chief Executive Officer
Ray McDermott	Executive Manager Corporate Services
Andrew Ward	Director Community and Corporate Services
Ron Van Welie	A/Director Infrastructure Services
David Pentz	Director Development & Regulatory Services
Simon Kot	Director Strategic Projects
Chloe Berkrey	Minute Secretary

Apologies:

Absent:

Members of Public:

Members of Media:

3 CHIEF EXECUTIVE OFFICER & EXECUTIVE SERVICES

3.1 SHIRE OF ROEBOURNE ANNUAL REPORT FOR 2009/10

File No:	AA/1/1
Responsible Officer:	Chief Executive Officer
Author Name:	Minute Secretary
Disclosure of Interest:	Nil

REPORT PURPOSE

To present the Shire of Roebourne's Annual Report and Audited Financial Report for 2009/2010.

BACKGROUND

In accordance with Section 5.27 of the Local Government Act a General Meeting of Electors is to be held once every Financial Year.

ISSUES

The Annual General Meeting of Electors is to be held by the local government within 56 days of the Shire accepting the annual report for the previous year. The Shire accepted the 2009/10 Annual report at the Ordinary Council meeting held on 20th December 2010.

OPTIONS

Electors present will be able to review and make resolution on the presented Shire of Roebourne Annual Report for 2009/10.

Decisions / recommendations made at an electors meetings at to be considered by Council at the next Ordinary Council Meeting or if that is not practicable, at the following Ordinary Council Meeting. It is envisaged that the resolutions of the 2009/10 Annual General Electors Meeting will be considered at the March 2011 Ordinary Council meeting.

POLICY IMPLICATIONS

There are no relevant Policy implications pertaining to this matter.

LEGISLATIVE IMPLICATIONS

Local Government Act 1995 and subsequent regulations.

FINANCIAL IMPLICATIONS

There are no Financial implications resulting from this report.

CONCLUSION

Not applicable.

VOTING REQUIREMENTS

By decision at the meeting.

RECOMMENDATION

That the Shire of Roebourne's 2009/2010 Annual Report and Audited Financial Report as presented, be received.

4 OTHER GENERAL BUSINESS

5 CLOSURE

