

CITY OF WEST TORRENS



Notice of Council & Committee Meetings

NOTICE IS HEREBY GIVEN in accordance with Sections 83, 84, 87 and 88 of the *Local Government Act 1999*, that a meeting of the

Council

and

- **City Finance and Governance Standing Committee**

of the

CITY OF WEST TORRENS

will be held in the Council Chambers, Civic Centre
165 Sir Donald Bradman Drive, Hilton

on

**TUESDAY, 15 JUNE 2021
at 7.00pm**

Public access to the meeting will be livestreamed audio only at the following internet address: <https://www.westtorrens.sa.gov.au/livestream>

**Angelo Catinari
Chief Executive Officer (Acting)**

City of West Torrens Disclaimer

Please note that the contents of these Council and Committee Agendas have yet to be considered by Council and officer recommendations may be altered or changed by the Council in the process of making the formal Council decision.

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1 MEETING OPENED

- 1.1 Acknowledgement of Country**
- 1.2 Evacuation Procedures**
- 1.3 Electronic Platform Meeting**

2 PRESENT

3 APOLOGIES

Apologies

Council Members:

Cr Simon Tsiaparis

4 DISCLOSURE STATEMENTS

Elected Members are required to:

1. Consider Section 73 and 75 of the *Local Government Act 1999* and determine whether they have a conflict of interest in any matter to be considered in this Agenda; and
2. Disclose these interests in accordance with the requirements of Sections 74 and 75A of the *Local Government Act 1999*.

5 CONFIRMATION OF MINUTES

RECOMMENDATION

That the Minutes of the meeting of the Council held on 1 June 2021 be confirmed as a true and correct record.

6 MAYORS REPORT

(Preliminary report for the agenda to be distributed Friday, 11 June 2021)

In the two weeks since the last Council Meeting of 1 June functions and meetings involving the Mayor have included:

2 June

- Participated in a meeting of the Global Covenant of Mayors via Zoom.
- Met with representatives from the Adelaide Football Club, along with Acting CEO Angelo Catinari.

3 June

- Participated in my regular Coast FM radio interview with David Hearn.
- Attended the Green Adelaide Board Local Government Partnerships Forum.
- Attended the LGA's 'Prevention and Management of Bullying and Harassment in and out of the Chamber' workshop held at LG House.

- Met with the Minister for Infrastructure and Transport, Recreation, Sport and Racing, the Hon. Corey Wingard MP and Stephen Patterson MP, Member for Morphett, at Camden Oval for the announcement of successful grant funding for the Oval facilities.

4 June

- Attended a meeting of the Western Adelaide Consultative Group via Microsoft Teams.

5 June

- Attended the South Australian Telangana Association's Celebration of Telangana Sambharalu event at Thebarton Community Centre.
- Attended the Indian Organisations in SA - COVID Action Group's Charity Garba Night event held at Netball SA Stadium.

6 June

- Attended the 2021 Arbor Day community planting event, held along the River Torrens at Michael Street, Lockleys, where I planted several new seedlings.
- Attended an afternoon tea function held by the Greeks of Egypt and Middle East Society of SA Inc to celebrate their 70th Anniversary.
- Attended the SANFL Round 8 Match between West Adelaide Football Club and South Adelaide Football Club at Hisense Stadium.

8 June

- Met with representatives from the PHOS Camden Football Club at their clubroom.

9 June

- Met with the Principal of Immanuel College, Kevin Richardson.
- Met with the owner/operator of Mrs Harris' Shop, Jo Harris.

10 June

- Attended the Combined Probus Club of Lockleys Inc.'s 28th Birthday Luncheon at the Airport Over 50s Club.
- Met with representatives from the National Servicemen's Association and Hilton RSL Sub Branch.

11 June

- Attended the Blessing and Official Opening of the new St Gabriel Centre at the Nazareth College Flinders Park Campus.
- Attended the 2021 Australian of the Year Luncheon held at the Adelaide Convention Centre, along with my guest, the recipient of the West Torrens Australia Day Award for Active Citizenship 2021, Gajinder Singh, owner of Chahat Restaurant.
- Attended the West Adelaide Football Club Jake Watson Memorial Shield Match between the West Adelaide Football Club and Woodville-West Torrens Football Club Under 18s, held at Hisense Stadium.

12 June

- Attending the 123rd Philippine Independence Day Dinner Dance and SA Filipino Achievers Awards night at Thebarton Community Centre.

14 June

- Attending the Department of Human Services' Volunteers Day and Thank You event held at Her Majesty's Theatre.

15 June

- Attending a meeting of the Thebarton Senior College Governing Council at Thebarton Senior College.
- Attending the Council and City Finance and Governance Standing Committee meeting at the Civic Centre.

RECOMMENDATION

That the Mayor's Report be noted.

7 ELECTED MEMBERS REPORTS**8 PETITIONS**

Nil

9 DEPUTATIONS

Nil

10 ADJOURN TO STANDING COMMITTEES**RECOMMENDATION**

That the meeting be adjourned, move into Standing Committee and reconvene at the conclusion of the City Finance and Governance Standing Committee.

11 ADOPTION OF STANDING COMMITTEE RECOMMENDATIONS**11.1 City Finance and Governance Committee Meeting****RECOMMENDATION**

That the recommendations of the City Finance and Governance Committee held on 15 June 2021 be adopted.

12 ADOPTION OF GENERAL COMMITTEE RECOMMENDATIONS**12.1 Audit General Committee Meeting****RECOMMENDATION**

That the Minutes of the Audit General Committee held on 8 June 2021 be noted and the recommendations adopted.

13 QUESTIONS WITH NOTICE

Nil

14 QUESTIONS WITHOUT NOTICE

15 MOTIONS WITH NOTICE**15.1 Supporting the City of West Torrens Indian community in their fundraising efforts for COVID-19**

At the meeting of Council on 1 June 2021, Cr Surender Pal moved the following motion which the Presiding Member ruled would be deferred to the meeting of Council on 15 June 2021.

MOTION

To assist with the holding of charity fundraising events within the City of West Torrens, Council donates \$5,000 to the 'Indian Organisations in SA - COVID Action Group' which comprises 33 Indian community organisations that are working collaboratively to raise funds to provide much needed relief to those impacted by COVID-19 in India.

16 MOTIONS WITHOUT NOTICE

17 REPORTS OF THE CHIEF EXECUTIVE OFFICER

17.1 Proposed Grant of Long Term Lease - WTB Soccer Club Inc (West Torrens Birkalla) at Camden Oval, Novar Gardens

Brief

This report provided Members with an update following the necessary public consultation in regard to the proposed grant of long term lease to WTB Soccer Club Inc, (also known as the West Torrens Birkalla Soccer Club).

RECOMMENDATION

It is recommended to Council that:

1. The WTB Soccer Club Inc. (West Torrens Birkalla Soccer Club) be granted a lease of 21 years from 1 July 2021 at a commencing rental of \$12,180 pa plus GST (inclusive of the reimbursement of insurance premiums) and an increase of \$150 pa plus GST on each anniversary of the lease commencement date during the lease term; and
2. The Club to also be responsible for all outgoings (including maintenance of the synthetic pitch) and, in addition, the loan repayments of \$12,534 pa for the duration of the lease term.
3. The Mayor and Chief Executive Officer be authorised to sign and seal any necessary documentation to give effect to the grant of lease.

Introduction

At its meeting of 23 March 2021, Council's City Facilities and Waste Recovery General Committee considered a report regarding both the grant of a 5 year lease for its use of portion of Golflands Reserve and also the grant of a long term lease to WTB Soccer Club Inc. (also known as the West Torrens Birkalla Soccer Club) for its use of portion of the Camden Oval complex, (essentially the two soccer fields and clubroom/changeroom building that lie on the eastern side of the complex and front Morphett Road).

The Committee was advised that, as the length of the proposed lease term for the use of portion of Camden Oval exceeded 5 years, the matter would need to go to public consultation.

Following its consideration of the matter, and in regard to this proposed lease, the Committee recommended to Council that:

1. *It note the terms of the proposed long term lease agreement for WTB (West Torrens Birkalla) Soccer Club's use of portion of the Camden Oval complex, and those proposed terms including:*
 - a. *a lease of 21 years at a commencing rental of \$12,180 pa plus GST (inclusive of the reimbursement of insurance premiums) and an increase of \$150 pa plus GST on each anniversary of the lease commencement during the lease term;*
 - b. *the Club being responsible for all outgoings (including maintenance of the synthetic pitch) and, in addition, loan repayments of \$12,534 pa for the duration of the lease term; and*
 - c. *the term of the proposed lease requires public consultation, and that a further report will be provided to the Committee/Council following the period of public consultation.*

Council resolved in accordance with the Committee's recommendation at its meeting of 6 April 2021.

Discussion

The proposed grant of lease was publicised via Council's website and an advertisement in the public notices section of the Adelaide Advertiser on 13 May 2021. Both the website and the advertisement indicated that parties could provide written comment in regard to the proposal of a new lease and that such comment needed to be received by Council by no later than 5.00pm on Friday 4 June 2021.

The Administration can advise that no comments were received during the public consultation period for the new lease.

Accordingly, the Council is now able to further consider the grant of lease.

As previously advised (within the previous report considered by the Committee at its meeting of 23 March 2021),

- The report considered by the City Facilities and Waste Recovery General Committee at its meeting of 22 September 2020 foreshadowed the need for the grant of a long term lease to the Club to enable the repayment of loan monies (of \$263,214 ex-GST) advanced to the Club by Council; and
- In addition to the conditions which formed part of the resolution, a clause is included within the proposed agreement which limits the hire fee for use of the synthetic pitch by other soccer clubs based within the City of West Torrens at \$100 plus GST per match (noting the hire of the synthetic pitch will be subject to availability). This clause has principally been included to address scenarios where the pitches of other soccer clubs based within the City of West Torrens may be unplayable, e.g. due to vandalism, significant rain events etc.

Copies of the reports provided to the City Facilities and Waste Recovery General Committee at its meetings of 22 September 2020 and 23 March 2021 are attached for the information of Members, **(Attachments 1 and 2)**.

A plan of the proposed leased area for the soccer club is included, **(Attachment 3)**. There are no proposed changes in the club's new leased area to the current leased area.

Climate Impact Considerations

(Assessment of likely positive or negative implications of this decision will assist Council and the West Torrens Community to build resilience and adapt to the challenges created by a changing climate.)

There are no climate impacts anticipated to arise as a result of consideration of this matter.

Conclusion

Following the closure of the public consultation period the Council is able to further consider the grant of a long term (21 year) lease from the 1 July 2021 to the WTB Soccer Club Inc. for its use of a portion of the Camden Oval complex.

Attachments

1. **Report City Facilities and Waste Recovery General Committee 22 September 2020**
2. **Report City Facilities and Waste Recovery General Committee 23 March 2021**
3. **Plan of Proposed Leased Area - WTB Soccer Club Inc**

8.10 West Torrens Birkalla Soccer Club - New Short Term Lease

Brief

This report advises Members that the lease held by the West Torrens Birkalla (W.T.B.) Soccer Club for its use of portion of the Camden Oval Complex expires on 13 November 2020 and that the grant of a new short term lease is suggested.

RECOMMENDATION(S)

The Committee recommends to Council that:

1. W.T.B. Soccer Club Inc be granted a new short term lease for the period 14 November 2020 until 30 June 2021 at a rental of \$4,000 per annum (pa) plus GST and outgoings. The new lease include provisions regarding the loan funding that has been advanced to the Club.
2. The Mayor and Chief Executive Officer be authorised to sign and seal any necessary documentation to give effect to the grant of lease.
3. During the term of this agreement the Club and Administration enter into negotiations for the grant of a new long term lease. A further report be provided to this Committee following the finalisation of these negotiations.

Introduction

The current lease held by West Torrens Birkalla (Birkalla) for the Council owned facilities on the eastern (Morphett Road) frontage of the Camden Oval complex expires on 13 November 2020. The current rental paid under the lease is \$3,809.23 pa plus GST.

At its meeting of 22 May 2018 the Community Facilities General Committee considered a request from the Club for loan funding to assist in the upgrade of infrastructure (principally new LED floodlighting and a new electronic scoreboard) associated with the upgrade of the turf pitch to an artificial pitch. The Committee was provided with four suggested options to deal with such a request and following its consideration of the matter the Committee recommended to Council that:

"Council assumes responsibility for undertaking the infrastructure works sought by the West Torrens Birkalla Soccer Club (as outlined in their letter dated 18 April 2018). Once works are completed, a payment plan will be structured based on actual costs. The payment plan could be divided over a twenty (20) year period or less, dependent upon the final cost of works. CPI could be added to the advance repayment amount each year should Council so wish."

The Council endorsed the resolution of the Community Facilities General Committee at its meeting of 5 June 2018.

Subsequent to the adoption of the Committee's recommendation by the Council, the Administration engaged its solicitors to prepare the necessary loan agreement.

Discussion

At this time the Administration is suggesting that the Council provide its consent for the grant of a short term lease until 30 June 2021 to the Soccer club, for its use of portion of the Camden Oval complex. The reasons for this are discussed hereunder.

Loan funding was used by the Club to provide the following items/components (and infrastructure and labour costs to erect/install those items):

- New floodlighting to the senior artificial soccer pitch at Camden Oval (Jack Smith Park)
- New floodlighting to the junior soccer pitch at Camden Oval, and
- A new LED scoreboard for the senior soccer pitch at Camden Oval.

The final component of the works, which were completed in September 202, and the total costing of those works has now been confirmed as \$263,214 ex GST.

The loan agreement acknowledges the existence of the current lease agreement held by the Club (W.T.B. Soccer Club Inc) and the term of that lease. Accordingly, and as it stands, the loan agreement requires that the loan monies be repaid in full by the later of:

- The expiry date of the (current) Lease (i.e. 13 November 2020); or
- The expiry date of any subsequent lease entered into between the Club and the Council for the Club premises, if any.

Although the final costing for the Club's works has only recently been confirmed (which will now allow the preparation of a payment plan), given the existence and expected quantum of the works (to be) undertaken and the subsequent loan advanced to Birkalla by Council, the Administration's intention was to negotiate a new long term agreement with Birkalla which would make provision for repayment of the loan over the duration of a "long term" lease period (this is why the loan agreement foreshadows the possibility of a further lease being entered into between the parties). As the land is community land, the proposed grant of any lease in excess of 5 years (as is envisaged in this case) would be subject to prior public consultation, and the consideration of any matters raised during that consultation by the Council.

However, and as with the recent report considered by Council at its meeting of 7 July 2020 (regarding the grant of new licence agreements for clubs using Camden [football] Oval), the consideration of a grant of a new long term lease to Birkalla is at this time premature as a result of the impacts, to date and perhaps in the future, of COVID-19.

There is no doubt that COVID-19 has impacted the majority of businesses within the country and Council's sporting and community clubs have not been immune to these impacts. Council has provided a generous assistance package for its sporting and community clubs (waiver of rental and outgoings) which has been gratefully received and acknowledged by these Council tenants. Whilst this assistance package has addressed the expenditure side of the equation, the greater impact for many businesses and clubs, especially those with limited reserves which may be drawn upon, has been the downturn experienced to their incomes resulting from COVID-19. Due to the timing of the outbreak in (South) Australia, clubs with (predominantly) winter seasonal operations have (to this time) borne the brunt of these impacts due to facility closures and then a gradual, incremental return to "normal".

Given this, and prior to the commencement of negotiations for the grant of a new long term lease, it is suggested that a new short term lease, for the period 14 November 2020 until 30 June 2021 be provided. This will (hopefully) exceed the period of any further COVID-19 restrictions which may be necessary and enable the Club's financial position to be determined with greater clarity. The new lease to also include necessary clauses/incorporate documentation relating to the grant of loan.

It is suggested that the following obligations be included within any future long term lease which may be provided to the Club by Council:

1. the lease fee - it is proposed that the commencing fee under the new lease be \$4,000 pa plus GST (whilst this commencing rental is only marginally above the previous rental it is difficult to recommend a larger increase given the other expenses which it is suggested the club be required to meet), and pay a percentage of hire fees OR rental @ \$10,000 pa;
2. reimbursement of the cost of insurance premiums for the improvements within the premises (the cost of this is \$6,721.52 plus GST for the 2020/2021 financial year - of which \$3,797.46 plus GST relates to the pitch, floodlights and electronic scoreboard);
3. repayment of the loan over the duration of the long term lease;
4. outgoings related to the Club's use of the premises; and either:
 - a) a sinking fund contribution toward the cost of replacement of the synthetic pitch surface (it is suggested that the Club establish this, that no withdrawals from this fund be permitted without Council's consent and that evidence be provided each year confirming that the required amount has been paid into the fund; OR
 - b) ongoing maintenance of the pitch, (approximately \$1000 pcm i.e. \$12,000 pa).

The Club is aware of its requirement to meet these obligations.

The Administration acknowledges that the rental and outgoings would/will be waived for a nominated period should there be any extension to the COVID-19 assistance measures provided by Council (Council Meeting 15 September 2020).

Anecdotally, the Administration is also aware that the synthetic pitch is currently being hired to a number of clubs for their soccer matches, including at least one club within the City of West Torrens. In view of the costs which are suggested to be met by the Club it is apparent that the income stream which is generated by this activity is/will be an essential element of the Club's revenue raising activities. Nevertheless, given Council's contribution to the project it is suggested that hire of the pitch to any club which is based within the CWT be capped at a figure to be determined (in much the same way that Council hiring fees are capped for use of the function spaces within the new facilities that have been/are being constructed on the western side of Camden Oval, at Lockleys Oval and at Weigall Oval).

Climate Impact Considerations

(Assessment of likely positive or negative implications of this decision will assist Council and the West Torrens Community to build resilience and adapt to the challenges created by a changing climate.)

There are no climate change impacts associated with this matter.

Conclusion

The existing 5+5 year lease which West Torrens Birkalla holds over portion of the Camden Oval complex expires on 13 November 2020. Given impacts arising as a result of COVID-19 it is suggested that a new short term lease from 14 November 2020 until 30 June 2021 at a rental of \$4,000 pa plus GST be granted to the Club. It is hoped that this short term lease will extend beyond any future restrictions which may be necessary arising as a result of COVID-19. During this short lease term, negotiations will occur between the Administration and the Club regarding the grant of a new long term lease (subject to necessary public consultation).

Attachments

Nil

8.5 W.T.B. (West Torrens Birkalla) Soccer Club - Grant of New Lease and Licence

Brief

This report updates Committee Members regarding negotiations between the Administration and WTB (West Torrens Birkalla) Soccer Club for the grant of a new lease for the Club's ongoing use of the soccer facilities within the Camden Oval complex and also the grant of a new licence for the Club's ongoing use of portion of Golflands Reserve.

RECOMMENDATION(S)

The Committee recommends to Council that:

1. It note the terms of the proposed long term lease agreement for WTB (West Torrens Birkalla) Soccer Club's use of portion of the Camden Oval complex, and those proposed terms including:
 - a. a lease of 21 years at a commencing rental of \$12,180 pa plus GST (inclusive of the reimbursement of insurance premiums) and an increase of \$150 pa plus GST on each anniversary of the lease commencement during the lease term;
 - b. the Club being responsible for all outgoings (including maintenance of the synthetic pitch) and, in addition, loan repayments of \$12,534 pa for the duration of the lease term; and
 - c. the term of the proposed lease requires public consultation, and that a further report will be provided to the Committee/Council following the period of public consultation.
2. The Club be advised that Council provides its consent to the grant of a new licence to WTB Soccer Club for a period of 5 years at an all-inclusive commencing licence fee of \$700 pa plus GST over portion of Golflands Reserve. The licence fee be increased by \$50 pa plus GST on each anniversary of commencement of the licence during the licence term.
3. The Mayor and Chief Executive Officer be authorised to sign and seal the Specific Security Interest Deed and new Licence Agreement for the Club's ongoing use of portion of Golflands Reserve.

Introduction

At its meeting of 22 September 2020, the City Facilities and Waste Recovery General Committee considered a report acknowledging that the loan agreement which had been drafted and executed to deal with the funds borrowed by WTB West Torrens Birkalla Soccer Club (Birkalla) to undertake a number of ancillary upgrades at the facility, including the provision of new floodlights and a new electronic/LED scoreboard, would become due and payable on the expiry of the (then) current lease term or any such additional lease term.

The loan funding advanced to the Club by Council was \$263,214 (ex-GST).

To address this situation, whilst also acknowledging the impacts of the COVID-19 pandemic, it was suggested that the parties enter into a short term lease, during which time the Club and the Administration would endeavour to negotiate and agree terms for a new long term lease.

Following its consideration of the matter the Council agreed with the Administration's suggestion and a short term lease was entered into between the parties (for the period 14 November 2020 until 30 June 2021). The rental at the commencement of the new term was \$4,000 pa plus GST and outgoings, albeit the COVID-19 rental assistance package provided by the Council meant that the rental will not become due and payable until after 31 March 2021.

Prior reports concerning the loan funding arrangements were also considered by the Community Facilities Committee/Council at its meetings of 22 May 2018 and 5 June 2018 respectively.

As this report is dealing with leasing arrangements, the consideration of the grant of a new licence for the club's (ongoing) use of portion of Golflands Reserve at Glenelg North is also included within this report. The current licence fee for this use is \$555 pa plus GST and the current usage times are only applicable during the period 1 February until 30 September each year of the licence term:

- Wednesday and Friday nights between 6:30pm and 8:30pm;
- Sundays between 9:00am and 1:00pm

Discussion

Camden Oval

The report considered by this Committee at its meeting of 22 September 2020 foreshadowed the need for the grant of a long term lease to the Club to enable the repayment of loan monies advanced to the Club by Council and the following inclusions in the grant of that proposed long term lease:

1. Reimbursement of the cost of insurance premiums for the improvements within the premises. (The cost of this is \$6,721.52 plus GST for the 2020/2021 financial year - of which \$3,797.46 plus GST relates to the pitch, floodlights and electronic scoreboard.);
2. Repayment of the loan over the duration of the long term lease;
3. Outgoings related to the Club's use of the premises; and either:
 - a) a sinking fund contribution toward the cost of replacement of the synthetic pitch surface (it is suggested that the Club establish this, that no withdrawals from this fund be permitted without Council's consent and that evidence be provided each year confirming that the required amount has been paid into the fund; OR
 - b) ongoing maintenance of the pitch (approximately \$1000 pcm i.e. \$12,000 pa).

Following a meeting with Club representatives the club has indicated its preference to undertake the maintenance of the pitch.

Accordingly, the proposed terms of the new lease agreement are as follows:

Lease Term	21 years
New Commencing Rental	\$12,180 pa plus GST, (inclusive of the reimbursement of insurance premiums) to be paid monthly in advance.
Rental increase	Fixed increase of \$150 pa plus GST on each anniversary of the date of commencement.
Loan Repayment	\$12,534 pa for the duration of the lease
Outgoings	The Club to be responsible for outgoings i.e. power, water, gas, cleaning and non-structural maintenance of the building and ongoing maintenance of the synthetic pitch.

A clause is included within the proposed agreement which limits the hire fee for use of the synthetic pitch by other soccer clubs based within the City of West Torrens at \$100 plus GST per match (and the hire of the synthetic pitch will be subject to availability). This clause has principally been included to address scenarios where the pitches of other soccer clubs based within the City of West Torrens may be unplayable, e.g. due to vandalism, significant rain events etc.

Further, and as indicated above, the loan is to be repaid over the lease term. On the basis of a 21 year lease term this would result in an annual repayment of \$12,534 pa (please note that interest has not been included in the repayment calculation).

Community consultation in regard to this agreement is required as the proposed lease term exceeds 5 years. Prior to undertaking the necessary public consultation in regard to the proposed grant of lease, the Administration wish to provide the Committee with an opportunity to note and provide any feedback in regards to the proposed arrangements.

A further report will be provided to this Committee / Council following the period of public consultation.

The Administration also takes this opportunity to advise that it has arranged for Council's solicitors to prepare a Specific Security Interest agreement which essentially provides Council with security over the items which are the subject of the loan funding agreement. This document requires that the Council seal be affixed to it.

Golflands Reserve

Birkalla has held a permit over portion of Golflands Reserve at Glenelg North since 1 July 2013 (the latter 2 or so years in a holding over capacity). The holding over period arose as the Administration wished to confirm whether or not it was likely to receive grant funding to enable the construction of new netball courts on the northern side of the Camden Oval complex (which would then allow the PHOS Camden Netball Club, another current licensee at Golflands Reserve, to relocate to the Camden Oval complex). Given that the funding sought has not come to fruition there is a need to consider the grant of a new licence to the Club, particularly in light of the further improvements it wishes to make.

Please also note that the Administration anticipates that it will provide a further report to this Committee, at its meeting in May this year, relating to the other licenced user(s) of the Reserve.

The permitted use of portion of the reserve is for junior (essentially small sided) soccer. Variation to this use was agreed for the duration of the works at Camden Oval (whilst the senior pitch was being upgraded to a synthetic surface) to allow junior grades up to U16 to use Golflands Reserve. As the Camden Oval works have been completed it is prudent to confirm and revert to the initial permitted use of small sided soccer at this facility.

It should also be noted that the initial licence agreement foreshadowed and approved the erection/installation of a number of infrastructure elements, including the floodlight which has now been installed at the Reserve and also a storage shed to house the Club's necessary equipment for the permitted small sided soccer activity.

Please note that these infrastructure elements were identified and highlighted in the public consultation documentation which was circulated to neighbouring properties when the soccer usage was initially proposed.

To date the shed has not been erected although the lodgement of a development application is imminent. The shed is proposed to be located along the rear (northern boundary) of the reserve, constructed of Colorbond or similar material and to have dimensions of approximately 6m by 3m (i.e. an area of approximately 18m²). Placement of the shed in this location will not impact use of the reserve by any parties and will not cause any damage to the adjacent small trees.

The proposed terms of the new licence agreement are as follows:

Licence term	5 years from 1 Feb 2021 until 31 January 2026
New commencing licence fee	\$700 pa plus GST
Annual increase	\$50 pa plus GST
Times of use	1 February until 30 September each year at the following times: <ul style="list-style-type: none"> • Wednesday and Friday nights between 6:30pm and 8:30pm • Sundays between 9:00am and 1:00pm
Outgoings	Outgoings for the use of this property have been incorporated within the licence fee

Climate Impact Considerations

(Assessment of likely positive or negative implications of this decision will assist Council and the West Torrens Community to build resilience and adapt to the challenges created by a changing climate.)

There are no foreseen climate impacts arising as a result of the consideration of this matter.

Conclusion

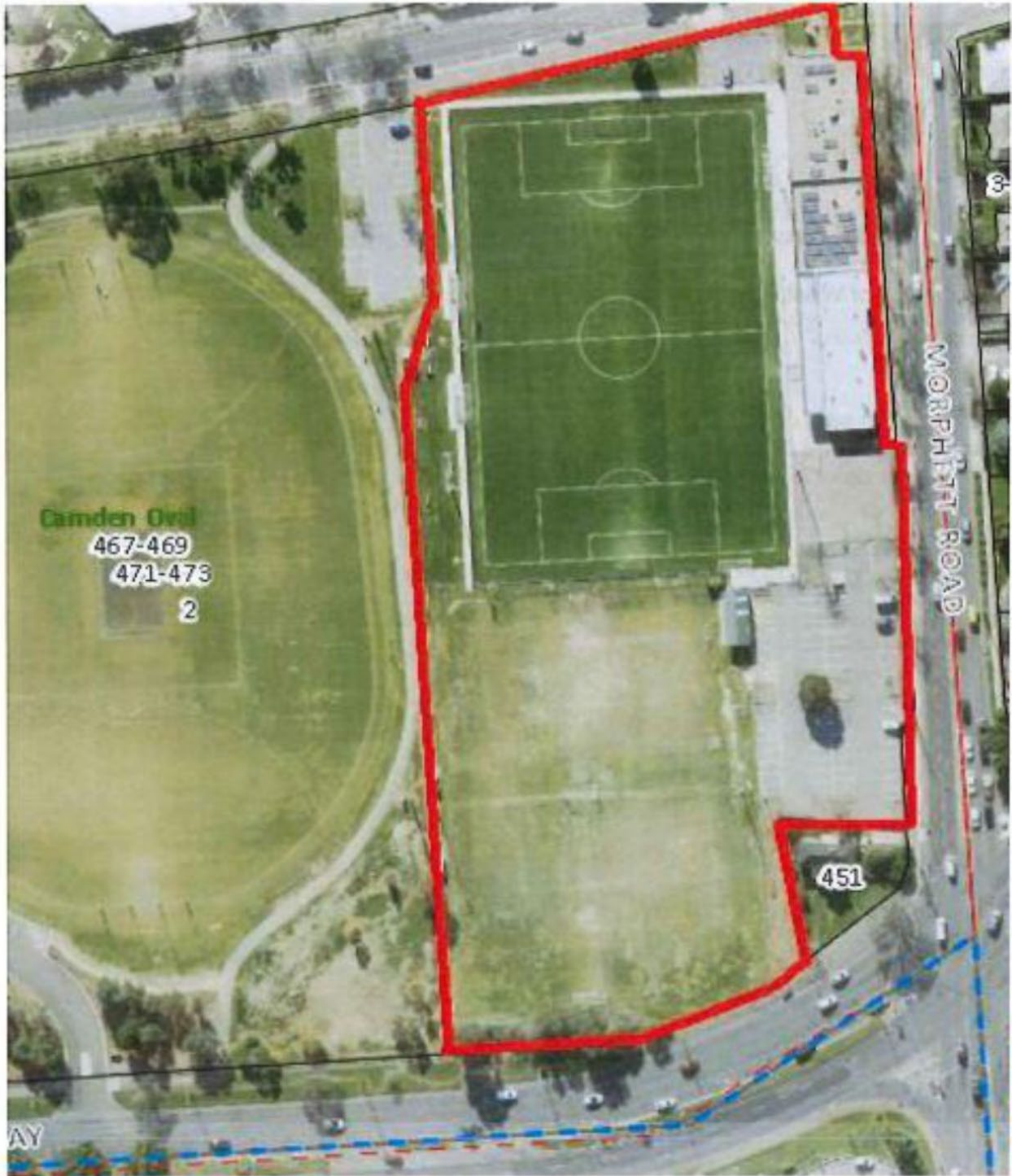
The Council is provided with details of two (2) new proposed agreements following the completion of negotiations between the Administration and West Torrens Birkalla (WTB) Soccer Club for the grant of a new lease within the Camden Oval complex, and a new licence within Golflands Reserve.

Public consultation will be required in regard to the proposed new lease for the premises within the Camden Oval complex as the proposed lease term exceeds 5 years.

Attachments

Nil

Plan of the Proposed Leased Area - WTB Soccer Club Inc



17.2 Phantoms Cricket - Glenelg ANA Cricket Club Inc - Licence Agreement at Camden Oval, Novar Gardens

Brief

This report advises Members of a proposal to grant a licence to the (Phantoms Cricket) - Glenelg ANA Cricket Club Inc. at the Camden Oval complex, Novar Gardens.

RECOMMENDATION

It is recommended to Council that:

1. A licence for a term of 5 (five) years be granted to (Phantoms Cricket) Glenelg ANA Cricket Club Inc. at a commencing licence fee of \$300 pa plus GST commencing on 16 August 2021 and expiring on 15 August 2026 for its use of the cricket nets erected in the south-eastern corner, and portion of the storage building on the Anzac Highway frontage, of the Camden Oval complex. The licence fee to increase by \$25 pa plus GST on each anniversary of the date of commencement during the licence term. The licence fee to be inclusive of all outgoings.
2. The Mayor and Chief Executive Officer be authorised to sign and/or seal any documentation to give effect to the grant of licence for (Phantoms Cricket) - Glenelg ANA Cricket Club Inc. use of portion of the Camden Oval complex.

Introduction

Members may recall that Council considered reports at its meeting of 2 June, 16 June and 7 July 2020 dealing with a request from the (Phantoms Cricket) - Glenelg ANA Cricket Club Inc. to be permitted to be the principal cricket user at Camden Oval. Following its consideration of the matter the Council resolved to allow Glenelg District Cricket Club to continue to remain the principal cricket tenant of the facility.

At its meeting of 8 December 2020, the City Facilities and Waste Recovery General Committee was informed that the (Phantoms Cricket) - Glenelg ANA Cricket Club Inc. had lodged and subsequently been successful in receiving grant funding of \$30,000 from the South Australian Cricket Association, to enable it to make a contribution toward the purchase and erection of cricket nets within the Camden Oval complex.

Discussion

Following advice of the Club's success, the Administration advised the Committee / Council at its meeting of 8 December 2020 that it proposed to seek additional grant funding from the Local Roads and Community Infrastructure (LRCI) Program in order to meet the remaining anticipated costs for the provision of three cricket nets (and to undertake other similar (batting tunnel) projects at Lockleys and Weigall Ovals).

Council's application seeking grant funding through the LRCI Program was also successful and, given this, the Administration engaged contractors to undertake the project. At the time of preparation of this report construction works are well underway for the construction of three concrete/synthetic base cricket nets in the south-eastern corner of the Camden Oval complex, **(Attachment 1)**.

Once the works have been completed the Club will have 2 dedicated cricket nets and will be able to access the third cricket net for training purposes. When not required by the club, the third cricket net will be available for public access/use. Storage space will also be allocated/made available for the Club's equipment and use within the storage building which fronts Anzac Highway.

In view of the Club's contribution to the works, and given that one of the cricket nets will be available for use by the public when not required for club training, the following arrangements are proposed:

- A licence term of 5 years commencing on 16 August 2021 and expiring on 15 August 2026;
- A commencing licence fee of \$300pa plus GST, inclusive of all costs and outgoings;
- The licence fee to increase by \$25pa plus GST on each anniversary of the date of commencement during the licence term;
- Two cricket nets to be for the sole use of the Club during the licence term. The third cricket net to be available for public use when not required by the Club. (At this time the Club is yet to finalise details regarding the days of use (as this will be dependent on Camden Athletics training times and use of the oval playing surface) but anticipates that it will use the nets between 4pm and 8pm on either Monday and Wednesday nights **or** during the same times on Tuesday and Thursday nights, and when junior cricket matches are being played on Friday nights at Camden Oval);
- The Club also be allocated storage space within the storage building (which is located on the Anzac Highway frontage of the complex).
- Use of the two eastern nets may be reviewed during the currency of this agreement.

Climate Impact Considerations

(Assessment of likely positive or negative implications of this decision will assist Council and the West Torrens Community to build resilience and adapt to the challenges created by a changing climate.)

There are no climate impacts anticipated to arise as a result of consideration of this matter.

Conclusion

The Council is able to consider the grant of a licence to the (Phantoms Cricket) - Glenelg ANA Cricket Club Inc following the success of the Club and the Council in seeking grant funding for the purchase and construction of cricket net infrastructure at the Camden Oval complex.

Attachments

1. Aerial Plan - Approximate location of Cricket Nets



17.3 Representation Review Report

Brief

This report presents the Representation Review Report detailing the outcomes of the mandatory public consultation with regard to a scheduled review of Council's structure and composition.

RECOMMENDATION

It is recommended to Council that:

1. The *Representation Review Report* detailing the outcomes of the first round of mandatory public consultation, be received.
2. Having considered the outcomes detailed in the *Representation Review Report*, it selects the following as its preferred Council representation option:
 - a. The principal member of Council continues to be a Mayor elected by the community;
 - b. The Council be comprised of fourteen (14) councillors, in addition to the Mayor;
 - c. The Council area be comprised of seven (7) wards, as depicted in clause 4.3.2 of the *Representation Review Report*.
3. Having considered the *Representation Review Report* and selected its preferred representation structure and composition, Council subjects the *Representation Review Report* to mandatory public consultation for a three (3) week period commencing 18 June 2021 and concluding 9 July 2021
4. The Chief Executive Officer be authorised to make editorial amendments or formatting changes of a minor nature to the Representation Review Report as part of the preparation for public consultation if required.

Introduction

Pursuant to the requirements of s12 of the *Local Government Act 1999* (Act), Council is currently undertaking a mandatory and scheduled review of its structure and composition, this review is known as a Representation Review (Review).

Having completed the first mandatory round of public consultation, which provided the *Representation Review Options Paper* to the community, this report presents the resulting *Representation Review Report* (Report) detailing the outcomes of the consultation and recommends the community's preferred composition and structure of Council for Council's consideration.

Discussion

The Act prescribes the main principles of a Review, which include:

1. Changes should benefit ratepayers.
2. Arrangements should reflect communities of interest, values and aspirations, and avoid significant dislocations with the community.
3. Community members should be able to participate effectively in decisions about local matters.
4. The Council is able to cooperate with other Councils and provide effective local governance.

Section 12(6) of the Act requires that if there are more than 12 members of a council, the review must give consideration to reducing the number of members. Furthermore, where the council is divided into wards, the review must consider whether the wards should be abolished.

The Representation Review Options Paper underwent the mandatory.

The Representation Review Options Paper, which underwent the mandatory six (6) week public consultation period concluding on 21 May 2021, provided the following options for consideration on Council's composition and structure:

1. Option 1 - 7 wards, with 2 Councillors in each ward plus a Mayor (current structure)
2. Option 2 - change to no wards - 14 Councillors plus a Mayor;
3. Option 3 - change to 6 wards, with 2 Councillors in each ward plus a Mayor;
4. Option 4 - change to 5 wards, with 2 Councillors in each ward plus a Mayor.

Consultation on the Options Paper commenced on Friday 9 April 2021. Notice of public consultation was also published in The Advertiser on Thursday 8 April 2021. In addition to the statutory requirements, the public consultation process also included social media posts, on the *Your Say* consultation platform, a direct link on the Council's webpage to the Options paper and a hard copy of the Options Paper which was available to view at the Council's Civic Centre, located at 165 Sir Donald Bradman Drive, Hilton.

During the consultation period, there were 245 visits to the electronic consultation resources via YourSay, 96 visitors to the online survey/submission form and 38 submissions in total across all platforms.

Having concluded that public consultation, Council has now reached the stage of the Review process when it must identify, taking into account the outcomes of the public consultation, what changes (if any) it proposes to make its current composition and structure in line with s12(8a) of the Act which states:

(8a) The council must, at the conclusion of the public consultation undertaken under subsection (7)(a), prepare a report that—

(a) provides information on the public consultation and the council's response to the issues arising from the submissions made as part of that process; and

(b) sets out—

(i) any proposal that the council considers should be carried into effect under this section; and

(ii) in respect of any such proposal—an analysis of how the proposal relates to the principles under section 26(1)(c) and the matters referred to in section 33 (to the extent that may be relevant); and

(c) insofar as a decision of the council is not to adopt any change under consideration as part of the representation options paper or the public consultation process—sets out the reasons for the council's decision.

Council is subsequently required to present its proposed option to the community for consideration in the form of the Representation Review Report, which will subsequently form the basis of the second mandatory three (3) week community consultation process.

The Report must only contain one option, being the option that Council considers provides the best representation to the community, as specified under section 12(8a) of the Act, and include the names of wards if a ward structure is included in the proposed option.

Based on the consultation feedback (noting the small portion of the community who responded) and feedback from Members following the briefing on 1 June 2021, it is proposed that Option 1, as presented in **Attachment 1** to this report, be approved as Council's preferred option and subjected to mandatory three (3) weeks period of public consultation.

Members of the public who make a submission during the second public consultation period will be invited to address Council if they so choose, in accordance with the requirements of s12(10) of the Act, which states:

“The council must give any person who makes written submissions in response to an invitation under subsection (9) an opportunity to appear personally or by representative before the council or a council committee and to be heard on those submissions”

At the conclusion of the public consultation period, a report and all submissions on the Report will be presented to Council. At this time, Council will be requested to consider submissions in the context of the Report and make its final determination on the Review.

When Council approves the final version of the Report, it will be submitted to the Electoral Commissioner of South Australia for approval and Gazettal. It should be noted that any changes to Council's composition and/or ward structure as a consequence of the review will come into effect at the conclusion of next Local Government General Elections (Elections), scheduled for November 2022, however, electors will be voting with regard to the post Elections structure and composition.

Climate Impact Considerations

(Assessment of likely positive or negative implications of this decision will assist Council and the West Torrens Community to build resilience and adapt to the challenges created by a changing climate.)

There are no climate impacts anticipated to arise as a result of consideration of this matter.

Conclusion

This report presents the draft *Representation Review Report* for approval for submission to a second round of mandatory public consultation required as part of the Representation Review process.

Attachments

1. Representation Review Report

CITY OF WEST TORRENS



REPRESENTATION REVIEW

Representation Review Report

June 2021



Kelley Jones

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CITY OF WEST TORRENS

This Report has been prepared for the City of West Torrens (the **Council**) for the purposes of section 12(8a) of the *Local Government Act 1999* (the **Act**) by Kelley Jones Lawyers.

Disclaimer

This Representation Review Report has been prepared by Kelley Jones Lawyers for the Council's Representation Review for use by the Council and its constituents. The opinions, estimates and other information contained in this Paper have been made in good faith and, as far as reasonably possible, are based on data or sources believed to be reliable. The contents of this Paper are not to be taken as constituting formal legal advice.

1. INTRODUCTION

Councils in South Australia are required to undertake regular reviews of their elector representation arrangements (**Representation Review**). The Council undertook its last Representation Review during the period October 2012 to October 2013.

In accordance with section 12(4) of the *Local Government Act 1999* (the **Act**):

[a] review may relate to specific aspects of the composition of the council, or of the Wards of the council, or may relate to those matters generally, - but a council must ensure that all aspects of the composition of the council, and the issue of division or potential division, or the area of the Council into Wards, are comprehensively reviewed under this section at least once in each relevant period.

Pursuant to regulation 4 of the *Local Government (General Regulations) 2013*, the relevant period for the Council to undertake its Representation Review was determined by the Minister, by notice in the Government Gazette (**Gazette**) on 9 July 2020.

This Representation Review commenced in December 2020.

Pursuant to section 12(5) and (6) of the Act the Council caused to be prepared, and adopted, a Representation Options Paper (the **Options Paper**).

The Options Paper provided the following Options for consideration as to the Council's composition and structure:

- Option 1 – Existing Structure – seven (7) Wards, with two (2) Councillors from each Ward plus a Mayor
- Option 2 – No Wards – 14 Councillors plus a Mayor
- Option 3 – six (6) Wards with two (2) Councillors from each Ward plus a Mayor
- Option 4 – five (5) Wards with two (2) Councillors from each Ward plus a Mayor.

Following the Council's consideration of the draft Options Paper at Agenda item 17.1 *Representation Review – Representation Options Paper* at its Ordinary Meeting of 6 April 2021, the Council resolved to endorse the four (4) proposed options for the purposes of the public consultation process.

A copy of an extract from the Minutes of the Council Meeting of 6 April 2021, evidencing the Council's decision in this regard, is **Appendix A**.

A copy of the Agenda Report for item 17.1, which includes the Options Paper as an Attachment, is **Appendix B**.

Pursuant to section 12(7) and (8) of the Act, the Council then undertook public consultation in relation to the Options Paper, the purposes of which, was to seek the views of electors, residents, ratepayers and interested persons on the Council's elected representation structure.

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This first round of public consultation as part of the Council's Representation Review process, commenced on Friday 9 April 2021 and concluded on Friday 21 May 2021.

Having now considered the proposed Options and submissions received, as well as all other relevant factors, the Council now proposes to **retain** its existing composition and structure, as set out in Option 1, comprising:

- a Mayor, elected from the Council area as a whole;
- seven (7) Wards;
- 14 Ward Councillors, representing two (2) elected from each Ward.

This Representation Review Report (**Report**) has now been prepared by Kelley Jones Lawyers in accordance with section 12(8a) of the Act, and the framework included in the publication *Undertaking a Representation Review: Guidelines for Councils* dated January 2020, as prepared by the Electoral Commission of South Australia (**ECSA**).

This Report sets out, amongst other things:

- a summary and analysis of the submissions received during the first public consultation process;
- detailed discussion and rationale in relation to the Council's proposed endorsed Option;
- consideration of how the proposal relates to the principles set out under the legislative requirements in sections 33 and 26(1)(c) of the Act (including further detailed analysis of Ward quotas and population projections); and
- provides details of the Council's next phase of its Representation Review, including its additional public consultation requirements.

2. PUBLIC CONSULTATION

2.1 Consultation Process

In accordance with the Council's resolution, made at its meeting of 6 April 2021, and pursuant to section 12(7) of the Act, consultation on the Options Paper was commenced on Friday 9 April 2021, concluding on Friday 21 May 2021. A copy of the Gazette Notice is contained in **Appendix C**.

Notice of this public consultation was also published in *The Advertiser*, being a local newspaper circulating in the Council area, on Friday 9 April 2021. A copy of this notice is included with **Appendix C**.

In addition to these statutory publication requirements, the public consultation process also included:

- *Your Say* consultation platform, including information on the process, online submission functionality, by way of email or survey, and online questions

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lodgement;

- information being made available at Council's various customer service positions;
- Social Media posts; and
- a direct link on the Council's webpage to the Options Paper, and information regarding the Review.

During the first consultation period, a hard copy of the Options Paper was also available to view at the Council's Civic Centre, located at 165 Sir Donald Bradman Drive, Hilton, where a hard copy submission form could be completed.

In addition, a number of Council employees and elected members received submissions by way of direct email, which responses have been included in the consultation outcomes.

2.2 Community Response

The Council received 245 visits to the electronic consultation resources, 96 visitors to the online survey/submission form, and 38 submissions in total, across all platforms.

Where participants completed an online survey/submission form, they were offered the opportunity to select a first and second preference for the Council's proposed composition and structure.

The preferred options and stated reasons are included in the *Representation Review Data Analysis Report* at **Appendix D**.

A summary of the consultation outcomes, contained in the *Representation Review Data Analysis Report* are outlined below.

Table 1 represents the submissions received, by suburb.

Table 1

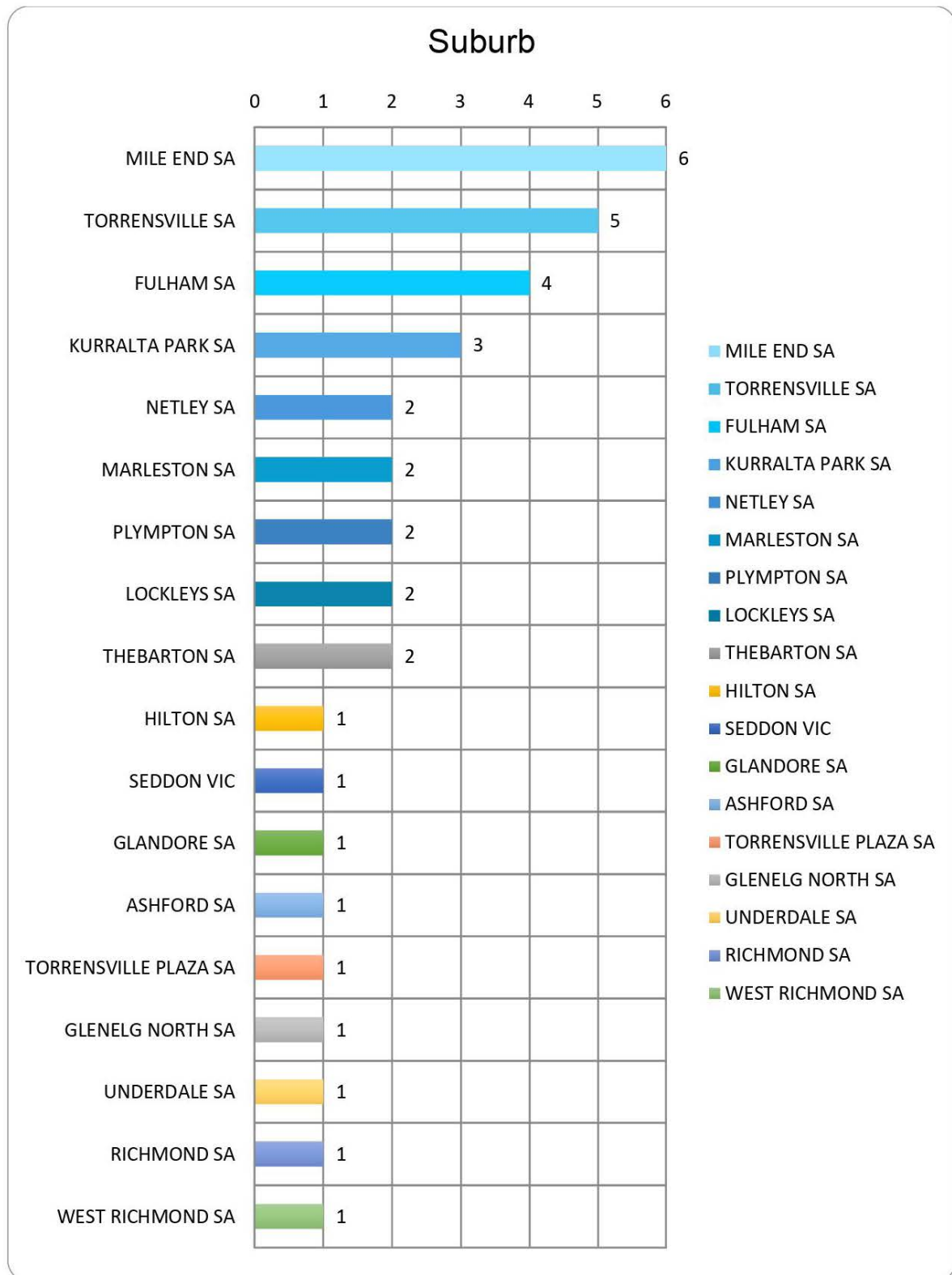
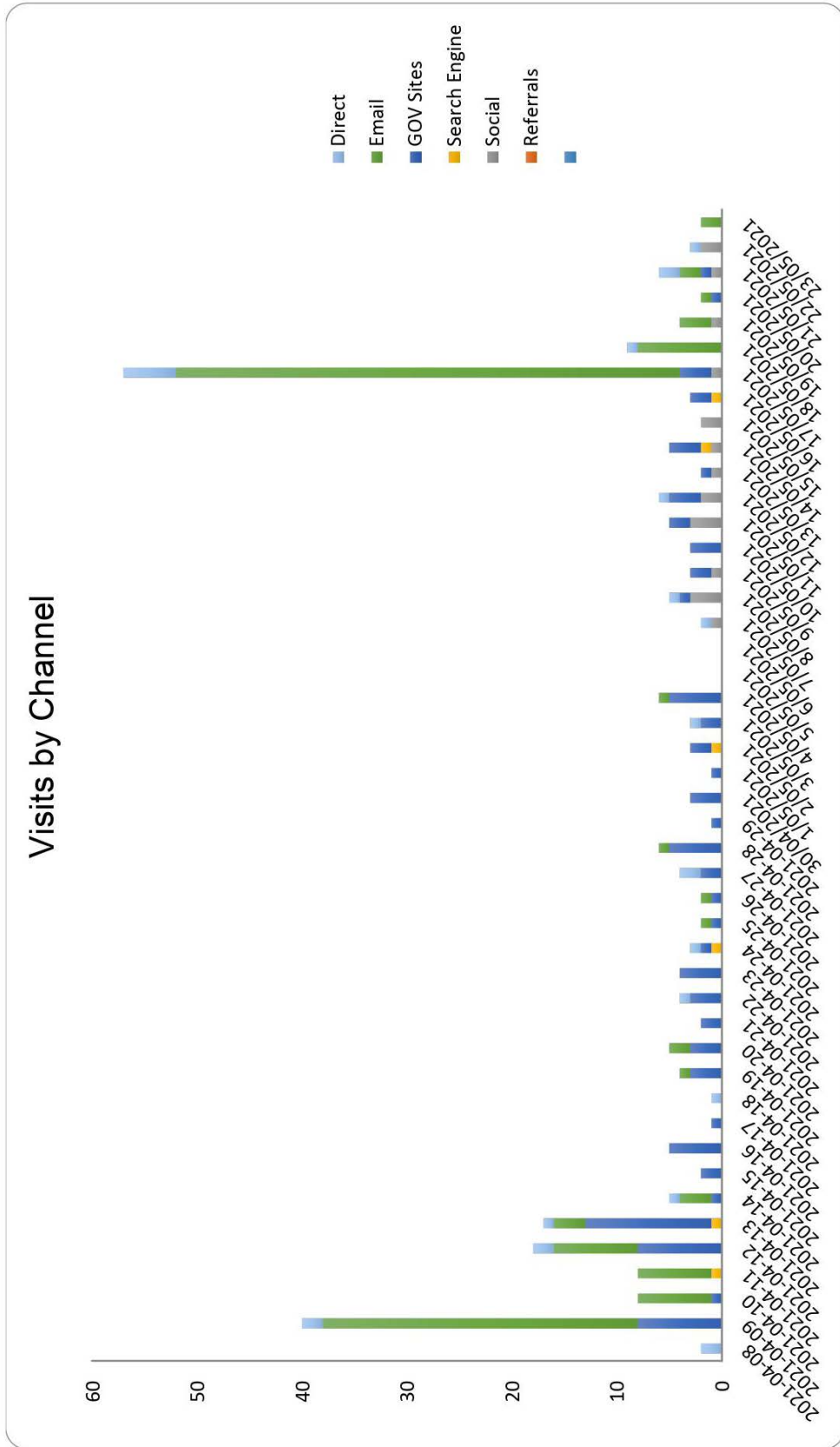


Table 2 represents the engagement, by medium, of participants in this first public consultant process.

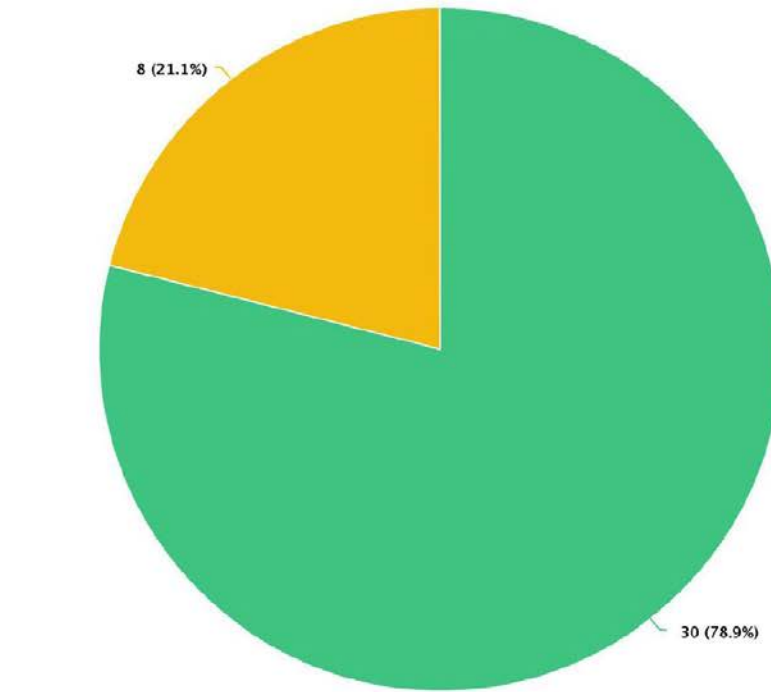
Table 2



Of the submissions received as part of the community consultation on the Options Paper, the outcomes are represented in the below Pie Charts.

Chart 1

MAYOR OR CHAIRPERSON



- Council to continue with a directly elected Mayor
- Council to change to a Chairperson elected by and from the Councillors

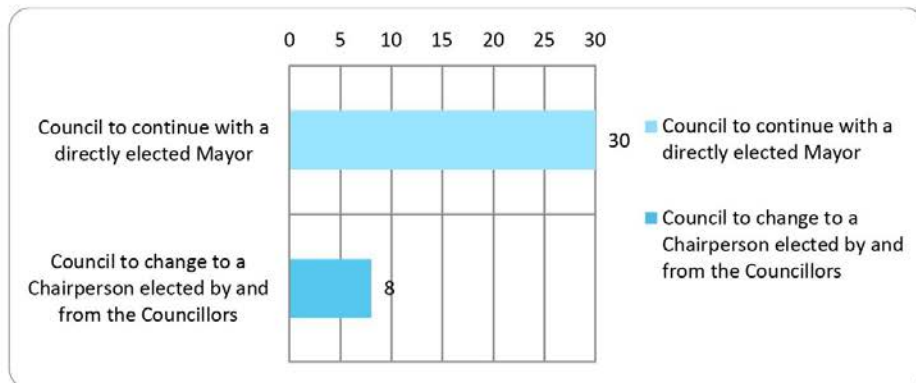
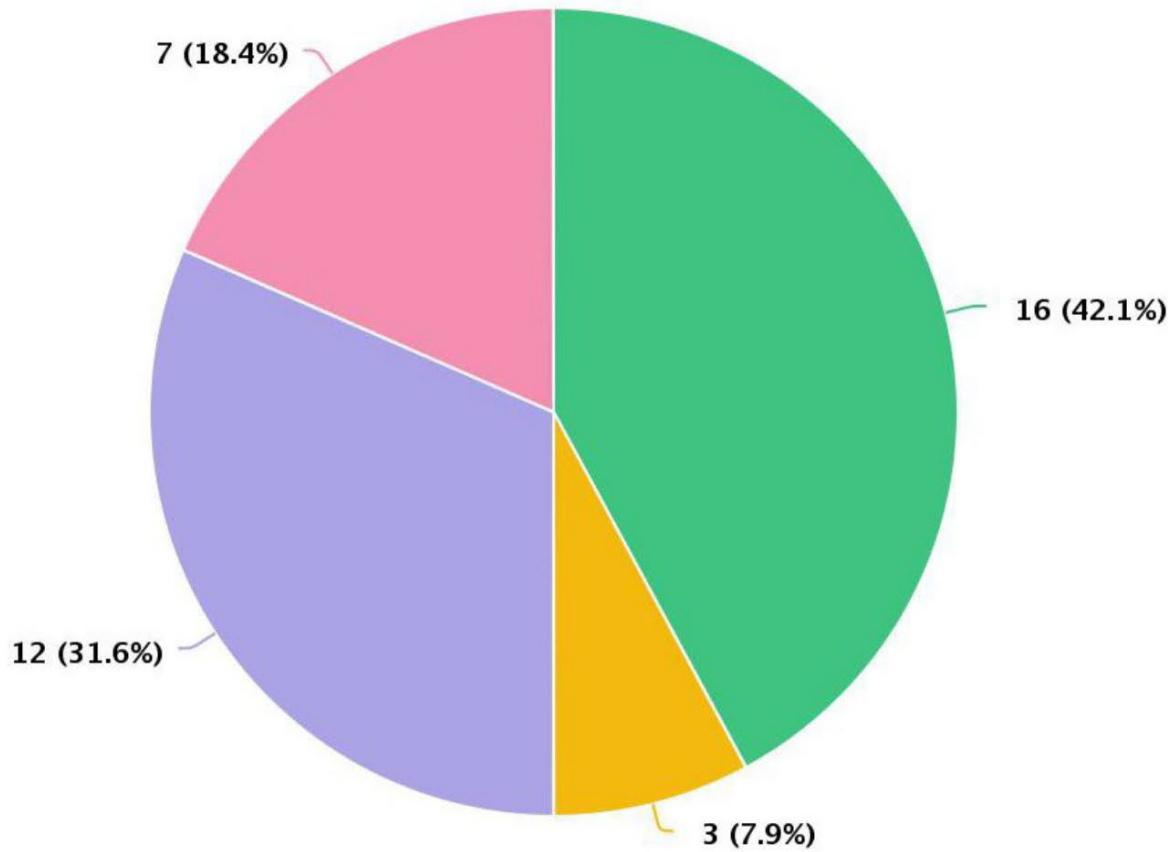


Chart 2

STRUCTURE AND COMPOSITION – FIRST PREFERENCE



- Option 1: keep current structure – 7 Wards, with 2 Councillors in each Ward plus a Mayor
- Option 2: change to no wards – 14 Councillors plus a Mayor
- Option 3: change to 6 wards, with 2 Councillors in each Ward plus a Mayor
- Option 4: change to 5 wards, with 2 Councillors in each Ward plus a Mayor

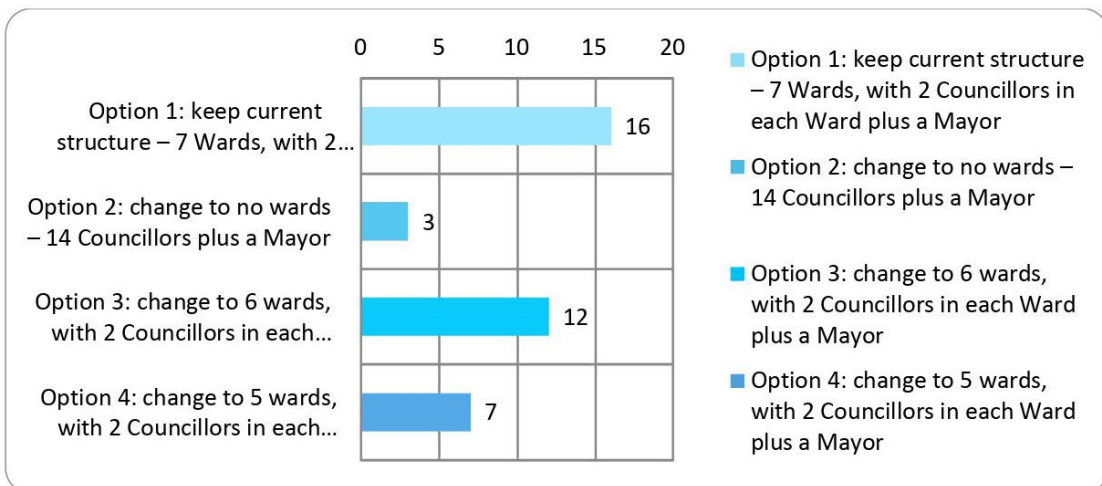
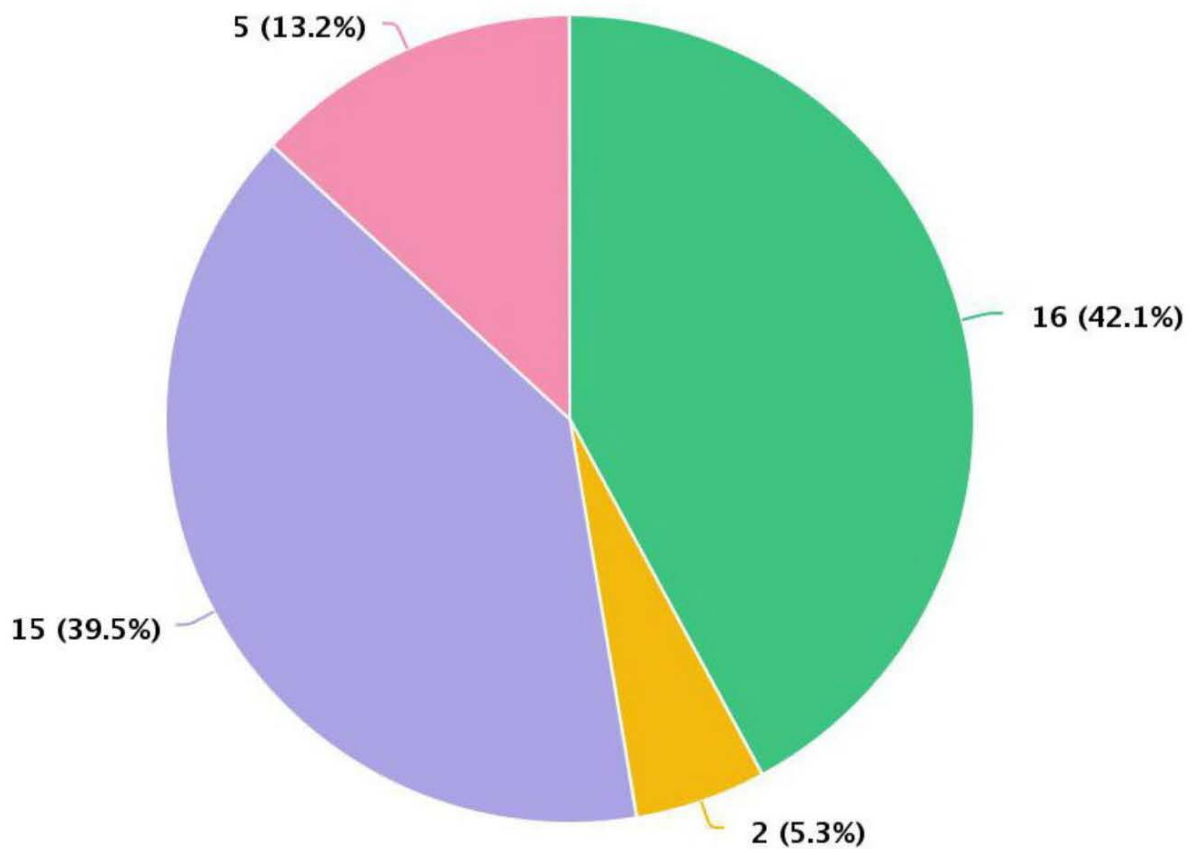
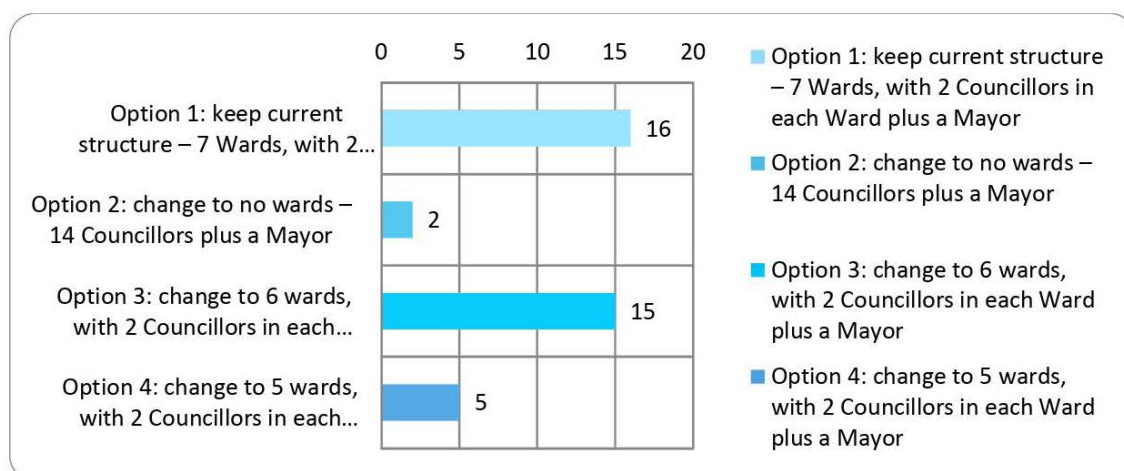


Chart 3

STRUCTURE AND COMPOSITION – SECOND PREFERENCE



- Option 1: keep current structure – 7 Wards, with 2 Councillors in each Ward plus a Mayor
- Option 2: change to no wards – 14 Councillors plus a Mayor
- Option 3: change to 6 wards, with 2 Councillors in each Ward plus a Mayor
- Option 4: change to 5 wards, with 2 Councillors in each Ward plus a Mayor



2.3 Analysis of Community Responses

The submissions demonstrate a clear and strong preference to retain the existing composition and structure of the Council, comprising seven (7) Wards, 14 Councillors, with two (2) each elected from each Ward, and a Mayor, elected from the community as a whole. This is **Option 1**.

This preference is underpinned by an expressed community desire to ensure that the Council retains local representation by members who know their local area, and limited support demonstrated in the submissions received for any change to the current arrangements.

Whilst the number of submissions received (38 in total) cannot be considered to reflect the attitudes of the whole community, which comprises approximately 41,859 electors (as at December 2020), the Council can, and is entitled to, consider this information in gaining insight into the views of the community and its preferred composition and structure of the Council's representative body.

All of the submissions addressed the issue of retaining a Mayor, elected from the Council area as a whole., with an overwhelming 78.9% (or 30 out of the 38 responses) confirming a preference to retaining the Principal Member as a Mayor elected from the community as a whole, rather than a Chairperson elected from the elected member body.

There was also a clear and strong preference towards retaining the current structure of the Council, both in terms of the number of Wards and Councillors with 42. % (or 16 out of the 38) submissions supporting Option 1, which figure was re-affirmed in the second preference question.

The comments made in respect of retaining the current structure and composition can be summarised as follows:

- Wards should not be too large, representatives are required in each Ward to deal with local issues;
- there must be tangible, measurable (not perceived or theoretical) benefits to the community for any change to occur as part of this process;
- more Wards provides for better representation, being a relatively large Council area with varied demographics;
- with the proposed changes to South Road it is important that those impacted have representation on Council, who understand the issues and are committed to advancing the interests of residents and ratepayers. This representation may be lost if the Wards are removed or diminished;
- Ward Councillors have local knowledge of their Ward area, and a smaller area to manage with regards to representation.

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As above, and reflected in the *Representation Review Data Analysis Report (Appendix D)*, it is acknowledged that some submissions were received, indicating a preference for the number of Wards and Councillors to be reduced. The next preferred option, was Option 3, which represented a change to six (6) Wards with two (2) Councillors in each (a reduction in Wards by one (1) and elected members by two (2)).

However, support in this regard was limited.

When the preference for Option 3 were compared with that for Option 1, only 12 respondents preferred Option 3 as their first preference (compared with 16 for Option 1) and 12 selected Option 3 as their second preference (as compared with 16 for Option 1).

The comments regarding the reduction in Wards and Councillors largely focused on a perception that there were too many councils and too many elected members in the State, overall, and suggested limited individual contact by the respondent with Ward Councillors.

There was even less support shown for abolishing Wards, but to retain the existing number of elected members, with three (3) submissions supporting this option as a first preference, and only two (2) as a second.

2.4 Key Community Issues

The submissions received did not raise any specific key community issues. However, a number of submissions commented on the large area of the Council, its varied suburbs and demographics, and the need for all areas and demographics to have appropriate representation through the Council's elected body, best achieved through a Ward structure.

In summary, the submissions received demonstrated overwhelming support for a preference to retaining the existing composition and structure and, more generally, a composition and structure comprising Wards, with Councillors elected from within Wards.

Only a minority of submissions received indicated a preference for reducing the number of Wards and/or Councillors.

3 REPRESENTATION STRUCTURE PROPOSAL

The Council has now reached the stage of its Representation Review where it must identify what changes (if any) it proposes to make to its current composition and structure.

In doing so, the Council is required to make 'in principle' decisions in respect to all of the matters set out at Part 4 of this Report. The Council must then present its proposed Option to the community for consideration through this Report, for comment during a second public consultation process.

After taking into account sections 26 and 33 of the Act, the proposed Options and supporting information provided in the Options Paper, and the submissions received

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during the first public consultation process, the Council proposes to **retain** its existing electoral structure and composition in accordance with Option 1, being:

- a Mayor, elected by electors from the whole Council area;
- seven (7) Wards; and
- 14 Ward Councillors.

The most recent figures provided by ECSA, current as at December 2020, indicate that the number of electors in the Council area is 41,859. This provides for an elector ratio, without the Mayor, of 1:2,989 or 1:2,790 including the Mayor.

Further details regarding elector ratios are contained in Parts 4 and 5 of this Report.

4. PROPOSED RATIONALE

4.1 Council Name

The *District Council of West Torrens* was proclaimed on 7 July 1853, and was one of the first councils to be formed in South Australia.

Over the years, there have been a number of changes to the Council boundaries, and on 1 March 1997, the Council and the *Corporation of Thebarton* were joined, and briefly named the *City of West Torrens Thebarton*, before reverting to *City of West Torrens* shortly thereafter.

The elected member body has indicated it is not contemplating a change to the name of Council at this time. None of the submissions received suggest that the name of the Council should be reviewed.

As the name of Council has no impact upon the provision of fair and adequate representation, no changes to the name of the Council are proposed as part of this Review.

4.2 Composition

4.2.1 Mayor or Chairperson

The Council has the option of:

- a Mayor elected by electors from the whole of the Council area; or
- a Chairperson appointed by, and from within, the elected member body for a period of no more than four (4) years, with the title of either Chairperson (as provided for under the Act) or another title determined by the Council (refer section 51(1)(b) of the Act).

The roles and responsibilities of the Principal Member are the same for both a Mayor and Chairperson. The difference between the positions, being the manner in which they are elected, or appointed, the terms of office, and

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voting rights, including:

- a Mayor is elected for a term of four (4) years, whereas a Chairperson has a term decided by the Council which cannot exceed four (4) years (in other words appointment could be for a shorter period);
- if a candidate running for the position of the Mayor is unsuccessful during an election, they cannot also concurrently be considered as a Councillor and their expertise will be lost;
- a Mayor does not have a deliberative vote in a matter being considered by the Council, as governing body, but where a vote is tied, has a casting vote;
- whereas a Chairperson has a deliberative vote, but not a casting vote.

There are advantages and disadvantages to both options. It is a matter of opinion and judgement as to which option is appropriate for the Council.

The submissions received as part of the first round of public consultation overwhelming supported retaining the Office of Mayor, with 78.9% of respondents indicating a preference for a Mayor.

The members consider that having an elected Mayor has served the Council and community well and should continue.

Considering the submissions received, and the above relevant factors, the Council proposes to continue to have a Mayor, elected from the Council area as a whole.

4.2.2 Number of Area or Ward Councillors

There are two (2) key factors the Council must consider in relation to the number of Councillors:

- whether the current number of Councillors (14) has an impact on decision making by the Council; and
- ensuring adequate and fair representation, whilst avoiding overrepresentation in comparison to other councils of a similar size and characteristic.

The Council's proposal is to continue with 14 Councillors, to be elected from within Wards as Ward Councillors.

The Council's view is that, although this is an even number of Councillors, coupled with the Mayor, who has a casting vote, this number is appropriate and does not hinder the ability of the Council in its decision-making functions.

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In relation to the consideration of adequate and fair representation, the Options Paper included a comparison of the Council against other councils of a similar size, characteristic and elector number.

A Table demonstrating this comparison is below at **Table 3**.¹

Table 3

Council	Area km2	Wards	Mayor or Chairperson	Councillors (without Mayor)	Electors	Ward Quota (without Mayor)
Adelaide	15.57	3	Lord Mayor	11	27,533	2,503
Burnside	27.53	6	Mayor	12	31,624	2,635
Campbelltown	24.35	5	Mayor	10	35,575	3,558
Holdfast Bay	13.72	4	Mayor	12	27,899	2,325
Marion	55.5	6	Mayor	12	65,520	5,460
Mitcham	75.7	6	Mayor	13	48,514	3,732
Norwood, Payneham and St Peters	15.1	6	Mayor	13	25,344	1,950
Unley	14.29	6	Mayor	12	27,247	2,271
West Torrens	37.07	7	Mayor	14	41,419	2,959
Average	28.27	5	Mayor	12	36,742	3,044

Table 3 indicates, of the comparison councils, that:

- all elect a Mayor, rather than a Chairperson;
- all have Wards, with an average of five (5) Wards per Council;
- in relation to the number of Councillors:
 - the number ranges from between ten (10) to fourteen (14), with the Council having the largest total number of Councillors;
 - the average number of Councillors is twelve (12); and

¹ Representation Quota Figures 2019 – 2020 Local Government Association of SA, as prepared by ECSA as at 28 February 2020). Ward quotas in the Table **do not** take into account the Mayor.

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- the ratio of electors to Councillors (excluding the Mayor) ranges from 1:1,949 to 1:5,460, with an average of 1:3,044.

These comparisons indicate the Council's current elector ratio and number of Councillors compares favourably to other councils with similar characteristics, sitting just below the average elector ratios for all nine (9) councils, and placing it mid-range in terms of its representation ratio.

For completeness, the most recent figures provided by ECSA, as of 21 December 2020, indicate the number of electors in the Council area is now 41,859. This provides for an elector ratio, without the Mayor, of 1:2,989, still placing the Council within mid-range (and under the overall average), in terms of its current Councillor representation ratio.

In arriving at the decision to retain 14 Councillors, the Council took into consideration its own experiences as a representative governance body, the submissions received during public consultation and comparison with other similar councils.

The Council's own experiences demonstrate that as an elected body:

- it has been able to make informed, transparent and accountable decisions effectively for the community;
- it provides appropriate, proportionate, representation for various interest groups/areas in the Council, having particular regard to the physical size of the Council; and
- each Councillor feels that their workload is appropriate and manageable.

The submissions received during the public consultation also supported the position that the number of Councillors is appropriate to provide representation for the community.

The rationale for continuing with 14 Councillors:

- the Council has found 14 Councillors to be an appropriate number to provide:
 - appropriate elector representation for the different areas of the Council, taking into account the specific characteristics and demographics of the population of the Council area;
 - for a diversity of skills, knowledge and life experiences amongst the elected member body; and
 - for different views points on matters to be raised and debated, to ensure all relevant considerations are taken into account in representing the interests of the community;

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- this is a sufficient number to share the workload in giving effect to the Council's governance functions, as well as the individual roles and responsibilities of Councillors; and
- the number is favourable when compared against similar councils in South Australia. That is, it could not be said that the electors in the Council area are under, or over, represented, when compared to other councils of a similar size and composition. (refer Table 3).

The feedback from the Council, the community and an analysis of the data, demonstrates that 14 Councillors, with a total elected member group of 15 (including the Mayor), is both a reasonable and suitable number to ensure that each member can carry out their role in accordance with section 59 of the Act, including that members:

represent the interests of residents and ratepayers, to provide community leadership and guidance and to facilitate communication between the community and the council.

4.3 Ward Structure

4.3.1 Wards or No Wards

'Ward' is the name given to an electoral division within a council area in South Australia. Wards exist solely for electoral purposes and are similar in concept to electorates in the Australian and South Australian Parliaments.

The Council has considered four (4) options in relation to Wards:

- continue with seven (7) Wards;
- abolish Wards entirely;
- reduce the number of Wards to six (6); or
- reduce the number of Wards to five (5).

The Council's decision in relation to Wards may also impact on the number and manner in which Councillors can be elected, that include:

- from within Wards as Ward Councillors;
- across the whole Council area as Area Councillors; or
- a combination of Ward Councillors and Area Councillors.

There is no difference in the roles and responsibilities of Councillors elected as Ward Councillors and those elected as Area Councillors, save for, Ward Councillors are generally understood to have specific expertise and experience in their particular Ward and are considered to be representative of those electors, residents and ratepayers in that Ward. However, there is

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no impediment to a member of the community approaching another Councillor, from outside of their Ward.

The Council proposes to continue with its current structure of seven (7) Wards, with two (2) Ward Councillors to be elected from within each Ward (refer part 4.2.2 above).

In making this decision, the Council has considered the arguments in favour of the options available to it, along with the submissions received as part of its public consultation, which was overwhelmingly in support of continuing with a representative structure comprising Wards and continuing with seven (7) Wards.

The Council acknowledges the factors that support a reduction in and/or abolition of Wards, including:

- the submissions that were supportive of reducing the number of Wards and/or abolishing Wards;
- it affords electors the opportunity to elect more than two (2) nominal representatives from within a Ward, being the current number of candidates that can be elected from each Ward);
- it gives electors the opportunity to vote for any candidate at an election, and judge the performance of all candidates (not just the candidates in their Ward);
- Councillors can be challenged to find the right balance between corporate governance duties and their representative role, with the desire to make decisions in the best interests of their Ward sometimes seen to outweigh the requirements to make decisions in the interests of the community as a whole;
- potential reduction in electoral accountability, where periodic elections are required for all Wards of a Council area, with the result that sometime, incumbent members in some Wards are returned unopposed;
- the lines of communication between the Council and the community may be enhanced, given that members of the community can consult with all members of the Council, rather than feel obliged to consult with specific Ward Councillors;
- such a structure automatically 'absorbs' any fluctuations in elector numbers and adjusts the elector ratio accordingly. That is, specified quota tolerance limits do not apply, and the Council is not required to adjust its Ward boundaries as part of any subsequent Representation Review; and

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- the Council can carry a casual vacancy and avoid the cost of a Supplementary Election in certain circumstances.

However, the Council's preference is to continue with its current structure of seven (7) Wards, and in so determining, is persuaded by:

- Ward Councillors provide an enhanced representation for specific Council areas, particularly having regard to the size of the Council area and its demographics, which include smaller communities, communities of interest and those communities that may need additional assistance;
- Councillors have better local knowledge of their Ward area and understanding of local issues;
- Councillors having a smaller area to manage appropriate workload;
- reduces the risk of lack of representation in some areas and over representation in others;
- ensures Councillors do not all come from one area and reduces the risk of dominance by factional groups or 'stacking' of the Council;
- keeps costs of campaigning for candidates lower, as they only need to campaign within their Ward area and not the whole of the Council area. This is particularly relevant given the geographical and population size of the Council;
- face to face communication between Councillors and electors, residents and ratepayers can be facilitated more easily; and
- the cost of Supplementary elections is lower for a Ward than across the whole Council area.

For these reasons, continuing with the current structure of seven (7) Wards in accordance with Option 1 is the preferred option for the Council at this time.

4.3.2 Ward Representation and Quotas

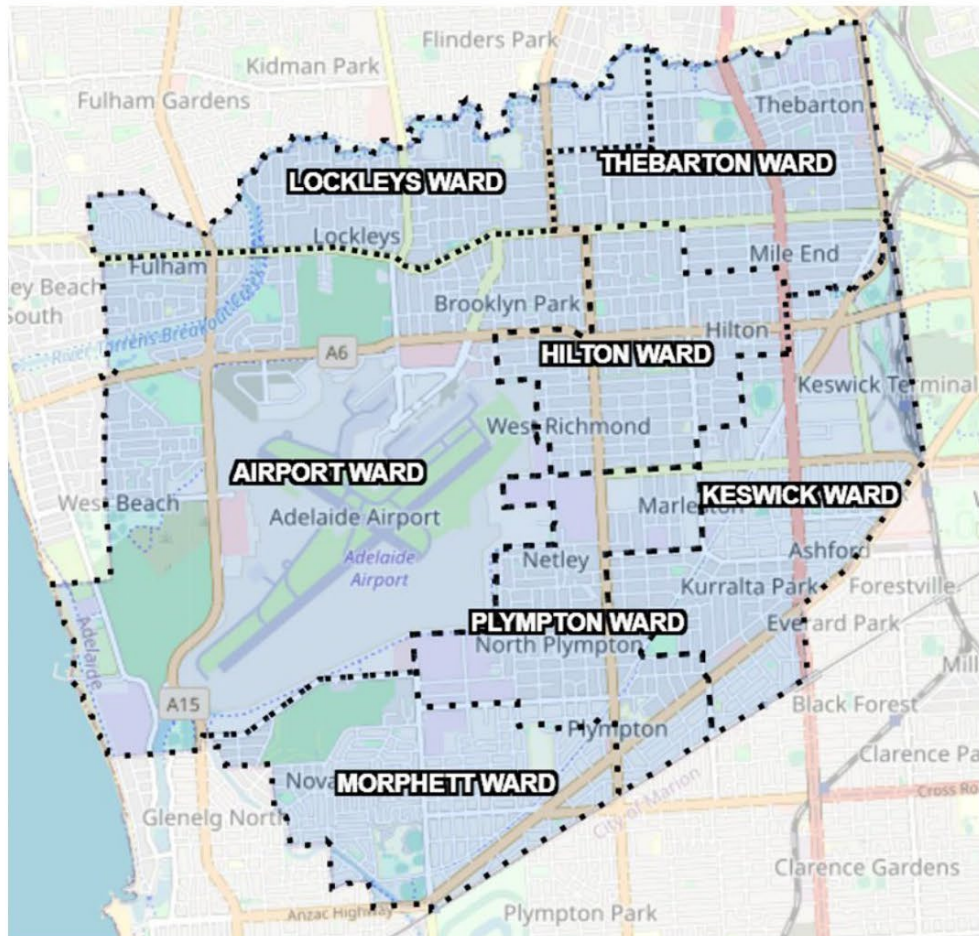
The elector ratio is the average number of electors represented by each Councillor, who represent Wards.

The Mayor is not included in these calculations.

In accordance with section 33(2) of the Act, where a Council is proposing Wards as part of its representation structure, the number of electors represented by each Councillor must not vary from the Ward quota by more than 10%.

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A copy of the existing Ward map, representing Option 1, is depicted below:



The Ward quotas for each of the Council's Wards, with elector figures current as at December 2020, were represented in the Options Paper, and are reproduced in **Table 4** below.

Each Ward remains comfortably within the quota tolerances at this time, and for this reason, it was considered that there was no imperative to consider amending Ward boundaries as part of this Review process. This position is supported by a number of comments to the same effect, in the submissions received as part of the first round of public consultation.

Table 4 – Ward quotas

Ward	Councillors	Electors Dec 2020	Ward Quota	Variation
Keswick	2	6,053	3,026	1.24%
Hilton	2	6,223	3,111	4.08%
Plympton	2	5,561	2,780	-6.99%
Lockleys	2	5,776	2,888	-3.38%
Airport	2	5,894	2,947	-1.41%
Morphett	2	6,091	3,045	1.87%
Thebarton	2	6,261	3,130	4.72%
			Average	
Council total	14	41,859	2,989	

5. LEGISLATIVE PRINCIPLES TO BE CONSIDERED

In arriving at the abovementioned position, there are a number of legislative requirements that are required to be taken into consideration, when determining the Council's composition as part of its Review, including the objectives contained at section 26(1)(c) of the Act, and the considerations provided under section 33 of the Act.

5.1 Section 33 of the Act

As set out above, in determining to retain its current structure of seven (7) Wards, the Council has taken into account the considerations under section 33(2) of the Act, which provide that a proposal that relates to the formation or alteration of Wards must also observe the principle that the number of electors represented by a Councillor must not vary from the Ward quota by more than 10 per cent.

Further, for the purposes of section 33(2), if two (2) or more Councillors represent a particular Ward, the number of electors represented by each will be taken to be the number of electors for the Ward, divided by the number of Councillors for the Ward.

The Ward quota will be taken to be the number of electors for the area, divided by the number of Councillors for the area who represent Wards.

The following factors have been taken into account in considering the number of electors in the Council area and Ward quotas.

5.2 Population and Projections

By reference to figures held by ECSA from its last Representation Review process, the Council had 38,087 enrolled electors (February 2013).

ECSA confirms that as of 21 December 2020, 41,859 persons are now counted as electors in the Council area, representing an increase of 11% over the relevant periods.

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The ABS 2016 Census Data confirms a population increase, of approximately 5%, between the 2011 (54,962) and the 2016 Census (57,901). Australia's next Census is due to be held on 10 August 2021.

To supplement this data, the Department for Infrastructure and Transport (DIT) prepared population projections for South Australia, released in December 2019 - *Local Government Area Projections 2011 – 2036*. The estimated population projections for the Council area are as follows:

- 2021 60,944;
- 2026 63,341 (+2,397);
- 2031 66,213 (+2,872); and
- 2036 68,999 (+2,786).

These estimates project an increase in population for the Council, which will result in an increase in elector numbers and elector ratios overall (although, not necessarily in a proportionate manner for reasons set out above).

This population data should also be interpreted having regard to the Council's own knowledge about its area, as well as anticipated population changes.

5.3 Demographic and Development Trends

Demographic and development trends are a relevant consideration for the Council, being indicative of the potential for an increase in the population of the Council area, and/or of electors to the Council area. This is relevant in considering the issue of Wards, and Ward boundaries, as section 33(2) of the Act requires that number of electors represented by a Councillor must not, at the relevant date of the Representation Review, vary from the ward quota by 10%.

Council records demonstrate that there were 474 development applications lodged for new dwellings in the Council area from 1 July 2019 to December 2020. 470 of those applications proposed dwellings in various forms, including four (4) applications that proposed multistorey apartment buildings.

The Council's data demonstrates that residential development is occurring throughout the whole of the Council area. However, there are some suburbs that are experiencing higher levels of residential or infill development, including the suburbs of Lockleys, Kurralta Park, North Plympton and Torrensville.

It is also to be noted that the existing policy position of the State Government to target metropolitan infill (as opposed to 'Greenfields') development, will have an associated impact for the Council, which has already identified a number of underutilised parcels or land, that are likely to be the subject of such development.

These include the former Coca-Cola Amatil, Marlestone Tafe and Brickworks Market sites. With increased economic confidence, and the impacts of COVID-19

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correspondingly reducing, in the short term there is also likely to be increased business participation at underutilised, or currently vacant, sites, such as the Adelaide Airport.

While actual and anticipated development in the Council area is likely to increase both the population, and number of electors, the increases are not expected to result in changes to Ward elector numbers that would exceed the 10% Ward quota tolerance. For example, the suburbs that are identified as having the highest levels of development are each located in different Wards of the Council resulting in a relatively even distribution of electors throughout the Council area, rather than concentrations of new development in one or two Wards.

Further, the current Ward quotas (refer **Table 4** above) **are well within** the 10% quota tolerance. Considering development trends and the anticipated resultant elector increases that may result, Ward quotas will remain well within the 10% quota tolerance.

5.4 Communities of Interest

Communities of interest are factors relevant to the physical, economic and social environment, and include consideration and analysis of:

- neighbourhood communities;
- history/heritage of the Council area and communities;
- sporting facilities;
- community support services;
- recreation and leisure services and centres;
- retail and shopping centres;
- industrial and economic development; and
- environmental and geographic areas of interest.

The ABS 2016 Census Data confirms that of the 57,901, residents of the Council area (as at that Census), 64.1% identified their birthplace as Australia. Of the remaining population in the Council area, the most common countries of birth were India (4.6%), China (3.4%), England (3%), Greece (2.4%) and Italy (2%), with 41% of respondents identifying that both parents were born overseas and 31.9% of households reporting that a non-English language was spoken at home.

This data further confirms the median age of the population of the Council is 38, with residents aged 65 years and over, making up 18% of the population.

That is, the Council has a culturally diverse community and a number of communities of interest. Accordingly, any suggested decrease in the number of Councillors needs to be carefully considered in light of the corresponding

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potential for these communities of interest which may potentially be overlooked in instances of decreased representation.

As always, local knowledge is the best tool to identify and determine communities of interest, along with development characteristics of the Council area.

5.5 Topography

The Council is located to the west of the Adelaide central business district, bordered by the City of Charles Sturt to the north, Adelaide City Council to the east and the City of Unley, City of Marion and City of Holdfast Bay to the south.

It is comprised of 25 suburbs being Adelaide Airport, Brooklyn Park, Camden Park, Cowandilla, Fulham, Glandore, Glenelg North, Hilton, Keswick, Kurrulta Park, Lockleys, Marleston, Mile End, Mile End South, Netley, North Plympton, Novar Gardens, Plympton, Richmond, Thebarton, Torrensville, Underdale, West Beach and West Richmond.

The Council has an estimated population of approximately 60,842 in an area of 37km² and (Australian Bureau of Statistics, Estimated Resident Population at 2019), making it one of the largest councils geographically of the comparison councils (Table 3).

However, whilst the Council area is large, it is relatively flat, and, hence, accessible. Topography and size of the Council is not considered to be prohibitive on the ability of Councillors to meet the demands of the community. The size of the population, together with the density, is a relevant factor that has been taken into consideration when determining the future representative composition and structure for the Council

Much of the Council area remains residential, with pockets of industrial and commercial land. It also has some highly valued heritage areas, with a prominent feature being Adelaide's domestic and international airport, occupying the central portion of the district

5.6 Communication

The Council considers that the retention of the existing level of representation will continue to provide adequate and proven lines of communication between the elected member body of Council and the community.

5.7 Adequate and Fair Representation

For the reasons set out at Part 4 of this Report, the Council is confident that its proposed representation composition and structure will continue to:

- provide an adequate number of Councillors to manage and meet the demands of its community and give effect to its representative role under the Act;

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- provide an appropriate level of elector representation for local areas;
- maintain desired diversity in the skill set, experience and expertise of the elected member body; and
- ensure adequate lines of communication between the community and the Council.

5.8 Section 26 of the Act

Section 26(1)(c) of the Act requires that a number of broader principles are required to be considered during the Review process, including:

- the desirability of avoiding significant divisions within the community;
- proposed changes should, wherever practicable, benefit ratepayers;
- a council having a sufficient resource base to fulfil its functions fairly, effectively and efficiently;
- a council should offer its community a reasonable range of services delivered efficiently, flexibly, equitably and on a responsive basis;
- a council should reflect communities of interest of an economic, recreational, social, regional or other kind, and be consistent with community structures, values, expectations and aspirations; and
- ensure that local communities can participate effectively in decisions about local matters;
- residents should receive adequate and fair representation within the local government system, while over-representation in comparison with councils of a similar size and type should be avoided.

The proposed composition and structure of the Council's elected representation is considered to comply with these legislative provisions, specifically in:

- ensuring there are a sufficient number of Councillors to undertake their representative roles fairly, effectively and efficiently;
- little to no detrimental impact upon ratepayers and/or existing communities of interest;
- continuing to provide adequate and fair representation to all electors;
- ensuring that communities, through its elected representation, can participate in decision making; and
- compares favourably with the composition, structure and elector ratios of other Councils of a similar size (in terms of elector numbers) and characteristics.

6. SUMMARY

6.1 Conclusion

This Report has been prepared to provide information on:

- the process undertaken by the Council in conducting its Representation Review;
- the Council's adopted Option and the rationale for selecting the adopted composition and structure; and
- setting out the next steps, including providing this Report to ECSA.

6.2 Preferred Composition and Structure

The Council proposes to continue with its current composition and structure, depicted in **Option 1**, being:

- the Principal Member of the Council to continue to be a Mayor, elected by the Council area as a whole;
- seven (7) Wards; and
- the elected body of the Council to continue to comprise a total of 14 Ward Councillors, with two (2) elected from each Ward.

6.3 Public Consultation on this Representation Review Report

The public consultation on this Representation Review Report will be conducted in accordance with section 12(9) of the Act and will comprise, at a minimum:

- a three (3) week public consultation period scheduled to commence on [INSERT DAY, DATE AND MONTH] 2021;
- the consultation period will be notified by:
 - public notice in the Gazette;
 - public notice in **The Advertiser**, being a newspaper generally circulating in the Council area;
 - publication on the Council's website; and
 - posts on the Council's **Facebook, Twitter and LinkedIn pages**.

Written submissions are invited in relation to the Council's proposed representative composition and structure.

Any person who makes a submission during the period of public consultation will also be given the opportunity to address the Council, or a Council Committee, either in person or by a representative as part of this process.

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Submissions may be made through the Council's Website, in writing or by email addressed to [INSERT NAME AND POSITION] and will be accepted until 5pm on [INSERT DAY AND MONTH] 2021.

Further information regarding the Representation Review may be obtained by contacting [INSERT CONTACT DETAILS].

6.4 Next Steps

After the close of submissions on this Report the Council, will hear verbal presentations from those people who made a submission, who indicated they wished to be heard.

A decision will then be made and a Final Representation Review Report will be drafted and submitted to the Electoral Commissioner, seeking a certificate of compliance.

Once a certificate is obtained, the Council is required to place a notice in the Gazette providing for the operation of the proposal in the Final Review Report.

Any changes as a result of the Review take effect from polling date for the next periodic Council election to be held in November 2022, though other dates may apply in certain circumstances in accordance with section 12(18) of the Act.

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APPENDIX A

CITY OF WEST TORRENS



MINUTES

of the

Council & Committee Meetings

- **City Services and Climate Adaptation Standing Committee**

of the

CITY OF WEST TORRENS

held in the Council Chambers, Civic Centre
165 Sir Donald Bradman Drive, Hilton

and the public gallery via electronic platform

on

TUESDAY, 6 APRIL 2021

at 7.00pm

**Terry Buss PSM
Chief Executive Officer**

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13 QUESTIONS WITH NOTICE

Nil

14 QUESTIONS WITHOUT NOTICE

Questions were asked and responses provided by the Administration.

7.53pm Cr Brandon Reynolds left the meeting.

7.54pm Cr Brandon Reynolds returned to the meeting.

15 MOTIONS WITH NOTICE

Nil

16 MOTIONS WITHOUT NOTICE

Nil

17 REPORTS OF THE CHIEF EXECUTIVE OFFICER**17.1 Representation Review - Representations Options Paper**

This report presented the 2021 Representation Options Paper.

RECOMMENDATION(S)

It is recommended to Council that:

1. The Representation Options Paper be approved and subjected to the mandatory public consultation for a minimum of six weeks during April and May 2021.
2. That the Chief Executive Officer be authorised to make editorial amendments or formatting changes of a minor nature (including the addition or amendment of annexures) to the Representation Review - Options Paper in preparation for public consultation.
3. The feedback received be presented back to Council at the conclusion of the mandatory public consultation.

RESOLUTION

Moved: Cr George Vlahos

Seconded: Cr Surender Pal

That the recommendation be adopted.

CARRIED

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APPENDIX B

17 REPORTS OF THE CHIEF EXECUTIVE OFFICER

17.1 Representation Review - Representations Options Paper

Brief

This report presents the 2021 Representation Options Paper.

RECOMMENDATION(S)

It is recommended to Council that:

1. The Representation Options Paper be approved and subjected to the mandatory public consultation for a minimum of six weeks during April and May 2021.
2. That the Chief Executive Officer be authorised to make editorial amendments or formatting changes of a minor nature (including the addition or amendment of annexures) to the Representation Review - Options Paper in preparation for public consultation.
3. The feedback received be presented back to Council at the conclusion of the mandatory public consultation.

Introduction

Section 12(4) of the *Local Government Act 1999* (Act) requires each council to undertake a review into all aspects of its composition and the division (or potential division) of the relevant council area into wards, as prescribed by the Minister from time to time by a notice published in the Government Gazette. This review is colloquially known as a Representation Review (Review).

The relevant '*Notice of Determination of Relevant Period - Review of Council Compositions and Wards*' was published by the Minister in the SA Government Gazette on 1 August 2019, requiring the City of West Torrens to undertake its Review during the period October 2020 to October 2021.

Section 12(5) requires Council to appoint a person/company who it considers to be 'qualified to address the representation and governance issues that may arise with respect to the matter under review' and so, pursuant to the 1 August 2019 Gazettal Notice, the Administration commenced the tender process for the Review in October 2020 and Council subsequently appointed KelledyJones Lawyers to undertake the Review on its behalf at its 8 December 2020 meeting.

Discussion

A Review is a mechanism for examining the existing composition and electoral structure(s), assessing the advantages and disadvantages of various options for the composition of the elected Council and ensuring structures that support the effective and efficient governance of the City.

In addition, a Review gives the community an opportunity to have input into determining the ideal number of elected representatives on Council and the ward structure which will best serve its interests.

Pursuant to the requirements of the Act, the main principles that the Review must consider are:

1. The changes should benefit ratepayers.
2. Whether the arrangements, as required, reflect communities of interest, values and aspirations, and avoid significant dislocations with the community.
3. The ability for community members to, as required, participate effectively in decisions about local matters.

4. The ability for a council to cooperate with other councils and provide effective local governance.
5. Whether the council area is divided into wards or not (area as a whole). If split into wards, how many wards, names, size, quota etc.

Specifically, the Act requires that a Representation Options Paper (Options Paper) be developed which must provide information on possible representation structures for consultation purposes, including:

1. The composition of the Council i.e. the number of Elected Members;
2. Elector Representation – with regard to elector ratios and number of councillors;
3. Demographic trends – taking into account current elector numbers and population projections; and
4. Ward Structure – which considers having no wards or, if wards, the number of wards etc.
5. Whether the Principal Member of a council is elected by the community or by Council.

In addition, pursuant to s12(6) of the Act, if a council has more than 12 (twelve) members then consideration **must** be given to reducing the number of members. Furthermore, if a council is divided into wards, the review **must** consider whether the wards should be abolished. Hence the Options Paper presents a variety of options that meet the requirements of the Act, for Council to consult with the community on. Given that the current structure comprises 7 wards with 14 Councillors, any option that reduces the number of Councillors effectively reduces the numbers of wards.

Consequently, the following options are included in the Options Paper (**Attachment 1**):

- **Option 1**
7 (seven) wards, no change to boundaries, 2 Councillors per ward (Mayor and 14 Ward Councillors).
- **Option 2**
No wards - all Councillors would become Area Councillors (Mayor and 14 Area Councillors)
- **Option 3**
6 (six) wards, changed boundaries with 2 Councillors per ward (Mayor and 12 Ward Councillors)
- **Option 4**
5 (five) wards, changed boundaries with 2 Councillors per ward (Mayor and 10 Ward Councillors)

Changed Boundaries re Options 3 and 4

Unlike previous Reviews, the Electoral Commission of South Australia (ECSA) has indicated its preference for suburbs not to be split across wards, i.e. suburbs within a ward to be the whole suburb, unless there is no other option.

As such, the proposed changed boundaries contained in these Options 3 and 4, for the most part, align with suburb boundaries of one or more suburbs.

The main exception is the suburb of Lockleys which, due to the suburb having the highest population and proximity to surrounding suburbs with relatively smaller populations, it was not possible to retain the whole suburb in one ward for the purposes of a 6 ward structure. The 5 ward structure retains all suburbs within a single ward.

The tables below outline the precise boundaries proposed for Options 3 and 4. The current ward structure (Option 1) sits within the allowable variances for elector numbers and, as such, no changes to boundaries are proposed. As Option 2 removes all ward boundaries, detailed boundary images are only provided for Options 3 and 4.

Option 3 - 6 Wards with two Councillors in each Ward plus a Mayor (Attachment 2 Page 59)

Ward	Suburbs	Boundaries	Electors	Variance
1	Brooklyn Park Underdale Lockleys (Part)	Attachment 2 Page 60	6879	-0.6%
2	Glenelg North West Beach Fulham Adelaide Airport Lockleys (Part)	Attachment 2 Page 61	6414	-7.2%
3	Plympton Novar Gardens Camden Park	Attachment 2 Page 62	7342	6.2%
4	Netley North Plympton Marleston Kurralta Park Glandore	Attachment 2 Page 63	7237	4.7%
5	Ashford Keswick Keswick Terminal Mile End South Richmond West Richmond Hilton Cowandilla	Attachment 2 Page 64	9361	-8%
6	Thebarton Torrensville Mile End	Attachment 2 Page 65	7216	5%

Option 4 - 5 Wards with two Councillors in each Ward plus a Mayor (Attachment 3 Page 66)

Ward	Suburbs	Boundaries	Electors	Variance
1	Cowandilla Lockleys Brooklyn Park	Attachment 3 Page 67	8352	0.6%
2	Torrensville Thebarton Mile End Underdale	Attachment 3 Page 68	8929	7.5%
3	Adelaide Airport Fulham West Beach Glenelg North Novar Gardens Camden Park	Attachment 3 Page 69	8278	-0.2%
4	Plympton North Plympton Netley Marleston	Attachment 3 Page 70	7927	-4.5%
5	Glandore Hilton Ashford Kurralta Park Mile End South Keswick Keswick Terminal Richmond West Richmond	Attachment 3 Page 71	8008	-3.5%

This option retains all suburbs within their entirety in singular wards.

Next Stage of the Review

Pursuant to the Act, the next stage in the Review includes:

1. Consideration, approval and release of the Representation Review Options Paper by Council for public comment.
2. Provision of a period of not less than 6 weeks for community consultation.
3. Publication of notices in the SA Government Gazette and a newspaper circulating in the area.
4. Provision of copies of the Options Paper for inspection on the City of West Torrens' website and at the principal office of the Council.

While the conduct of the Review is a legislative requirement, the Review provides a positive opportunity for reform and meaningful community engagement and participation.

It is anticipated that following approval of the Options Paper to be subjected to public consultation, the consultation period will run from approximately 9 April 2021 until 21 May 2021 however, this is flexible to some degree to allow for any unexpected delays that may occur in releasing the Options Paper. Notwithstanding this, regardless of the date the Options Paper is released, a full six week public consultation period will occur.

Following this round of consultation, a report will be presented to Council containing the feedback resulting from the public consultation, a response on the issues arising from the consultation and a proposal that will satisfy the requirements of s12 of the Act as outlined above.

Climate Impact Considerations

(Assessment of likely positive or negative implications of this decision will assist Council and the West Torrens Community to build resilience and adapt to the challenges created by a changing climate.)

There is no direct climate impact in relation to this report.

Conclusion

This report presents the draft Representation Options Paper for endorsement to proceed to public consultation.

Attachments

1. **Representation Options Paper (Draft)**
2. **Option 3 - Full Map and Ward Maps (6 Wards)**
3. **Option 4 - Full Map and Ward Maps (5 Wards)**

CITY OF WEST TORRENS



REPRESENTATION OPTIONS PAPER

Elector Representation Review

March 2021



Kelley Jones

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 - 4.1 Mayor or Chairperson
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- 6. WARD STRUCTURE OPTIONS**
 - 6.1 Principal Member
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 - 6.2.2 Wards
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- 7. OPTIONS**

Option 1 – Existing Structure – 7 Wards, with 2 Councillors in each Ward plus a Mayor

Option 2 – No Wards – 14 Councillors plus a Mayor

Option 3 – 6 Wards, with 2 Councillors in each Ward plus a Mayor

Option 4 – 5 Wards, with 2 Councillors in each Ward plus a Mayor

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8. SUMMARY

APPENDIX A – GAZETTE NOTICE

APPENDIX B – TIMELINE

APPENDIX C – EXCERPTS FROM THE *LOCAL GOVERNMENT ACT 1999*

APPENDIX D – EXISTING WARD MAP

APPENDIX E – LABELLED OPTIONS 3 AND 4

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CITY OF WEST TORRENS

This paper has been prepared for the City of West Torrens (the **Council**) for the purposes of section 12(5) of the *Local Government Act 1999* (the **Act**) by Kelley Jones Lawyers.

Disclaimer

This Options Paper has been prepared by Kelley Jones Lawyers for the Council's Representation Review for use by the Council and its constituents. The opinions, estimates and other information contained in this Paper have been made in good faith and, as far as reasonably possible, are based on data or sources believed to be reliable. The contents of this Paper are not to be taken as constituting formal legal advice.

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1. INTRODUCTION

Councils in South Australia are required to undertake regular reviews of their elector representation arrangements (**Representation Review**). The City of West Torrens (**Council**) undertook its last Representation Review during the period October 2012 to October 2013.

In accordance with section 12(4) of the *Local Government Act 1999* (the **Act**):

[a] review may relate to specific aspects of the composition of the council, or of the Wards of the council, or may relate to those matters generally, - but a council must ensure that all aspects of the composition of the council, and the issue of division or potential division, or the area of the Council into Wards, are comprehensively reviewed under this section at least once in each relevant period.

Pursuant to regulation 4 of the *Local Government (General Regulations) 2013*, the relevant period for the Council to undertake its Representation Review was determined by the Minister, by notice in the Government Gazette (**Gazette**) on 9 July 2020.

A copy of the Gazette notice is contained in **Appendix A**.

In accordance with the Gazette notice, the relevant period for the Council to undertake its Representation Review is October 2020 to October 2021.

Review Process

The process for the Representation Review requires the Council to undertake the following steps:

- 1.1.1 initiate the preparation of this, the Representation Options Paper (**Paper**), by a person who, in the opinion of the Council, is qualified to address the representation and governance issues that may arise with respect to the matters under review;
- 1.1.2 conduct the first round of public consultation on the Paper pursuant to section 12(7) of the Act. Consultation must be open for a minimum period of six (6) weeks;
- 1.1.3 consider the submissions made during the first public consultation and prepare a Representation Review Report, detailing the representation arrangements it favours, the reasons why and respond to issues raised during the first consultation;
- 1.1.4 conduct the second round of public consultation, providing an opportunity for people making submissions to be heard personally, or through a representative, on the Representation Review Report, by either the Council or a Committee of the Council. Consultation must be open for a minimum period of three (3) weeks with opportunities for verbal submissions to follow;
- 1.1.5 adopt a representation structure;

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- 1.1.6 prepare the final Representation Review Report;
- 1.1.7 submit the final Representation Review Report to the Electoral Commissioner of South Australia (**ECSA**) to obtain a certificate of compliance. If the certificate of compliance is not provided, the Council will be required to undertake further actions to meet the ECSA's requirements; and
- 1.1.8 place a notice in the Gazette providing for the operation of any proposal in the final Review Report for which the ECSA has provided a certificate of compliance.

If the Council wishes to change the method of selection of the principal member, to adopt a structure that appoints a Chairperson instead of an Elected Mayor, a poll must be held on that aspect of the Representation Review.

An indicative timeline for the Representation Review is contained in **Appendix B**.

Any changes as a result of the Representation Review take effect at the next Local Government general elections to be held in November 2022, subject to the operation of section 12(18) of the Act.

This Paper has been prepared by Kelley Jones Lawyers and follows the framework included in the publication *Undertaking an Elector Representation Review: Guidelines for Councils* dated January 2020, prepared by the Electoral Commission of South Australia (**ECSA**).

Legislative Requirements

Section 12 of the Act sets out the statutory requirements the Council must follow in conducting its Representation Review.

The Representation Review must also take into account the principles set out in section 26 of the Act, namely:

- that any changes to the Council's representation should benefit ratepayers;
- arrangements should reflect communities of interest, values and aspirations and avoid significant dislocation within the community;
- encourage local community participation in decisions about local matters; and
- provide effective local governance and foster co-operation with other councils.

The Representation Review must also have regard to section 33 of the Act, which lists the matters to be taken into account, as far as practicable, if the Council proposes to change the Ward representation (if any) of the Council. These include:

- the desirability of reflecting communities of interest of an economic, social, regional, or other kind;

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- the population of the area, and of each Ward affected or envisaged by the proposal;
- the topography of the area, and of each Ward affected or envisaged by the proposal;
- the feasibility of communication between electors affected by the proposal and their elected representatives;
- the nature of substantial demographic changes that may occur in the foreseeable future;
- the need to ensure adequate and fair representation while at the same time avoiding over-representation in comparison to other councils of a similar size and type (at least in the longer term).

Any proposal that relates to the formation or alteration of Wards of a council must observe the principle that the number of electors represented by a Councillor must not, as at the relevant date (assuming the proposal was in operation), vary from the Ward quota by more than 10 per cent (subject to the operation of section 33(3) of the Act).

Electors

A person enrolled in the House of Assembly in South Australia is automatically enrolled as an elector in council elections. This roll is maintained by ECSA.

The Chief Executive Officer of a council is also required to maintain a roll for other persons who have enrolled under other eligibility provisions contained in the *Local Government (Elections) Act 1999*. Generally, these provisions apply to persons and corporations owning or occupying, but not residing in, properties in the Council area.

Review Considerations

In accordance with section 12 of the Act then, the Council's Representation Review is required to consider the composition of the Council and the advantages and disadvantages of the options that are available for elector representation under the Act.

The key areas for consideration in accordance with the Act are:

- election or appointment of the Principal Member (Mayor or Chairperson);
- the number of Councillors;
- the question as to whether the Council should continue with Wards, not have Wards, or reduce the number of Wards;
- how Councillors are elected;

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- (i) from Wards;
 - (ii) across the whole of the Council area; or
 - (iii) a combination of both; and
- the name of the Council and the Wards (if any).

2. COUNCIL BACKGROUND AND PROFILE

The Council is an inner metropolitan council, located to the west of the Adelaide central business district. The Council is bordered by the City of Charles Sturt to the north, Adelaide City Council to the east and the City of Unley, City of Marion and City of Holdfast Bay to the south.

The Council is identified as *Urban Development Medium* under the Australian Class of Local Government (refer appendices <http://regional.gov.au/local/publications/reports/> for an explanation of ACLG).

The Council comprises 25 suburbs being Adelaide Airport, Brooklyn Park, Camden Park, Cowandilla, Fulham, Glandore, Glenelg North, Hilton, Keswick, Kurratta Park, Lockleys, Marleston, Mile End, Mile End South, Netley, North Plympton, Novar Gardens, Plympton, Richmond, Thebarton, Torrensville, Underdale, West Beach and West Richmond.

The Council has an estimated population of approximately 60,842 in an area of 37km² and (Australian Bureau of Statistics, Estimated Resident Population at 2019).

3. EXISTING COMPOSITION OF COUNCIL

Background and Profile

Chris Brice, of the West Torrens Historical Society (information accessible via the Council's website), explains that the West Torrens region was among the first 'country' sections of the State to be surveyed by Colonel Light, with residential development first taking place in the areas closest to the City.

Thebarton, where Colonel Light built his home, quickly developed both as a residential and industrial centre, and in 1841 was described as one of the largest of Adelaide's suburban villages.

Subsequently, the *District Council of West Torrens* was proclaimed on 7 July 1853, and was one of the first councils to be formed in South Australia.

Over the years, there have been a number of changes to the Council boundaries, and on 1 March 1997, the Council and the *Corporation of Thebarton* were joined, and briefly named the *City of West Torrens Thebarton*, before reverting to *City of West Torrens* shortly thereafter.

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Much of the Council area remains residential, with pockets of industrial and commercial land. It also has some highly valued heritage areas, with a prominent feature being Adelaide's domestic and international airport, occupying the central portion of the district.

Whilst sections 12(1) and (2) of the Act provide that the Council may consider the alteration of its name as part of its Review process, the name has historical ties and is representative of the Council. In the absence of support from Councillors, the name of the Council is not proposed to be reviewed as part of this Representation Review. Principal Member

The Council's Principal Member is a Mayor, elected from the Council area as a whole.

The Council undertook its previous Representation Review during the period October 2012 to October 2013, at which time it was determined to retain the Council's representation structure as at that time, being:

- seven (7) Wards;
- fourteen (14) Councillors with two (2) elected from each Ward; and
- a Mayor elected from the Council area as a whole.

A copy of a map depicting the current Ward arrangement is contained in **Appendix D**.

4. COMPOSITION OF COUNCIL

The role of the Mayor and Councillors of the Council are set out in sections 58 and 59 of the Act.

58 Specific roles of principal member

(1) The role of the principal member of a council is -

- (a) to preside at meetings of the council;*
- (b) if requested, to provide advice to the chief executive officer between council meetings on the implementation of a decision of the council;*
- (c) to act as the principal spokesperson of the council;*
- (d) to exercise other functions of the council as the council determines;*
- (e) to carry out the civic and ceremonial duties of the office of principal member.*

(2) Subsection (1)(c) does not apply in circumstances where a council has appointed another member to act as its principal spokesperson.

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59 Roles of members of councils

(1) *The role of a member of a council is -*

(a) *as a member of the governing body of the council -*

- (i) *to participate in the deliberations and civic activities of the council;*
- (ii) *to keep the council's objectives and policies under review to ensure that they are appropriate and effective;*
- (iii) *to keep the council's resource allocation, expenditure and activities, and the efficiency and effectiveness of its service delivery, under review;*
- (iv) *to ensure, as far as is practicable, that the principles set out in section 8 are observed;*

(b) *as a person elected to the council—to represent the interests of residents and ratepayers, to provide community leadership and guidance, and to facilitate communication between the community and the council.*

(2) *A member of a council may, with the principal member's authorisation, act in place of, or represent, the principal member.*

(3) *A member of a council has no direct authority over an employee of the council with respect to the way in which the employee performs his or her duties.*

Mayor or Chairperson

In this Representation Review, consideration must be given to the two (2) options for the office of the Principal Member. The Principal Member may be:

- elected by electors from the whole of the Council area as the Mayor; or
- appointed by and from within the Councillors for a period of no more than four (4) years and given the title of either Chairperson (the title under the Act) or another title as determined by the Council (refer section 51(1)(b) of the Act).

The roles and responsibilities of the Mayor and Chairperson are identical in all respects. The difference between the positions is the manner in which they are elected or appointed, as well as the terms of office and voting rights, including:

- a Mayor is elected for a term of four (4) years, whereas a Chairperson has a term decided by the Council, as a governing body, which cannot exceed four (4) years (that is, appointment could be for a shorter period);
- a Mayor does not have a deliberative vote in a matter being considered by the Council, but where a vote is tied, has a casting vote;

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- a Chairperson has a deliberative vote, but not a casting vote.

There are advantages and disadvantages to both options.

In the case of an elected Mayor, the predominant advantage is that it could be both reasonably and appropriately considered that this office represents a broader cross section of the community, as they are elected from the community as a whole.

A disadvantage is that if more than one nomination for the office is received, then electing a Mayor requires an election across the whole of the Council area. This is an additional cost to the Council, above that which is required for the election of Councillors.

In addition, if a candidate who has nominated for the position of the Mayor is unsuccessful, as they cannot also concurrently nominate as a Councillor, their expertise would be lost to Council.

The advantages to appointing a Chairperson include that the person so appointed represents the majority views of the Councillors, which can assist in the decision-making process. Appointing a Chairperson may also result in cost saving to the Council at election time.

However, the concurrent disadvantage is that electors may prefer a representative of the community, and not one of the elected Councillors. There is also a perception that the position of Chairperson lacks the status of a Mayor, which may have a detrimental impact on the perception of the Council as a whole.

Which option is most appropriate will be a matter for consideration, and determination, by the Council, taking into account the views of electors.

If the Representation Review Report proposes that the composition of the Council be altered, such that the Council will have a Chairperson rather than a Mayor, then the proposal cannot proceed unless it has been passed by a poll of the electors.

Area and Ward Councillors

The number of Councillors, and their method of appointment, are also to be considered as part of the Council's Representation Review.

The Council has three (3) options in determining how Councillors are elected:

- from within Wards (Ward Councillors);
- from across the whole of the Council area (Area Councillors); or
- a combination of Wards and Council Area.

Currently, the Council's Councillors are elected from within Wards, as Ward Councillors.

There are benefits and disadvantages to both election methods, discussed below.

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The benefits of electing Councillors from Wards have been described to include:

- electors within local communities are likely to know the candidates within their Ward;
- electors consider that Councillors from a Ward will be more aware of local issues and feel they are better represented;
- it can be more accessible for members of the community to approach and talk to Ward Councillors;
- if the Council has a large geographic area, or a diverse community, the role of an Area Councillor could be unreasonably time consuming;
- less opportunity for special interest groups to 'gain control' of the Council;
- the cost (in both time and resources) for candidates conducting an election campaign for a Ward, rather than the whole Council area, is more economical and can encourage greater levels of candidacy; and
- lower cost to the Council in conducting elections.

Whereas the benefits of electing Councillors from the whole Council area have been described to include:

- an election across the whole Council area provides electors with greater choice in relation to ideas and skills of individual candidates;
- voters are able to vote for the best, or preferred, candidates, rather than being restricted to candidates within their Ward;
- smaller communities can still have local candidates elected by running a strong campaign;
- Councillors are likely to take a whole of Council approach to matters rather than, arguably, a narrower 'Ward' view. That is, a perception that the Area Councillor is free from localised Ward attitudes and responsibilities;
- postal voting and use of technology in elections makes it easier for people to serve as Councillors to the whole Council area; and
- there is no requirement to maintain a quota of electors to Councillors, as is required with Wards. This is an important consideration for the Council as part of its current Representation Review, and one which we will return to shortly.

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Number of Councillors

As the Council is constituted of more than twelve (12) members, as well as being divided into wards, section 12(6)(a) of the Act **requires** that this Paper examine the question of whether the number of members should be reduced, and the question of whether the division of the area into wards should be abolished.

Section 12(6) specifically provides that:

[t]he representation options paper must examine the advantages and disadvantages of the various options that are available to the council under subsection (1) (insofar as the various features of the composition and structure of the council are under review) and, in particular (to the extent that may be relevant) -

- (a) if the council is constituted of more than 12 members - examine the question of whether the number of members should be reduced; and*
- (b) if the area of the council is divided into Wards - examine the question of whether the division of the area into Wards should be abolished,*

(and may examine such other relevant issues as the council or the person preparing the paper thinks fit)

We note that proposed section 11A of the *Statute Amendment (Local Government Review) Bill 2020*, would prevent a council from having more than twelve (12) members, inclusive of the Mayor. However, the reforms have yet to be debated in the House of Assembly, and even if subsequently passed in the current form, this provision will have no effect for the Council until the periodic election in 2026.

However, this proposed reform, combined with the wording of the existing section 12(6)(a) of the Act, does indicate a legislative intent that the Council will be required, at the very least, to consider the question of whether the number of members should be reduced as part of this Review.

In doing so, it is important to take into consideration that fewer Councillors will likely have a direct impact on representation for electors, as well as timeliness of responses.

That is, less Councillors to 'share' the workload across the Council area, in circumstances where issues and matters of concern for the community are unlikely to correspondingly be reduced, will have an impact on the ability of those Councillors to provide the existing levels of service that electors currently enjoy.

It is also to be noted that the 'cost' to the community, and any suggestion that fewer Councillors may result in reduced costs for the Council, is a 'blunt' instrument within which to assess the impact of a reduced number of Councillors. This is particularly so for the Council which has a culturally diverse community and a number of

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communities of interest. Accordingly, any potential for financial savings needs to be considered in light of the corresponding potential for reduced representation and delays in timely responses.

It is also to be noted that the allowances for Councillors are set by the Remuneration Tribunal of South Australia. As a group 1B Council, the annual allowance for Councillors from 9 November 2020 is \$21,621, with the allowance for the Mayor set at four times the Allowance of a Councillor.

That is, with a total Expenditure of \$62,271,634 for the 2020/21 FY¹, the allowance for individual Councillors constitutes 0.03% of operating expenses.

That is, based on cost alone, the reduction in composition of two (2) Councillors across the Council area (for example), would only constitute a reduction in the expenditure of the Council of 0.06%.

Other considerations which are relevant to determining the appropriate number of Councillors include:

- whether the current number of Councillors (14) has an impact on decision making by the Council; and
- the ratio of Councillors to electors as compared to similar councils to ensure adequate and fair representation, and to avoid over representation.

While a comparison of councils is not a precise measure, as no two (2) councils are the same in terms of population, size and composition, a comparison of similar councils, both in size, as well as geographically, can assist in providing guidance on comparable levels of representation for the Council in determining this issue.

¹ City of West Torrens 2020/21 Adopted Budget and Annual Business Plan.

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Table 1 represents information regarding other *Urban Development Medium* councils (Burnside, Campbelltown, Holdfast Bay, Norwood, Payneham & St Peters, Mitcham, and Unley), as well as neighbouring councils (Adelaide City and Marion).²

Council	Area km2	Wards	Mayor or Chairperson	Councillors (without Mayor)	Electors	Ward Quota (without Mayor)
Adelaide	15.57	3	Lord Mayor	11	27,533	2,503
Burnside	27.53	6	Mayor	12	31,624	2,635
Campbelltown	24.35	5	Mayor	10	35,575	3,558
Holdfast Bay	13.72	4	Mayor	12	27,899	2,325
Marion	55.5	6	Mayor	12	65,520	5,460
Mitcham	75.7	6	Mayor	13	48,514	3,732
Norwood, Payneham and St Peters	15.1	6	Mayor	13	25,344	1,950
Unley	14.29	6	Mayor	12	27,247	2,271
West Torrens	37.07	7	Mayor	14	41,419	2,959
Average	28.27	5	Mayor	12	36,742	3,044

This table demonstrates the number of electors is not a fixed measure. Even between these published figures of February 2020, to the updated those figures reported by ECSA in December 2020, it can be shown that over that period, an additional 440 electors are now counted in the Council area.

Table 1 indicates, of the councils reviewed, that:

- all elect a Mayor, rather than a Chairperson;
- all of the councils have Wards, with an average of five (5) Wards per Council;
- in relation to the number of Councillors:
 - the number ranges from between ten (10) to fourteen (14), with the Council having the largest total number of Councillors;
 - with the average number of Councillors being twelve (12); and

² Representation Quota Figures 2019 – 2020 Local Government Association of SA, as prepared by ECSA as at 28 February 2020). Ward quotas in the Table **do not** take into account the Mayor.

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- the ratio of electors to Councillors (excluding the Mayor) ranges from 1:1,949 to 1:5,460, with an average of 1:3,044.

These comparisons indicate the current elector ratio and number of Councillors of the Council compares favourably to other councils with similar characteristics, sitting just below the average elector ratios for all nine (9) councils, placing it mid-range in terms of its current Councillor representation ratio.

For completeness, the most recent figures provided by ECSA, current as of 21 December 2020, indicate that the number of electors in the Council area is now 41,859. This provides for an elector ratio, without the Mayor, of 1:2,989, still placing the Council within mid-range (and under the overall average), in terms of its current Councillor representation ratio.¹

Of course, it is to be noted that other councils have looked to reduce elected members, most notably in recent times, on its last Representation Review the City of Onkaparinga reduced its number of members, and now has the largest elector ratio in the State of 1:10,478, with 125,741 electors and 12 Councillors.³

Which is to be compared, by way of example, with the elector ratio of the Town of Walkerville, with an elector ratio of 1:715, with 5,720 electors and 8 Councillors.⁴

Additionally, section 33(2) of the Act requires that the Council '*must observe the principle that the number of electors represented by a councillor must not...vary from the ward quota by 10 per cent*'.

If a change in the number of elected members were to be implemented as part of this Representation Review, this would require a reconsideration of the existing Ward structure, including whether to change the number of Wards or the number of Councillors per Ward.

The Council currently has equal representation for each Ward (being (2) Councillors for each Ward), and adding, or subtracting, one (1) Councillor from any particular Ward would result in that Ward being in breach of the Ward quota principles set out in section 33(2) of the Act.

5. LEGISLATIVE PRINCIPLES AND MATTERS WHICH MUST BE CONSIDERED

The Council is also required to take a number of matters into account under section 33 of the Act, in conducting its Representation Review. We now turn to address these below.

Demographic and Development Trends

At 37.07 km² in size, the Council is one of the largest councils geographically of the comparison councils (**Table 1**), and is above the average of 28.27km².

³ Ibid.

⁴ Ibid.

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Demographic and development trends are a relevant consideration for the Council, being indicative of the potential for an increase in the population of the Council area, and/or of electors to the Council area. As above, this is relevant in considering the issue of Wards, and Ward boundaries, as section 33(2) of the Act requires that number of electors represented by a Councillor must not, at the relevant date of the Representation Review, vary from the ward quota by 10%.

Council records demonstrate that there were 474 development applications lodged for new dwellings in the Council area from 1 July 2019 to December 2020. 470 of those applications proposed dwellings in various forms, including four (4) applications that proposed multistorey apartment buildings.

The Council's data demonstrates that residential development is occurring throughout the whole of the Council area. However, there are some suburbs that are experiencing higher levels of residential or infill development, including the suburbs of Lockleys, Kurralta Park, North Plympton and Torrensville.

It is also to be noted that the existing policy position of the State Government to target metropolitan infill (as opposed to 'Greenfields') development, will have an associated impact for the Council, which has already identified a number of underutilised parcels or land, that are likely to be the subject of such development.

These include the former Coca-Cola Amatil, Marlestone Tafe and Brickworks Market sites. With increased economic confidence, and the impacts of COVID-19 correspondingly reducing, in the short term there is also likely to be increased business participation at underutilised, or currently vacant, sites, such as the Adelaide Airport.

While actual and anticipated development in the Council area is likely to increase both the population, and number of electors, the increases are not expected to result in changes to Ward elector numbers that would exceed the 10% Ward quota tolerance. For example, the suburbs that are identified as having the highest levels of development are each located in different Wards of the Council resulting in a relatively even distribution of electors throughout the Council area, rather than concentrations of new development in one or two Wards.

Further, the current and projected Ward quotas (refer **Table 2** and **Table 3** below) **are well within** the 10% quota tolerance. Considering development trends and the anticipated resultant elector increases that may result, Ward quotas will remain well within the 10% quota tolerance.

The Council has also experienced a range of commercial development in the form of education facilities, warehousing, offices, consulting rooms and mixed use. Equally, however, these developments are not expected to significantly alter elector numbers in the future but may encourage people to work and live in the Council area, contributing to population growth.

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Population Data and Projections

By reference to the ECSA figures from its last Representation Review process, the Council had 38,087 enrolled electors (February 2013). ECSA confirms that as of 21 December 2020, 41,859 persons are now counted as electors in the Council area, representing an increase of 11% over the relevant periods.

Similarly, the *ABS 2016 Census Data* confirms a population increase, of approximately 5%, between the 2011 (54,962) and the 2016 Census (57,901). Australia's next Census is due to be held on 10 August 2021, however, it is unlikely that the final data will be available for consideration as part of this Review.

To supplement this data, the Department for Infrastructure and Transport (DIT) (formally the Department for Planning, Transport and Infrastructure) prepared population projections for South Australia, released in December 2019 - *Local Government Area Projections 2011 – 2036*.

The estimated population projections for the Council area are as follows:

- 2021 60,944;
- 2026 63,341 (+2,397);
- 2031 66,213 (+2,872); and
- 2036 68,999 (+2,786).

These estimates project an increase in population for the Council, which will result in an increase in elector numbers and elector ratios overall (although, not necessarily in a proportionate manner for reasons set out above).

Of course, population increases do not directly translate to a corresponding increase in elector numbers, as not every person is eligible to vote. Population projections are just one relevant consideration to take into account and the data should be interpreted having regard to the Council's own knowledge about its area.

Communities of Interest

Communities of interest are factors relevant to the physical, economic and social environment, and include consideration and analysis of:

- neighbourhood communities;
- history/heritage of the Council area and communities;
- sporting facilities;
- community support services;
- recreation and leisure services and centres;
- retail and shopping centres;

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- industrial and economic development; and
- environmental and geographic areas of interest.

The *ABS 2016 Census Data* confirms that of the 57,901, residents of the Council area (as at that Census), 64.1% identified their birthplace as Australia. Of the remaining population in the Council area, the most common countries of birth were India (4.6%), China (3.4%), England (3%), Greece (2.4%) and Italy (2%), with 41% of respondents identifying that both parents were born overseas and 31.9% of households reporting that a non-English language was spoken at home.

This data further confirms that the median age of the population of the Council is 38, with residents aged 65 years and over, making up 18% of the population.

That is, the Council has a culturally diverse community and a number of communities of interest. Accordingly, any suggested decrease in the number of Councillors needs to be carefully considered in light of the corresponding potential for these communities of interest which may potentially be overlooked in instances of decreased representation.

As always, local knowledge is the best tool to identify and determine communities of interest, along with development characteristics of the Council area.

It is also to be noted that at 37.07 km² in size, the Council is one of the largest councils geographically of the comparison councils (**Table 1**), being above the average of 28.27km².

Elector Representation

The elector ratio is the average of electors represented by a Councillor. As detailed in **Table 1** above, the ratio of electors per Councillor sits just below the average for elector ratios for councils of a similar size, or those geographically adjacent.

Accordingly, even if the Council were to change the number of Councillors either by increasing or decreasing the number, its representation would still be within the elector ratio range comparable to other, similar, councils.

The total number of electors used for the calculation of ward quotas and elector ratios in this Paper is 41,859, being the current elector figures for the Council on 21 December 2020. Analysis of the total elector figure based on the population projections has been undertaken, together with analysis of the elector number for each Ward provided by ECSA and current at 21 December 2020.

It should, of course, also be noted there is, to a degree, a number of 'hidden' electors in the Council area at any given time. This arises on the basis that electors entitled to vote in the Council area, may not be on the State electoral roll and have not registered with the Council as an occupier or owner of rateable property in the Council area.

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Not all persons who are eligible to register, do so. For example, owners of businesses, owners of holiday houses and landlords of rateable property may not, at any given time, be registered as electors in the Council area.

Table 2 and **Table 3** provides the number of electors per Ward and Ward quota under the current Ward structure and applying the population projections for the Council anticipated by 2031.

Table 2: Ward quota as of December 2020 (ECSA figures)

Ward	Ward Councillors	Electors	Residents ⁵	Ward Quota	Ward Quota Variation
Keswick	2	6,053	8,798	3,026	1.24%
Hilton	2	6,223	9,045	3,111	4.08%
Plympton	2	5,561	8,082	2,780	-6.99%
Lockleys	2	5,776	8,395	2,888	-3.38%
Airport	2	5,894	8,566	2,947	-1.41%
Morphett	2	6,091	8,853	3,045	1.87%
Thebarton	2	6,261	9,100	3,130	4.72%
				Ward Quota	
Council total	14	41,859		2,989	

⁵ The number of residents per Ward has been included to demonstrate these exceed those persons eligible to be counted as an elector, and, hence, fall outside of the Ward quota calculations. However, as residents in the Council area, each expect, and receive, representation from Ward Councillors.
NOTE: these figures are estimates, based on publicly available data.

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Table 3: Projected Ward quota as of 2036 (based on population and elector projections)

Ward	Ward Councillors	Projected Electors 2036 (Dec 2020 electors + 7.67% projected pop growth)	Ward Quota 2036	Ward Quota Variation
Keswick	2	6,517	3,258	1.24%
Hilton	2	6,700	3,350	4.1%
Plympton	2	5,987	2,993	-6.99%
Lockleys	2	6,219	3,109	-3.39%
Airport	2	6,346	3,173	-1.4%
Morphett	2	6,558	3,279	1.9%
Thebarton	2	6,741	3,370	4.72%
			Ward Quota	
Council total	14	45,068	3,218	

The current composition of the Council results in elector ratios ranging from 1:3,130 (in Thebarton) to 1:2,780 (in Plympton).

The elector ratio within the Council as of December 2020 was 1:2,989 (excluding the Mayor), i.e. 41,859 divided by 14 Councillors.

The projected elector ratio data for 2031 demonstrates that while there will be an increase in the number of electors within the Council, which is anticipated and supported by population growth, the variation from the Ward quota will remain constant to the variation percentages current at December 2020.

That is, there is no imperative as part of this review to consider amending Ward structures to address quota tolerances.

6. WARD STRUCTURE OPTIONS AND QUOTAS

Notwithstanding this, as part of its Review process, the Council is required to also consider alternative Ward structure options, with the view to identifying a structure that may:

- exhibit a reduction in Councillors;
- provide a more even balance of electors; and/or
- allow for further fluctuations in elector numbers as a consequence of anticipated future residential development.

Kelley Jones

If, on the basis of the other considerations taken into account by the Council in its Representation Review, it considers that a change to a Ward structure is desirable, then the matters in section 33(1) of the Act, become relevant considerations.

The purpose of this Paper is to identify options in relation to which the Council can consult with its community. To this end, the Council is required to consider, and consult with the community, in relation to the following:

Principal Member

- that the Council continue with a directly elected Mayor; or
- that the Council change to a Chairperson elected by and from the Councillors.

Ward Structure

Section 12(1)(b) of the Act provides for Council areas to be divided into Wards, or for existing Ward structures to be abolished.

In addition, section 12(6) of the Act requires that the Council examine the question of whether the division of the area into Wards should be abolished.

Given the area of the Council is divided into Wards, it is required to consider whether to retain the use of Wards in its representative structure:

- (a) if the same structure as exists, currently being compliant; or
- (b) with a change to the structure, whether in the number of wards, the number of Ward Councillors, or the establishment of area Councillors.

6.2.1 No Wards

Arguments supporting a **no Ward** structure include:

- Councillors can be challenged to find the right balance between corporate governance duties and their representative role, with the desire to make decisions in the best interests of their Ward sometimes outweighing the requirements to make decisions in the interests of the community as a whole;
- potential reduction in electoral accountability – periodic elections are required for all Wards of a Council area, with the result that sitting members in some Wards are returned unopposed;
- electors have the opportunity to vote for any candidate in the election and judge the performance of all candidates (not just the candidates in their Ward);
- less likely that a candidate will get elected standing on a single local issue;

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- the lines of communication between the Council and the community may be enhanced, given that members of the community can consult with all members of the Council, rather than feel obliged to consult with specific Ward Councillors;
- automatically absorbs any fluctuations in elector numbers and adjusts the elector ratio accordingly. That is, specified quota tolerance limits do not apply, and the Council will not be required to adjust Ward boundaries as part of subsequent Reviews; and
- the Council can carry a single casual vacancy and avoid the cost of a supplementary election in certain circumstances.

6.2.2 Wards

The primary arguments **supporting** dividing the Council area into Wards are:

- small, or often overlooked communities, and communities of interest in a localised area, may not be able to obtain direct representation under a no Ward structure;
- concern that 'at large' elections do not guarantee that Councillors will have any empathy for, or affiliation with, all communities within the Council area, or be a representative of the same;
- the expense of contesting an election across the entire Council area could be prohibitive (in time and resources), and may deter candidates; and
- under a no Ward structure more prominent or popular Councillors, or those perceived to have more 'power' or 'control', may be called upon more frequently by community members, leading to an inequity in demands on time and resources.

6.1.3 Number of Councillors and Ward Representation

As part of this Review, the Council is also required to consider whether it:

- retains the existing number of fourteen (14) Councillors;
- decreases the number of Councillors; or
- increases the number of Councillors.

Having an odd or even number of Councillors is a consideration, as an even number of Councillors could increase the probability that the Mayor may be required to exercise a casting vote on a decision (assuming all Councillors are present at meetings).

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There are also a number of options to consider regarding the appropriate number of Ward Councillors for each Ward.

Single Councillor

Wards represented by one (1) Councillor are generally smaller in size and Councillors can focus more on specific local matters.

However, smaller Wards make the Ward quotas more challenging to achieve, particularly in sustaining any growth or change within the Ward.

Absenteeism by a single Ward Councillor, or a casual vacancy, also has the potential to leave the Ward without representation.

Additionally, if there is a specific Ward matter that becomes complex or involved, the workload of one Councillor could become unbalanced, as compared to his or her counterparts.

Two (2) Councillors

Two (2) Councillors representing a Ward is the most common representation structure observed across councils with Wards.

It allows workload to be shared and there is representative cover in the event of absenteeism or a vacancy of a Councillor.

Multiple Councillors

Multiple Councillors can often be beneficial for larger Wards, which can sustain growth/change, whilst still remaining within the Ward quotas.

Larger Wards can also retain communities of interests within the Ward and absenteeism can also be managed with the workload being shared. However, workloads may not be shared equally, with a number of members available to assist across the Ward in such a structure.

Varying the number of Councillors

Varying Ward representation can have the benefit of keeping communities of interest together. However, it may also create inequality and/or imbalance with the perception that a larger Ward would have more influence on decision-making in the Chamber than smaller Wards.

7. OPTIONS

In this section, we consider a number of representation options which give effect to the Council's **statutory obligations** as part of its Representation Review. In doing so, we note that the individual responses received from Councillors as part of this process have been in favour of a directly elected Mayor, rather than a Chairperson elected from within.

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The office of Mayor has served the Council well for many years and there appears to be few advantages to be gained at this time by adopting the position of Chairperson for the Council. For this reason, an option with a Chairperson **has not** been included for consideration.

Whilst feedback received from Councillors indicated some support for Area and Ward Councillors (20%), overwhelmingly the responses (80%) supported the continuation of Ward Councillors, within a Ward structure.

A composition comprising Ward and Area Councillors would consist of the area of the Council being divided into Wards, with Ward Councillors, whilst also having a number of Councillors separately elected to represent the Council area. The only council in South Australia that has adopted this structure is the City of Adelaide. Given the responses received an option for Area and Ward Councillors **has not** been included as part of this Representation Review.

All of the responses received from Councillors supported retaining a Ward structure, with 80% of the responses supporting the seven (7) Wards in the current structure, on the basis that this structure provided fair representation to the community. 10% of the responses supported a reduction in the number of Wards to six (6) and Councillors to twelve (12). It was considered that a reduction of this nature would still provide appropriate representation to the community.

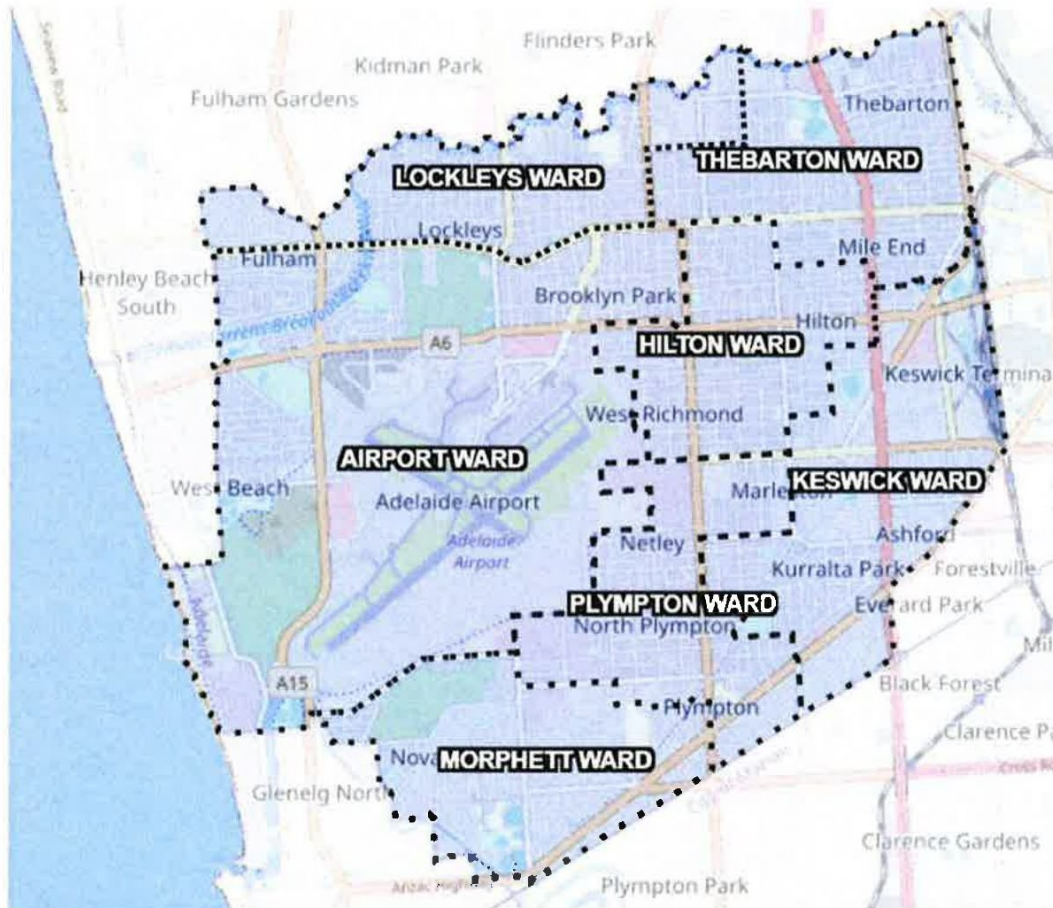
Based on these factors, the following options five (5) options have been identified for the Councils consideration by way of the first round of public consultation for the Representation Review.

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OPTION 1

Existing Structure – 7 Wards, 2 Councillors elected from each Ward plus a Mayor

Ward	Councillors	Electors Dec 2020	Ward Quota	Variation
Keswick	2	6,053	3,026	1.24%
Hilton	2	6,223	3,111	4.08%
Plympton	2	5,561	2,780	-6.99%
Lockleys	2	5,776	2,888	-3.38%
Airport	2	5,894	2,947	-1.41%
Morphett	2	6,091	3,045	1.87%
Thebarton	2	6,261	3,130	4.72%
			Average	
Council total	14	41,859	2,989	



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Option 1 is the existing structure, which results in a ward quota of 2,989, with Ward representation ranging from 1:3,130 to 1:2,780 and all Wards remaining well within the 10% quota variation.

Based on the projections available, the existing structure would result in a Ward quota of 3,144 by 2031 with Ward elector rations remaining within the 10% variation tolerance (refer **Table 3**).

Past Representation Reviews have demonstrated a preference of communities for no change to an existing Ward structure. However, if change is necessary or desirable, a structure which has a logical basis and exhibits Ward boundaries which are easily identifiable have been preferred options.

For this reason, it is recommended that if a proposed realignment of boundaries is to be considered, that proposed future Ward boundaries are created with existing, long established' suburb boundaries, main roads or prominent geographical and/or man-made features.

The advantages of continuing with the same number of Councillors is as follows:

- this structure provides a level of continuity for the community;
- the Council understands the costs associated with the current level of representation;
- individual Councillors understand their roles and responsibilities;
- there is an appropriate level of elector representation;
- the workload for each Councillor is appropriate; and
- there will be a perception of stability within the Council area.

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OPTION 2

No Wards – 14 Councillors plus a Mayor

Councillors	Electors Dec 2020	Wards	Representation Quota ⁶
14	41,859	0	2,989



The structure in **Option 2** represents a change for the Council, as it has been divided into the existing Ward structure for a number of years. Feedback received from Councillors is conceptually in favour of the Ward structure, on the basis that it provides the best opportunity to represent electors. Retaining the same number of Councillors maintains the representation quota, with each Councillor notionally representing 2,989 electors.

A no Ward option would mean that all Councillors would be elected from the Council area as a whole. One potential benefit being the opportunity for more diversity in

⁶ Excluding Mayor

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representation, given that a lower percentage of the vote would be required by candidates to be elected, as compared to the current two (2) Councillor Ward system.

To satisfy local needs in such a structure, Councillors could be allocated responsibilities for geographic areas, portfolios and/or other communities of interest. Other benefits include the potential for less division across the local community into Wards based solely on the distribution of elector numbers, and this structure and composition will automatically absorb the elector ratio accordingly. That is, specified quota tolerance limits do not apply, and the Council will not be required to adjust Ward boundaries.

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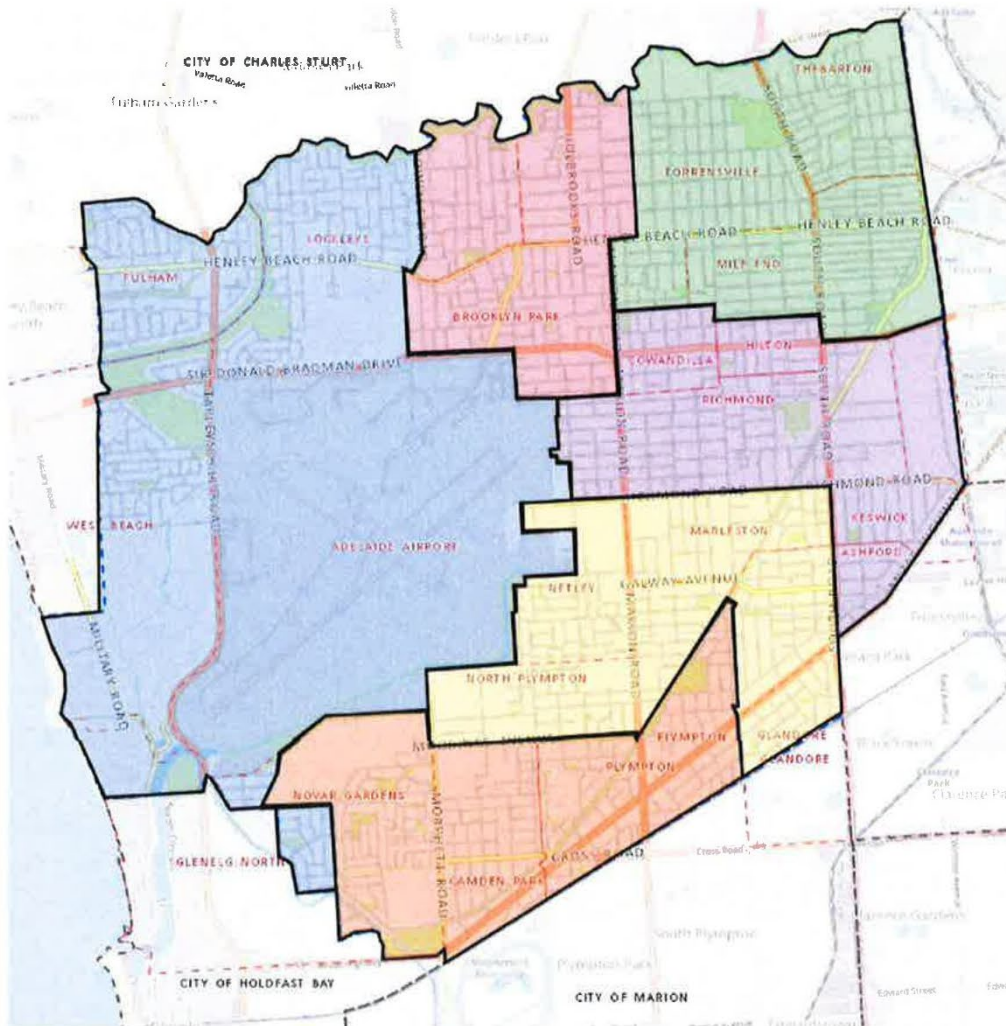
OPTION 3

6 Wards with 2 Councillors in each Ward (12 Councillors in total) plus a Mayor

Ward	Suburbs	Councillors	Electors	Ward Quota	Variation
Ward 1	Brooklyn Park, Lockleys (part – North Henley Beach Road – West Rowells Road) Underdale	2	6,873	3,436	-0.61%
Ward 2	Glenside North West Beach Fulham Adelaide Airport Lockleys (part - South of Henley Beach Road)	2	6,414	3,207	-7.23%
Ward 3	Plympton Novar Gardens Camden Park	2	7,342	3,671	6.19%
Ward 4	Netley North Plympton Marleston Kurralta Park Glandore	2	7,237	3,618	4.66%
Ward 5	Ashford Keswick Keswick Terminal Mile End South Richmond West Richmond Hilton Cowandilla	2	6,367	3,183	-7.93%
Ward 6	Thebarton Torrensvile Mile End	2	7,261	3,630	5.00%
				Average	
Total	Total	12	41,494⁷	3,457	

⁷ Difference of 365 less electors from the ECSA December 2020 figures is based on the suppressed elector data held by the Council.

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The **Option 3** structure would provide the community with a level of continuity, in so far as it maintains a Ward structure with representation in each Ward remaining at two (2) Ward Councillors, however, it correspondingly represents a decrease in the number of Councillors.

Under this option, each Councillor would have a proportionally higher number of electors to represent than they currently do. Representation of 3,457 electors per Councillor is above the average elector ratio of 1:3,043 for councils of a similar size (refer **Table 1**).

Changing the Ward structure, decreasing it by one (1) Ward, whilst, at the same time, reducing the number of Councillors, may cause challenges for both Councillors, as well as for the Council's community, which would expect a continuation of the level of representation it currently receives.

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If change, consistent, with this proposed option is supported, then the proposed structure has some logical basis, with Ward boundaries easily identifiable and suburbs kept together (save for Lockleys).

A map depicting the street boundaries of Option 3 is at **Appendix E**.

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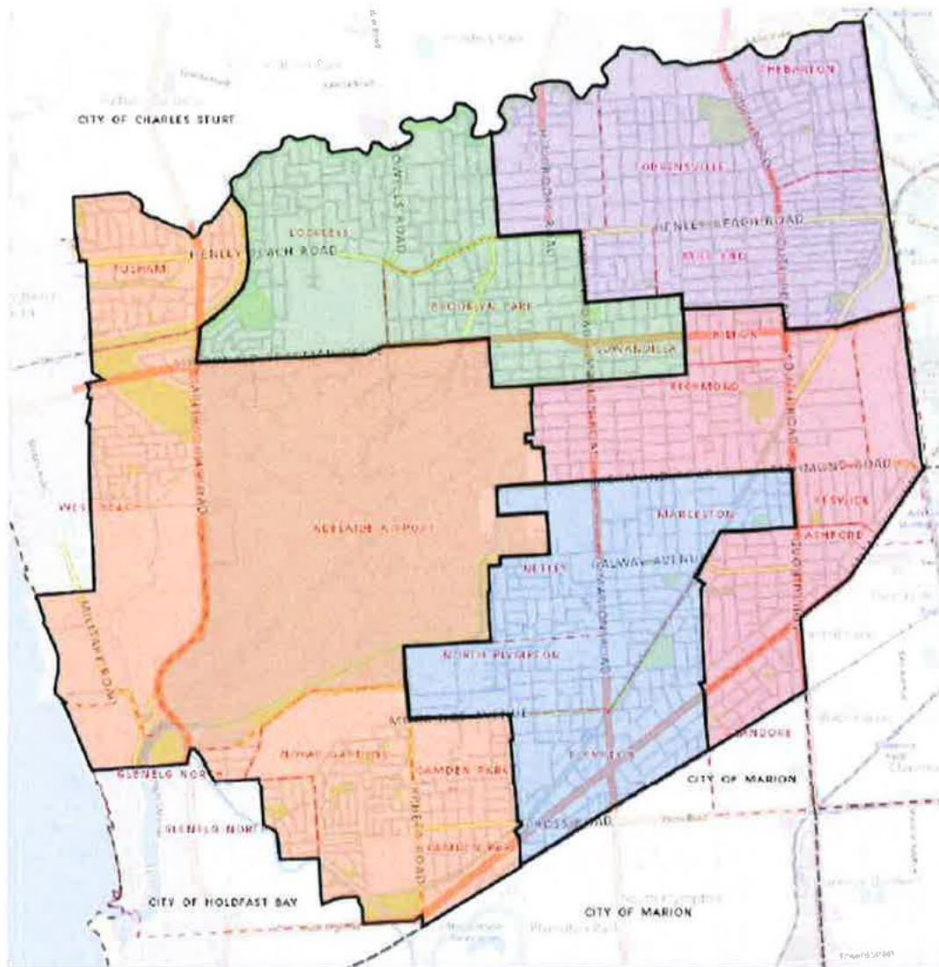
OPTION 4

5 Wards with 2 Councillors in each Ward (10 Councillors in total) with a Mayor

Ward	Suburbs	Councillors	Electors	Ward Quota	Variation
Ward 1	Cowandilla Lockleys Brooklyn Park	2	8,352	4,176	0.65%
Ward 2	Torrensville Thebarton Mile End Underdale	2	8,929	4,464	7.59%
Ward 3	Adelaide Airport Fulham West Beach Glenelg North Novar Gardens Camden Park	2	8,278	4,139	-0.24%
Ward 4	Plympton North Plympton Netley Marleston	2	7,927	3,963	-4.48%
Ward 5	Glandore Hilton Ashford Kurrulta Park Mile End South Keswick Keswick Terminal Richmond West Richmond	2	8,008	4,004	-3.49%
				Average	
Total	Total	10	41,494⁸	4,149	

⁸ Ibid.

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The **Option 4** structure is similar to Option 3, and would still provide the community with a level of continuity, in so far as it maintains a Ward structure with representation in each Ward of two (2) Ward Councillors.

This Option represents the most significant increase in the Ward quota of any of the options proposed, from 2,989 electors, to an average of 4,149 electors per Councillor, not including the Mayor. This would place the Council at the higher end of the ratio of elected member per elector when compared to other similar councils, behind only Marion at 5,460 electors per Councillor (refer **Table 1** above).

Whilst the **Option 4** structure would provide the community with a level of continuity, in so far as it maintains a Ward structure with representation in each Ward remaining at two (2) Ward Councillors, however it represents a decrease in Wards, by two (2) and an associated decrease in Councillors by four (4), which may cause challenges for councillors and the community.

If change, consistent with this proposed option is supported, then the proposed structure has some logical basis, with Ward boundaries easily identifiable and suburbs kept together. A map depicting the street boundaries of Option 3 is at **Appendix E**.

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8. SUMMARY

Taking the above into account, the purpose of this stage of the review process is to disseminate information regarding the Representation Review process, setting out the key issues for Councillors and the community to consider by way of proposed structure.

The Act specifies that the Council must avoid over-representation in comparison to other councils of a similar size and locale. However, by reference to the matters set out above, there is no evidence of any issues of concern in this regard, particularly as compared to other councils by comparison.

The evidence received as part of this Review to date has demonstrated that Wards in the Council area, work well with regards to the representation of electors in the Council area.

There is no evidence of any significant change in the demographics of the Council area since its last review. However, a review of the Ward structure would be required if the Council forms a view that the number of Councillors should be changed.

The Act specifies that the Council must avoid over-representation in comparison to other councils of a similar size and locale, and, where constituted of twelve (12) or more Councillors, examine the question of whether the number of elected members should be reduced. However, by reference to the matters set out above, there is no evidence of any issues of concern in this regard, particularly as compared to other councils by comparison.

The Council's Ward quota is in line with the comparison councils and taking into account the average projected population growth in the Council area, retaining the existing number of Councillors would result in an estimated Ward quota of 3,218 in 2036.

The office of Mayor has served the Council well for many years and there appears to be few advantages to adopting the position of Chairperson for the Council at this time. For this reason, it has not been proposed to amend the position that the Mayor is elected from the community as a whole.

Accordingly, following endorsement of this Paper, submissions will be invited in respect of the options, being:

- Option 1 – Existing Structure – 7 Wards, with 2 Councillors from each Ward plus a Mayor
- Option 2 – No Wards – 14 Councillors plus a Mayor
- Option 3 – 6 Wards with 2 Councillors from each Ward plus a Mayor
- Option 4 – 5 Wards with 2 Councillors from each Ward plus a Mayor

Public consultation is proposed to run from approximately [DAY and DATE], for a minimum period of six (6) weeks. Notice of the consultation will be published in the Gazette, as well as a newspaper published locally in the area.

A copy of this Paper will be available for inspection at the principal office of the Council and on the Council's website.

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Submissions may propose other options in relation to Council representation, including the number of Wards, proposed Ward boundaries and the number of Councillors.

Feedback from the public consultation will be considered by the Council, which will determine its preferred representation structure for inclusion in a draft Representation Review Report.

The preferred structure will then be subject to a second round of public consultation before the Council makes its final decision, and submission to ECSA for certification.

APPENDIX A

No. 58 p. 3796

THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

9 July 2020

LOCAL GOVERNMENT ACT 1999

NOTICE OF DETERMINATION OF RELEVANT PERIOD

Review of Council Compositions and Wards

Pursuant to section 12(4) of the *Local Government Act 1999* and Regulation 4 of the *Local Government (General) Regulations 2013*, I, Stephan Karl Knoll, Minister for Transport, Infrastructure and Local Government in the state of South Australia, hereby revoke the Notice of Determination of Relevant Period published in the *Government Gazette* on 1 August 2019, pages 2883 to 2885 (inclusive) and determine the relevant period for the next review of council compositions and wards, to be the date as contained in the table listed hereunder.

Council	Last Review	Next Review Period
Adelaide	19/11/2013	June 2020–October 2021
Adelaide Plains	26/11/2013	June 2020–October 2021
Alexandrina	26/11/2013	June 2020–October 2021
Burnside	8/01/2013	June 2020–October 2021
Charles Sturt	5/09/2013	June 2020–October 2021
Coorong	18/09/2013	June 2020–October 2021
Flinders Ranges Council	14/05/2013	June 2020–October 2021
Goyder	16/08/2013	June 2020–October 2021
Light	14/11/2013	June 2020–October 2021
Marion	27/11/2013	June 2020–October 2021
Mid Murray	05/11/2013	June 2020–October 2021
Mitcham	12/11/2013	June 2020–October 2021
Mount Remarkable	29/11/2013	June 2020–October 2021
Murray Bridge	8/07/2013	June 2020–October 2021
Robe	18/09/2013	June 2020–October 2021
Unley	19/08/2013	June 2020–October 2021
Elliston	14/11/2013	October 2020–October 2021
Franklin Harbour	9/07/2013	October 2020–October 2021
Gawler	26/11/2013	October 2020–October 2021
Holdfast Bay	5/11/2013	October 2020–October 2021
Mount Barker	26/08/2013	October 2020–October 2021
Port Pirie	05/11/2013	October 2020–October 2021
Prospect	28/11/2013	October 2020–October 2021
Streaky Bay	28/11/2013	October 2020–October 2021
Tatiara	05/11/2013	October 2020–October 2021
Tumby Bay	12/11/2013	October 2020–October 2021
Wakefield Regional	26/11/2013	October 2020–October 2021
Wattle Range	26/08/2013	October 2020–October 2021
West Torrens	06/11/2013	October 2020–October 2021
Wudinna	26/08/2013	October 2020–October 2021
Yorke Peninsula	19/11/2013	October 2020–October 2021
Adelaide Hills	30/11/2017	April 2024–April 2025
Barossa	1/05/2017	April 2024–April 2025
Berri Baramba	29/06/2017	April 2024–April 2025
Campbelltown	1/05/2017	April 2024–April 2025
Clare & Gilbert Valleys	7/07/2017	April 2024–April 2025
Grant	8/05/2017	April 2024–April 2025
Kangaroo Island	14/02/2017	April 2024–April 2025
Kimba	5/06/2017	April 2024–April 2025
Mount Gambier	1/05/2017	April 2024–April 2025
Northern Areas	21/08/2017	April 2024–April 2025
Norwood Payneham & St Peters	31/08/2017	April 2024–April 2025
Onkaparinga	7/12/2017	April 2024–April 2025
Playford	16/10/2017	April 2024–April 2025
Port Adelaide Enfield	3/07/2017	April 2024–April 2025
Port Lincoln	6/04/2017	April 2024–April 2025
Salisbury	21/11/2017	April 2024–April 2025
Southern Mallee	1/06/2017	April 2024–April 2025
Victor Harbor	27/07/2017	April 2024–April 2025
Yankalilla	27/07/2017	April 2024–April 2025
Barunga West	31/07/2017	October 2024–October 2025
Ceduna	5/10/2017	October 2024–October 2025
Cleve	26/10/2017	October 2024–October 2025
Cooper Pedy	21/11/2017	October 2024–October 2025
Copper Coast	3/10/2017	October 2024–October 2025
Karoonda East Murray	6/11/2017	October 2024–October 2025
Kingston	4/09/2017	October 2024–October 2025
Lower Eyre Peninsula	26/10/2017	October 2024–October 2025
Loxton Waikerie	31/07/2017	October 2024–October 2025
Naracoorte Lucindale	4/09/2017	October 2024–October 2025
Orroroo Carrieton	6/11/2017	October 2024–October 2025
Peterborough	15/12/2017	October 2024–October 2025
Port Augusta	3/10/2017	October 2024–October 2025
Renmark Paringa	3/10/2017	October 2024–October 2025
Tea Tree Gully	28/11/2017	October 2024–October 2025
Walkerville	26/10/2017	October 2024–October 2025
Whyalla	21/11/2017	October 2024–October 2025

Dated: 7 July 2020

HON STEPHAN KNOLL MP
Minister for Transport, Infrastructure and Local Government
Minister for Planning

APPENDIX B**Timelines**

Activity	Timing
Commencement Workshop	14 January 2021
Options Paper Finalisation	Council meeting 6 April 2021
First Public Consultation	Gazetted – Notice #1 6 weeks minimum Commencing April , concluding late May
Preparation of Representation Review Report	Consider submissions from consultation and prepare draft Representation Review for Council meeting of 6 July 2021 for endorsement and approval of second public consultation
Second Public Consultation	Gazetted – Notice #2 3 weeks minimum Commencing July , concluding early August
Finalisation of Report	Prepare report of submissions and public to be heard at a Council meeting of 21 September 2021 Final Review Report to be prepared for Council meeting of 5 October 2021 Upon certification being received from ECSA to be Gazetted – Notice #3 October 2021

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APPENDIX C

Excerpts from the *Local Government Act 1999*

Chapter 3 - Constitution of councils

Part 1 - Creation, structuring and restructuring of councils

Division 2 - Powers of councils and representation reviews

12 - Composition and wards

- (1) A council may, by notice in the Gazette after complying with the requirements of this section—
 - (a) alter the composition of the council;
 - (b) divide, or redivide, the area of the council into wards, alter the division of the area of the council into wards, or abolish the division of the area of a council into wards.
- (2) A notice under this section may also—
 - (a) change the council from a municipal council to a district council, or change the council from a district council to a municipal council;
 - (b) alter the name of—
 - (i) the council;
 - (ii) the area of the council;
 - (c) give a name to, or alter the name of, a ward,
(without the need to comply with section 13).
- (3) A council must, before it publishes a notice, conduct and complete a review under this section for the purpose of determining whether its community would benefit from an alteration to its composition or ward structure.
- (4) A review may relate to a specific aspect of the composition of the council, or of the wards of the council, or may relate to those matters generally—but a council must ensure that all aspects of the composition of the council, and the issue of the division, or potential division, of the area of the council into wards, are comprehensively reviewed under this section at least once in each relevant period that is prescribed by the regulations.
- (5) A council must, in order to commence a review, initiate the preparation of a paper (a *representation options paper*) by a person who, in the opinion of the council, is qualified to address the representation and governance issues that may arise with respect to the matters under review.
- (6) The representation options paper must examine the advantages and disadvantages of the various options that are available to the council under subsection (1) (insofar as the various features of the composition and structure of the council are under review) and, in particular (to the extent that may be relevant)—
 - (a) if the council is constituted of more than 12 members—examine the question of whether the number of members should be reduced; and

Prepared by Kelleedy Jones Lawyers

- (b) if the area of the council is divided into wards—examine the question of whether the division of the area into wards should be abolished,
(and may examine such other relevant issues as the council or the person preparing the paper thinks fit).
- (7) The council must—
- (a) by public notice—
- (i) inform the public of the preparation of the representation options paper; and
- (ii) invite interested persons to make written submissions to the council on the subject of the review within a period specified by the council (being a period of at least 6 weeks); and
- (b) publish a copy of the notice in a newspaper circulating within its area.
- (8) The council must ensure that copies of the representation options paper are available for inspection (without charge) and purchase (on payment of a fee fixed by the council) at the principal office of the council during the period that applies under subsection (7)(a)(ii).
- (8a) The council must, at the conclusion of the public consultation undertaken under subsection (7)(a), prepare a report that—
- (a) provides information on the public consultation and the council's response to the issues arising from the submissions made as part of that process; and
- (b) sets out—
- (i) any proposal that the council considers should be carried into effect under this section; and
- (ii) in respect of any such proposal—an analysis of how the proposal relates to the principles under section 26(1)(c) and the matters referred to in section 33 (to the extent that may be relevant); and
- (c) insofar as a decision of the council is not to adopt any change under consideration as part of the representation options paper or the public consultation process—sets out the reasons for the council's decision.
- (9) The council must—
- (a) make copies of its report available for public inspection at the principal office of the council; and
- (b) by public notice—
- (i) inform the public of the preparation of the report and its availability; and
- (ii) invite interested persons to make written submissions to the council on the report within a period specified by the council (being a period of at least 3 weeks); and
- (c) publish a copy of the notice in a newspaper circulating within its area.
- (10) The council must give any person who makes written submissions in response to an invitation under subsection (9) an opportunity to appear personally or by representative before the council or a council committee and to be heard on those submissions.

- (11) The council must then finalise its report (including in its report recommendations with respect to such related or ancillary matters as it thinks fit).
- (11a) If the report proposes that the composition of the council be altered so that—
- (a) the council will have a chairperson rather than a mayor; or
 - (b) the council will have a mayor rather than a chairperson,
- then the proposal cannot proceed unless or until a poll has been conducted on the matter and the requirements of subsection (11c) have been satisfied.
- (11b) The council may, with respect to a proposal within the ambit of subsection (11a)—
- (a) insofar as may be relevant in the particular circumstances, separate the proposal (and any related proposal) from any other proposal contained in the report (and then it will be taken that the council is reporting separately on this proposal (and any related proposal));
 - (b) determine to conduct the relevant poll—
 - (i) in conjunction with the next general election for the council (so that the proposal (and any related proposal) will then, if approved at the poll, take effect from polling day for the following general election); or
 - (ii) at some other time (so that the proposal (and any related proposal) will then, if approved at the poll, take effect in the manner contemplated by subsection (18)).
- (11c) The following provisions apply to a poll required under subsection (11a):
- (a) the *Local Government (Elections) Act 1999* will apply to the poll subject to modifications, exclusions or additions prescribed by regulation;
 - (b) the council must—
 - (i) prepare a summary of the issues surrounding the proposal to assist persons who may vote at the poll; and
 - (ii) obtain a certificate from the Electoral Commissioner that he or she is satisfied that the council has taken reasonable steps to ensure that the summary presents the arguments for and against the proposal in a fair and comprehensive manner; and
 - (iii) after obtaining the certificate of the Electoral Commissioner, ensure that copies of the summary are made available for public inspection at the principal office of the council, are available for inspection on a website determined by the chief executive officer, and are published or distributed in any other way that the Electoral Commissioner may direct;
 - (c) the proposal cannot proceed unless—
 - (i) the number of persons who return ballot papers at the poll is at least equal to the prescribed level of voter participation; and
 - (ii) the majority of those persons who validly cast a vote at the poll vote in favour of the proposal.

- (11d) For the purposes of subsection (11c)(c), the *prescribed level of voter participation* is a number represented by multiplying the total number of persons entitled to cast a vote at the poll by half of the turnout percentage for the council, where the *turnout percentage* is—
- (a) the number of persons who returned ballot papers in the contested elections for the council held at the last periodic elections, expressed as a percentage of the total number of persons entitled to vote at those elections (viewing all elections for the council as being the one election for the purposes of this provision), as determined by the Electoral Commissioner and published in such manner as the Electoral Commissioner thinks fit; or
 - (b) if no contested elections for the council were held at the last periodic elections, a percentage determined by the Electoral Commissioner for the purposes of the application of this section to the relevant council, after taking into account the turnout percentages of other councils of a similar size and type, as published in such manner as the Electoral Commissioner thinks fit.
- (12) The council must then, taking into account the operation of the preceding subsection, refer the report to the Electoral Commissioner.
- (12a) The report must be accompanied by copies of any written submissions received under subsection (9) that relate to the subject-matter of the proposal.
- (13) On receipt of a report, the Electoral Commissioner must determine whether the requirements of this section have been satisfied and then—
- (a) if of the opinion that the requirements have been satisfied—give an appropriate certificate; or
 - (b) if of the opinion that the requirements have not been satisfied—refer the matter back to the council together with a written explanation of the reasons for not giving a certificate under this subsection.
- (14) The validity of a determination of the Electoral Commissioner under subsection (13) cannot be called into question.
- (15) If a certificate is given by the Electoral Commissioner under subsection (13)(a)—
- (a) the Electoral Commissioner must specify in the certificate a day by which an appropriate notice (or notices) for the purposes of this section must be published by the council in the Gazette; and
 - (b) the council may then, by notice (or notices) in the Gazette, provide for the operation of any proposal under this section that it has recommended in its report.
- (16) If the matter is referred back to the council under subsection (13)(b), the council—
- (a) must take such action as is appropriate in the circumstances (and may, as it thinks fit, alter its report); and
 - (b) may then refer the report back to the Electoral Commissioner.
- (17) However, a council must, if it makes an alteration to its report under subsection (16)(a), comply with the requirements of subsections (9) and (10) (as if the report (as altered) constituted a new report), unless the council determines that the alteration is of a minor nature only.

- (18) A proposal under this section takes effect as follows:
- (a) if the day of publication of the relevant notice under subsection (15) occurs before 1 January of the year in which a periodic election is next due to be held then, unless paragraph (c) applies, the proposal will take effect as from polling day for that periodic election;
 - (b) if the day of publication of the relevant notice under subsection (15) occurs on or after 1 January of a year in which a periodic election is due to be held (and before polling day for that periodic election) then, unless paragraph (c) applies, the proposal will take effect as from polling day for the periodic election next following the periodic election held in the year of publication;
 - (c) if a general election (not being a periodic election) is held after the expiration of 7 months from the day of publication of the relevant notice under subsection (15) (and before polling day for the next periodic election after publication) then the proposal will take effect from polling day for that general election.
- (18a) Subsection (18) has effect subject to the operation of subsection (11b)(b)(i).
- (19) If a council—
- (a) subject to subsection (22), fails to undertake a review in accordance with the requirements of this section; or
 - (b) fails to take appropriate action if a matter is referred back to the council by the Electoral Commissioner under subsection (13)(b); or
 - (c) fails to publish an appropriate notice in the Gazette by the day specified by the Electoral Commissioner in a certificate under this section,
- the chief executive officer must refer the matter to the Electoral Commissioner.
- Maximum penalty: \$2 500.
- (20) On the referral of a matter under subsection (19), the Electoral Commissioner may take such action as, in the circumstances of the particular case, appears appropriate to the Electoral Commissioner and may then, by notice in the Gazette, give effect to a proposal that could have been carried into effect by the council under this section.
- (21) The Electoral Commissioner may recover from councils costs reasonably incurred by the Electoral Commissioner in performing his or her functions under this section.
- (22) The Minister may exempt a council from the requirement to hold a review under this section on the basis that relevant issues have already been addressed by a proposal under this Chapter.
- (23) An exemption under subsection (22) may be granted on conditions determined by the Minister, including a condition that the council carry out a review under this section by a date specified by the Minister.
- (24) If—
- (a) the area of a council is divided into wards; and
 - (b) the Electoral Commissioner notifies the council in writing that the number of electors represented by a councillor for a ward varies from the ward quota by more than 20 per cent,
- then the council must undertake a review under this section within a period specified by the Electoral Commissioner.

Prepared by Kelledy Jones Lawyers

- (25) For the purposes of subsection (24)—
- (a) if two or more councillors represent a ward, the number of electors represented by each councillor will be taken to be the number of electors for the ward (as at a date determined by the Electoral Commissioner) divided by the number of councillors who represent the ward (ignoring any fractions resulting from the division); and
 - (b) the ward quota is the number of electors for the area (as at a date determined by the Electoral Commissioner) divided by the number of councillors for the area of the council who represent wards (ignoring any fractions resulting from the division).

Part 2 - Reform proposals

Division 3 - Principles

26 - Principles

- (1) The Commission should, in arriving at recommendations for the purposes of this Chapter (but taking into account the nature of the proposal under consideration), have regard to—
- (a) the objects of this Act; and
 - (b) the roles, functions and objectives of councils under this Act; and
 - (c) the following principles:
 - (i) the resources available to local communities should be used as economically as possible while recognising the desirability of avoiding significant divisions within a community;
 - (ii) proposed changes should, wherever practicable, benefit ratepayers;
 - (iii) a council should have a sufficient resource base to fulfil its functions fairly, effectively and efficiently;
 - (iv) a council should offer its community a reasonable range of services delivered on an efficient, flexible, equitable and responsive basis;
 - (v) a council should facilitate effective planning and development within an area, and be constituted with respect to an area that can be promoted on a coherent basis;
 - (vi) a council should be in a position to facilitate sustainable development, the protection of the environment and the integration of land use schemes;
 - (vii) a council should reflect communities of interest of an economic, recreational, social, regional or other kind, and be consistent with community structures, values, expectations and aspirations;
 - (viii) a council area should incorporate or promote an accessible centre (or centres) for local administration and services;
 - (ix) the importance within the scheme of local government to ensure that local communities within large council areas can participate effectively in decisions about local matters;

- (xi) residents should receive adequate and fair representation within the local government system, while over-representation in comparison with councils of a similar size and type should be avoided (at least in the longer term);
 - (xii) a scheme that provides for the performance of functions and delivery of services in relation to 2 or more councils (for example, a scheme for regional governance) may improve councils' capacity to deliver services on a regional basis and therefore offer a viable and appropriate alternative to structural change; and
 - (d) the extent and frequency of previous changes affecting the council or councils under this Chapter or the repealed Act.
- (2) The Commission should, so far as is relevant, give preference to structural changes that enhance the capacity of local government to play a significant role in the future of an area or region from a strategic perspective.

Part 3 - General provisions

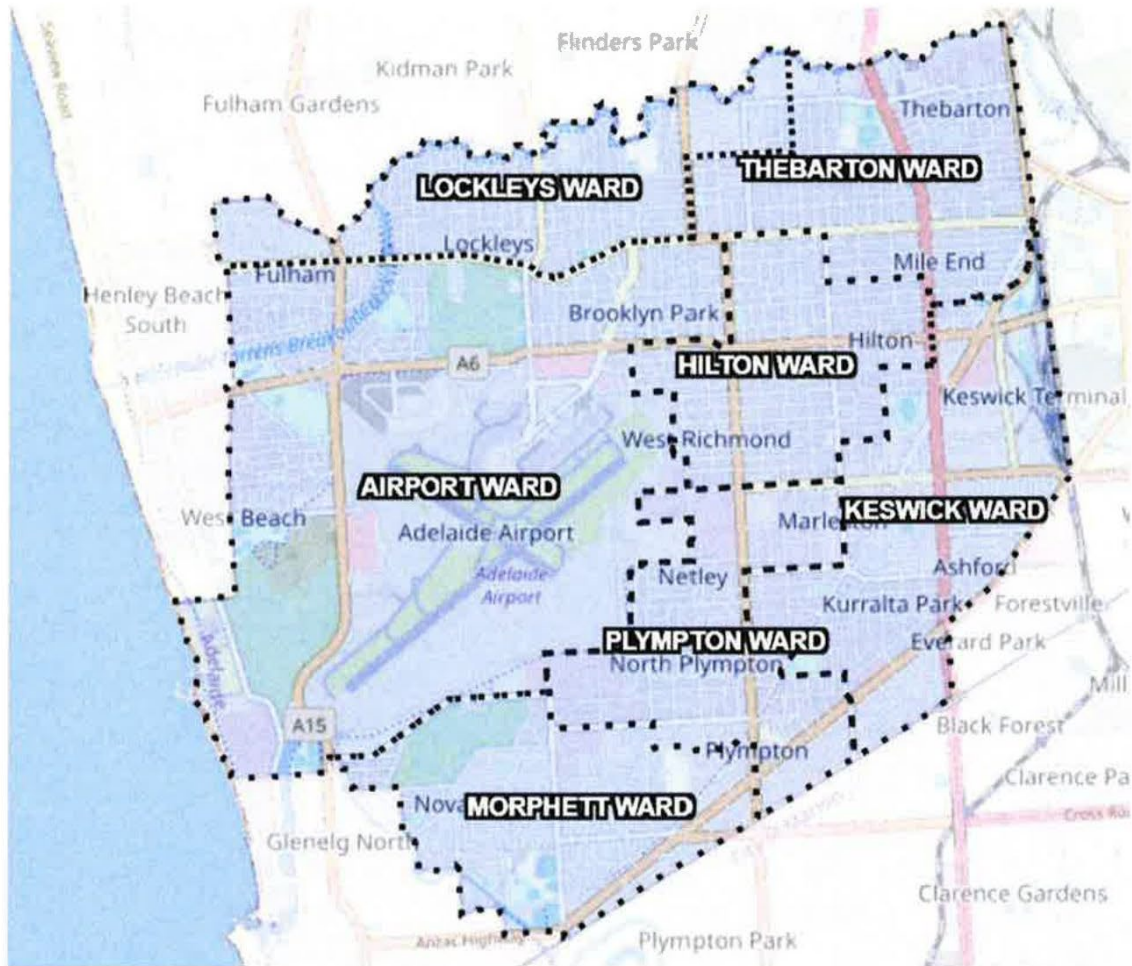
33 - Ward quotas

- (1) In addition to the other requirements of this Chapter, the following matters must be taken into account, as far as practicable, in the formulation of a proposal that relates to the boundaries of a ward or wards:
- (a) the desirability of reflecting communities of interest of an economic, social, regional or other kind;
 - (b) the population of the area, and of each ward affected or envisaged by the proposal;
 - (c) the topography of the area, and of each ward affected or envisaged by the proposal;
 - (d) the feasibility of communication between electors affected by the proposal and their elected representatives;
 - (e) the nature of substantial demographic changes that may occur in the foreseeable future;
 - (f) the need to ensure adequate and fair representation while at the same time avoiding over-representation in comparison to other councils of a similar size and type (at least in the longer term).
- (2) A proposal that relates to the formation or alteration of wards of a council must also observe the principle that the number of electors represented by a councillor must not, as at the relevant date (assuming that the proposal were in operation), vary from the ward quota by more than 10 per cent.
- (2a) For the purposes of subsection (2)—
- (a) if it is proposed that two or more councillors represent a particular ward, the number of electors represented by each councillor will be taken to be the number of electors for the ward (as at the relevant date) divided by the number of proposed councillors for the ward (ignoring any fractions resulting from the division); and

- (b) the ward quota will be taken to be the number of electors for the area (as at the relevant date) divided by the number of councillors for the area who represent wards (assuming that the proposal were in operation and ignoring any fractions resulting from the division); and
 - (c) the relevant date, in relation to a proposal that relates to the formation or alteration of wards of the council, will be taken to be the date on which the proposal is finalised for the purposes of this Chapter.
- (3) The 10 per cent tolerance referred to in subsection (2) may be exceeded if, on the basis of demographic changes predicted by a Commonwealth or State government agency, it appears that the ward quota will not, as at the next periodic elections, be exceeded by more than 10 per cent (the relevant date in this case being the date of the next periodic elections).
- (4) If under the repealed Act a proposal relating to the formation or alteration of wards did not comply with the corresponding provisions to subsections (2) and (3) and the relevant proposal proceeded (either in its original or an amended form) then, unless otherwise determined by proclamation, the relevant council (or each relevant council) must conduct (and complete) a review of its composition and wards under Part 1 so as to enable appropriate changes in the composition and wards of the council to take effect on or before the date of the second general election of the council after the proposal took effect or, if an earlier date has been fixed by proclamation, on or before that date.

Prepared by Kelleedy Jones Lawyers

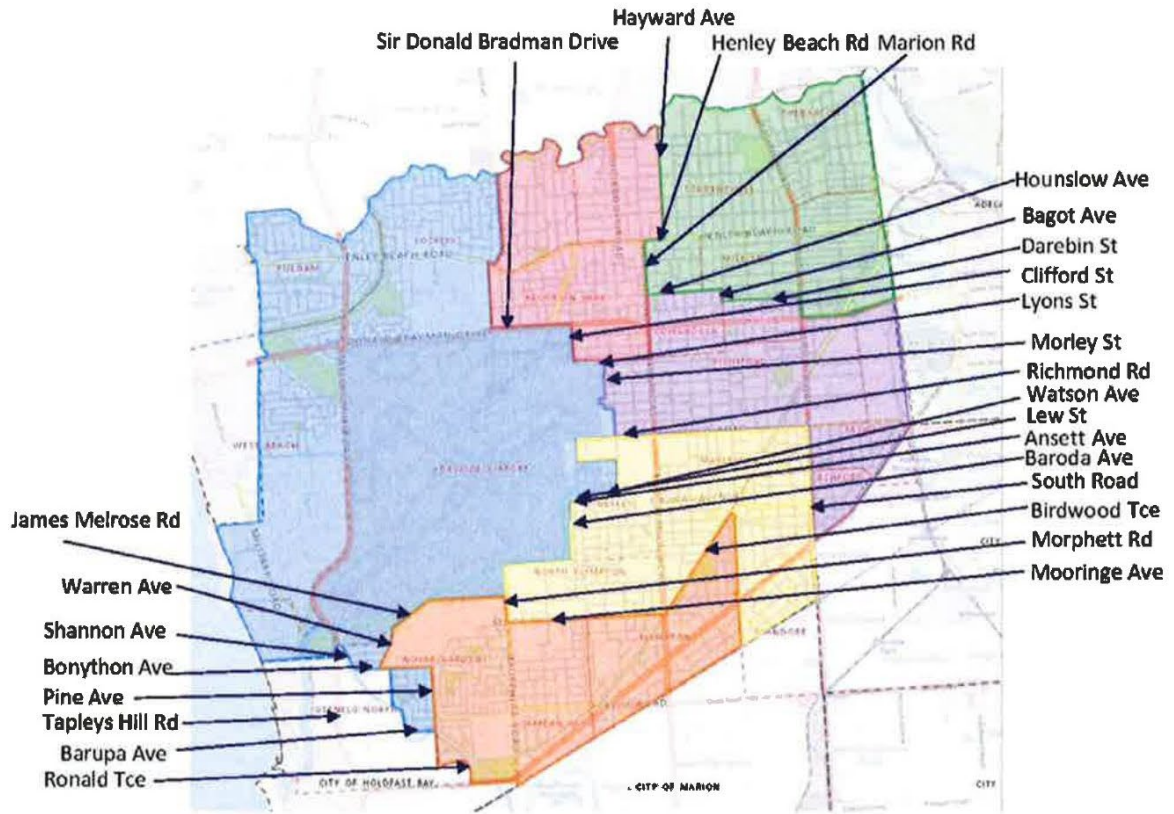
APPENDIX D EXISTING WARD MAP



APPENDIX E

OPTION 3

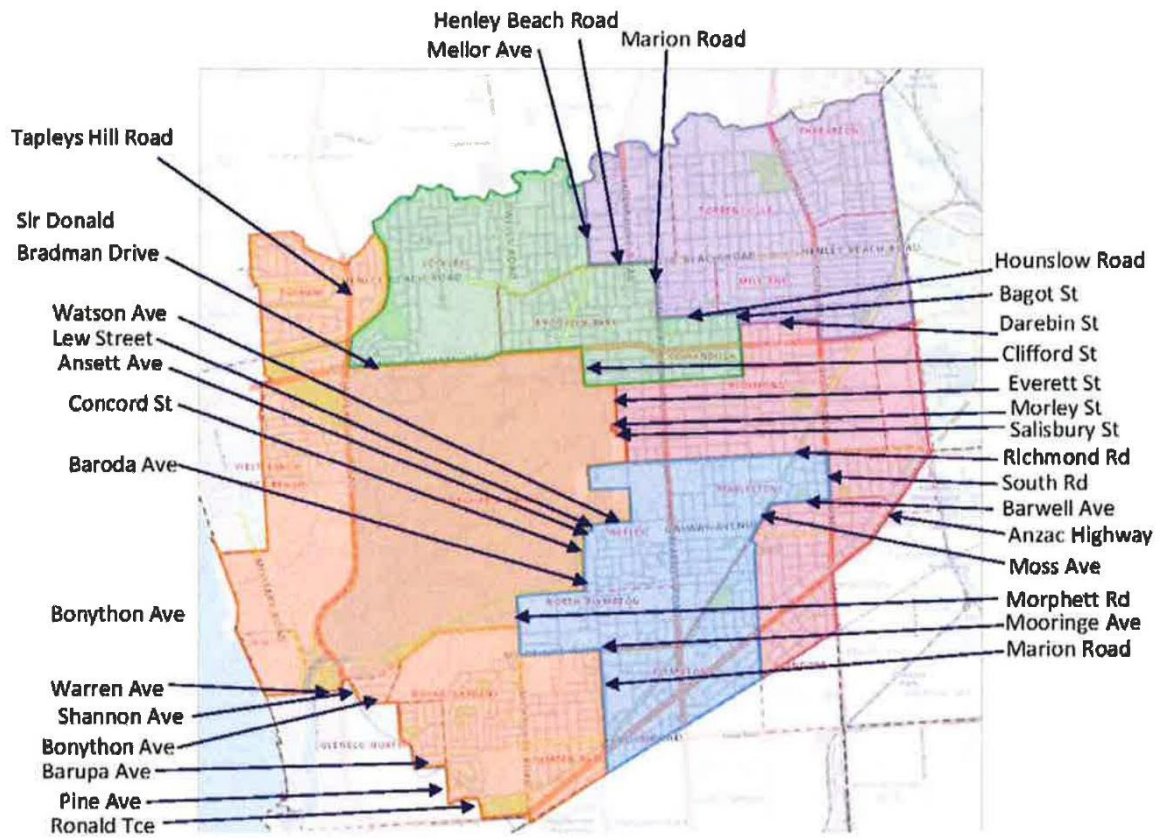
6 Wards with 2 Councillors in each Ward (12 Councillors in total) plus a Mayor



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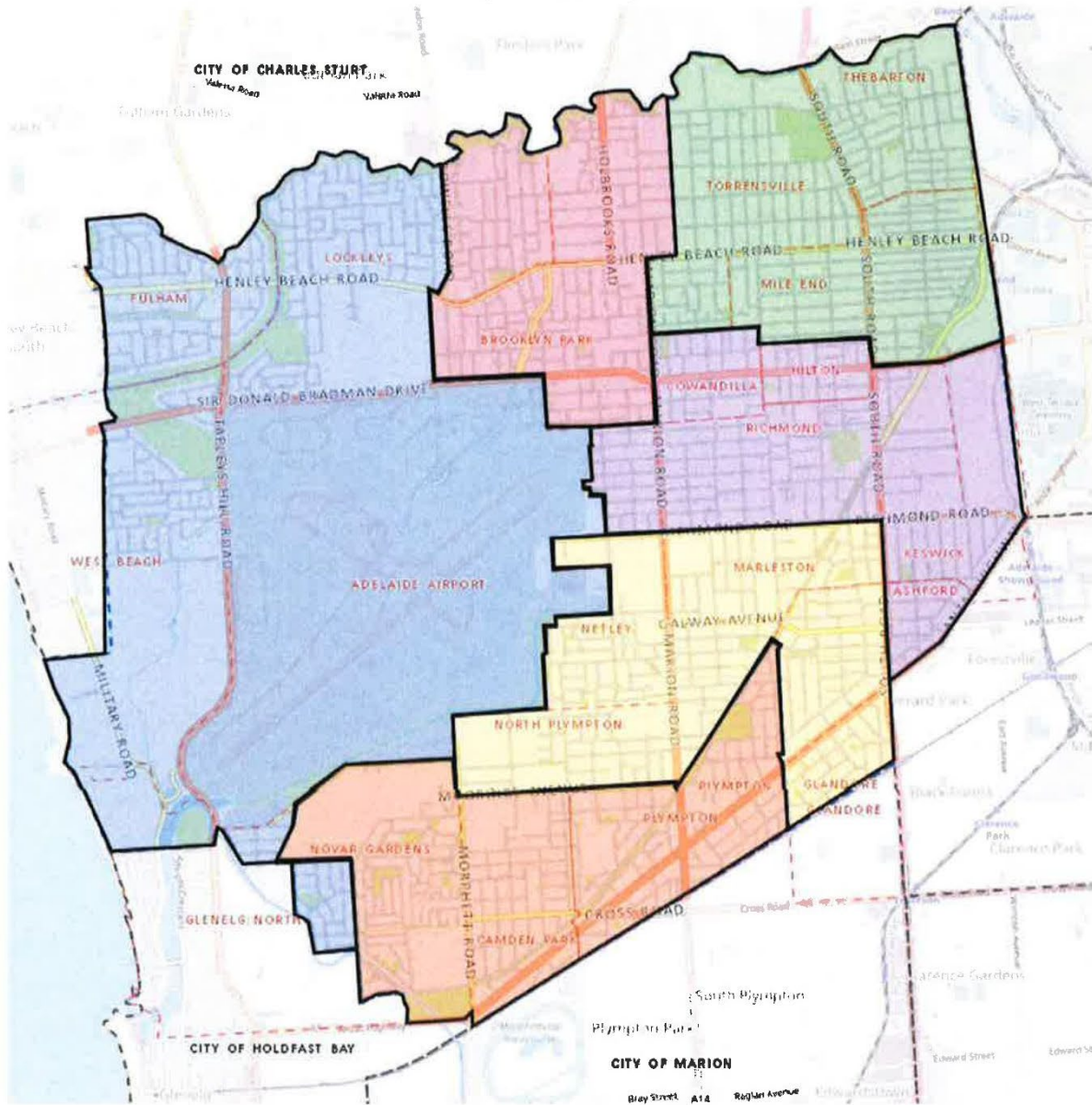
OPTION 4

5 Wards with 2 Councillors In each Ward (10 Councillors In total) with a Mayor

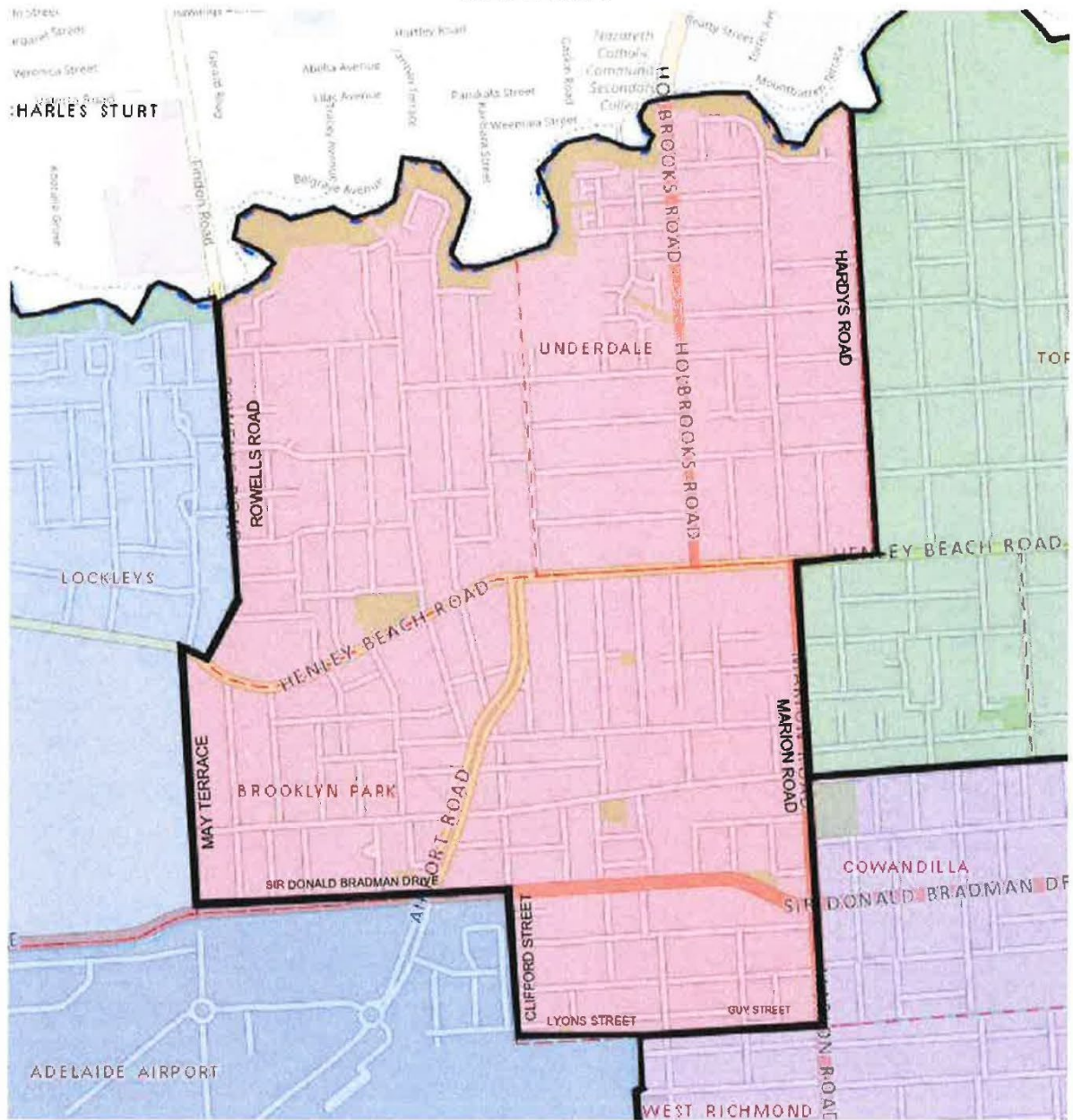


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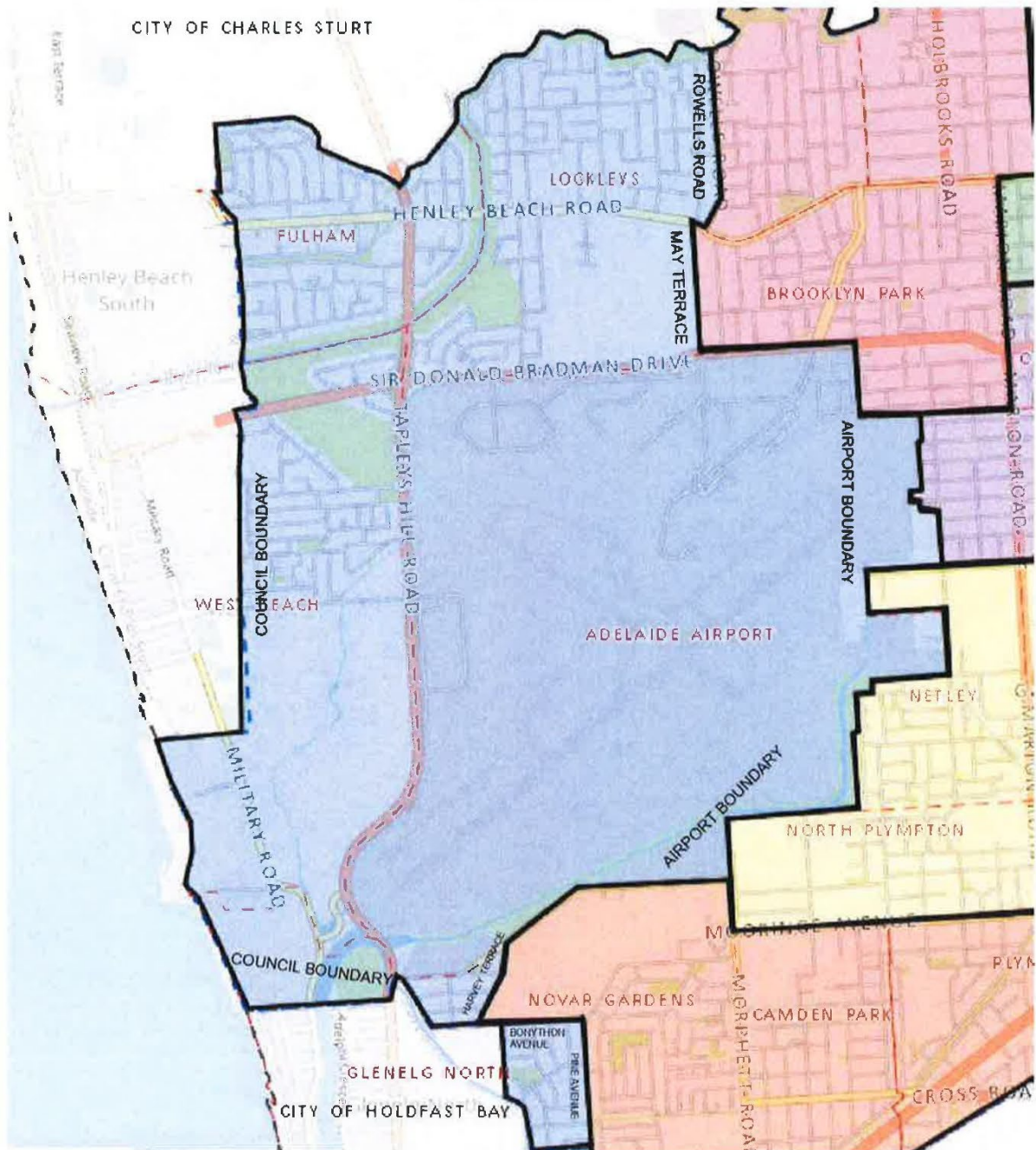
Option 3: Full Map



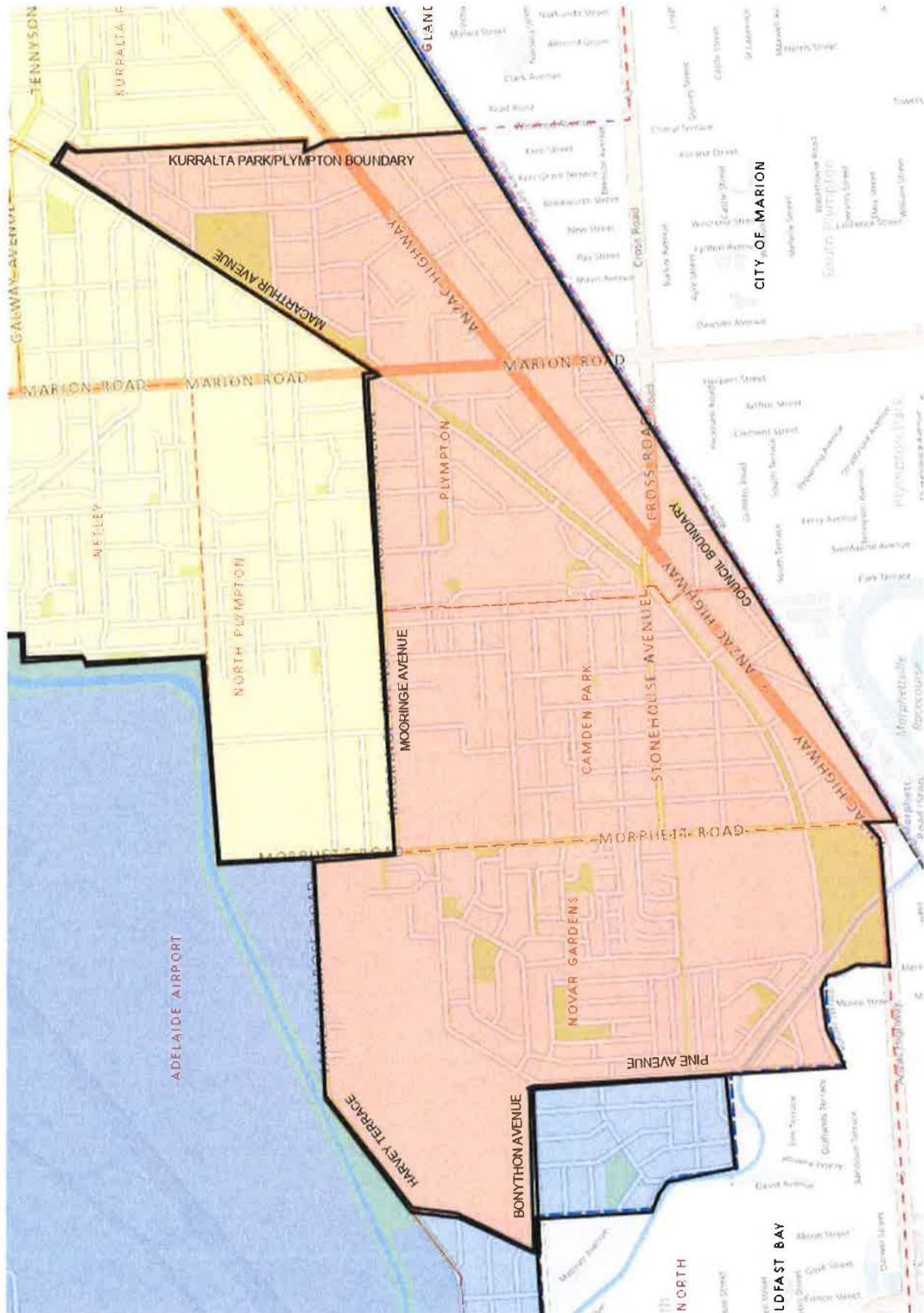
Option 3: Ward 1



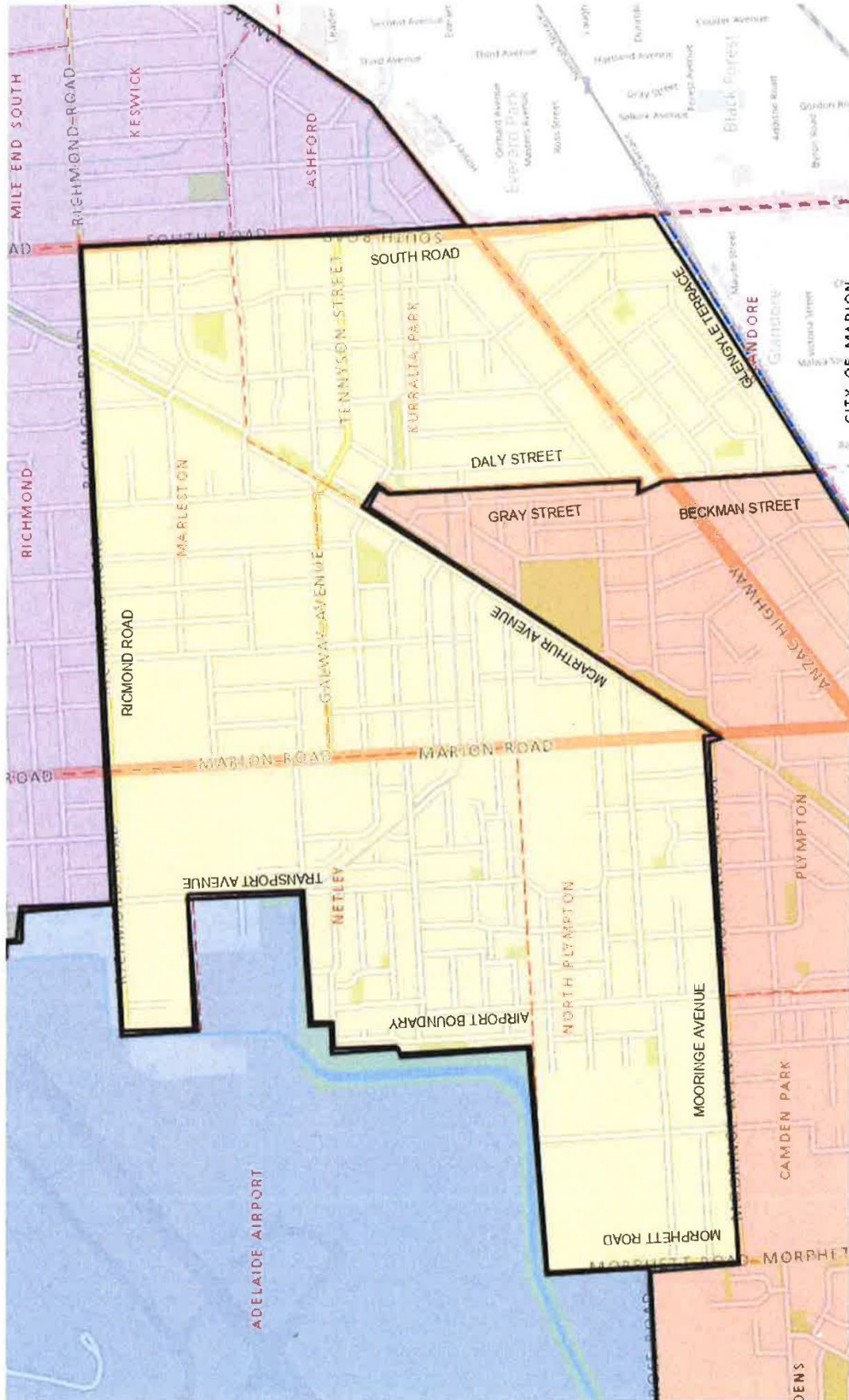
Option 3: Ward 2



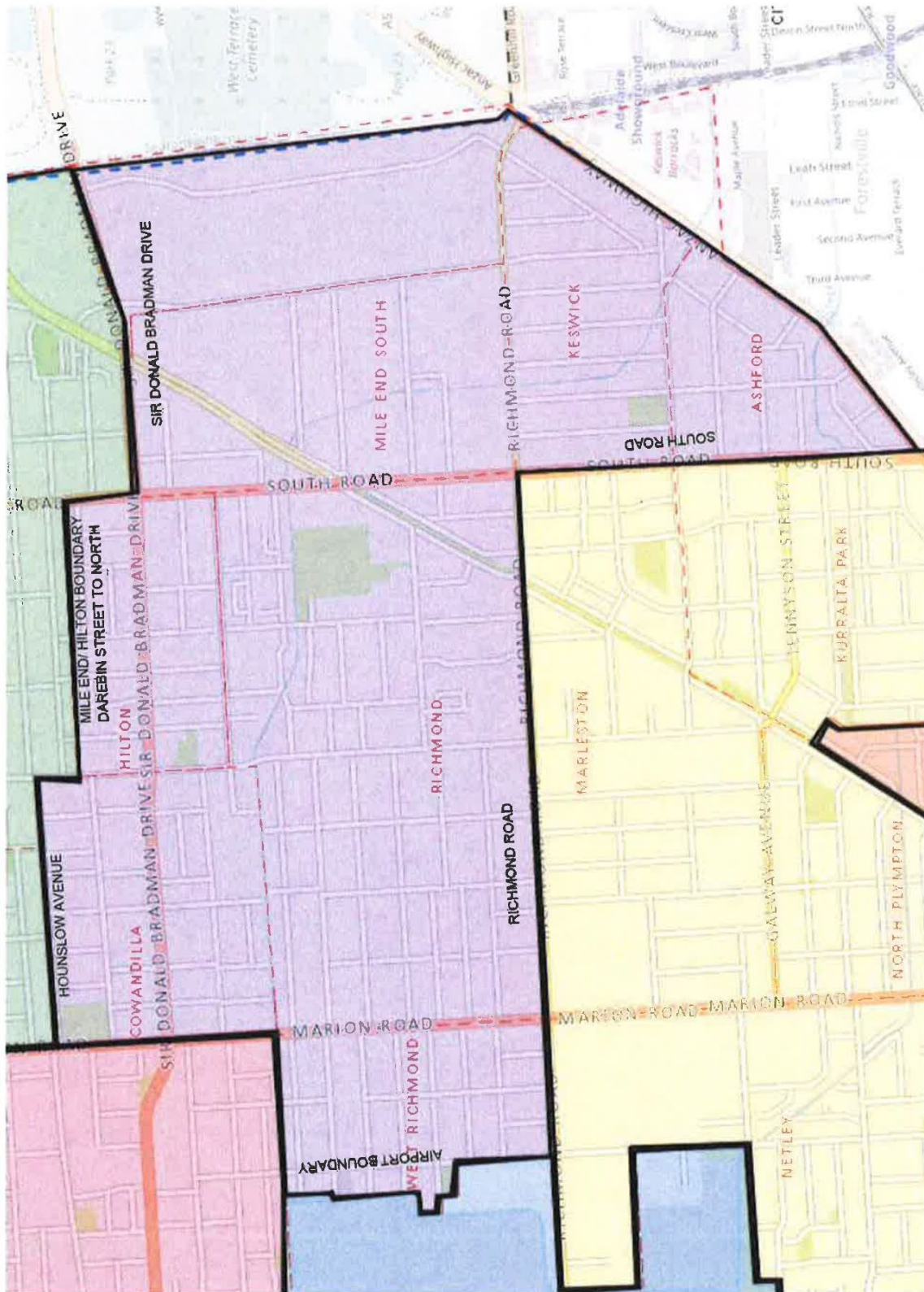
Option 3: Ward 3



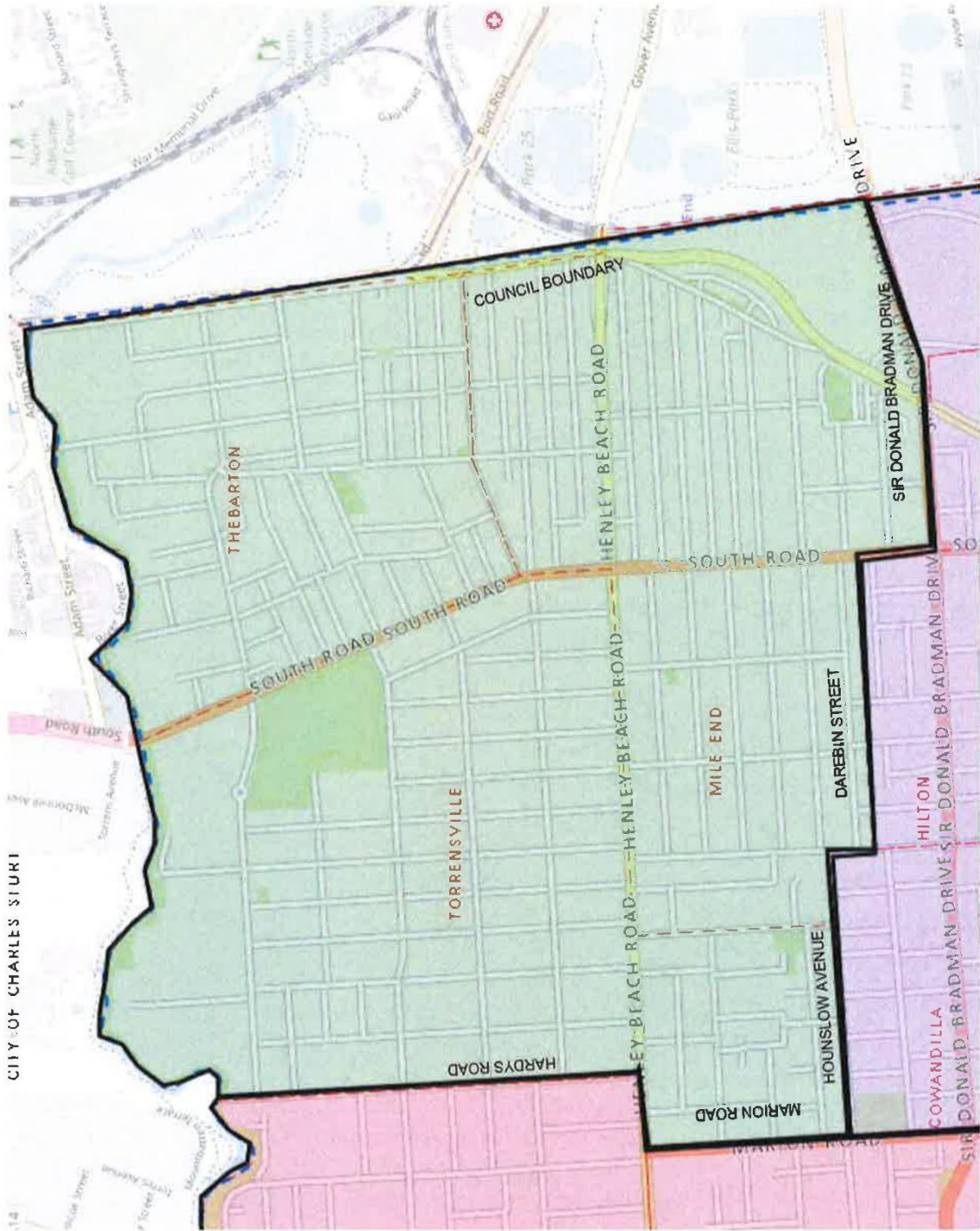
Option 3: Ward 4



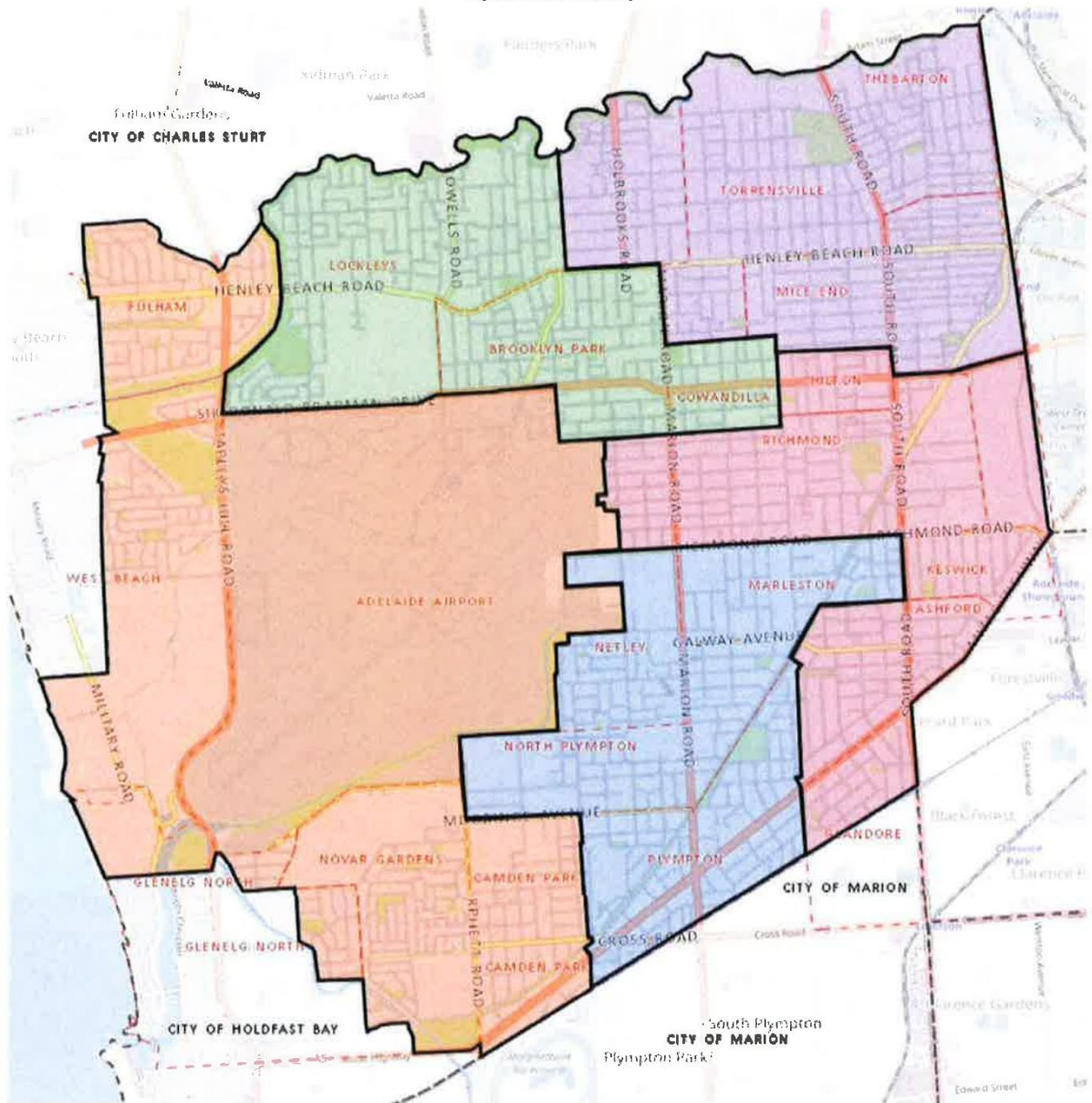
Option 3: Ward 5



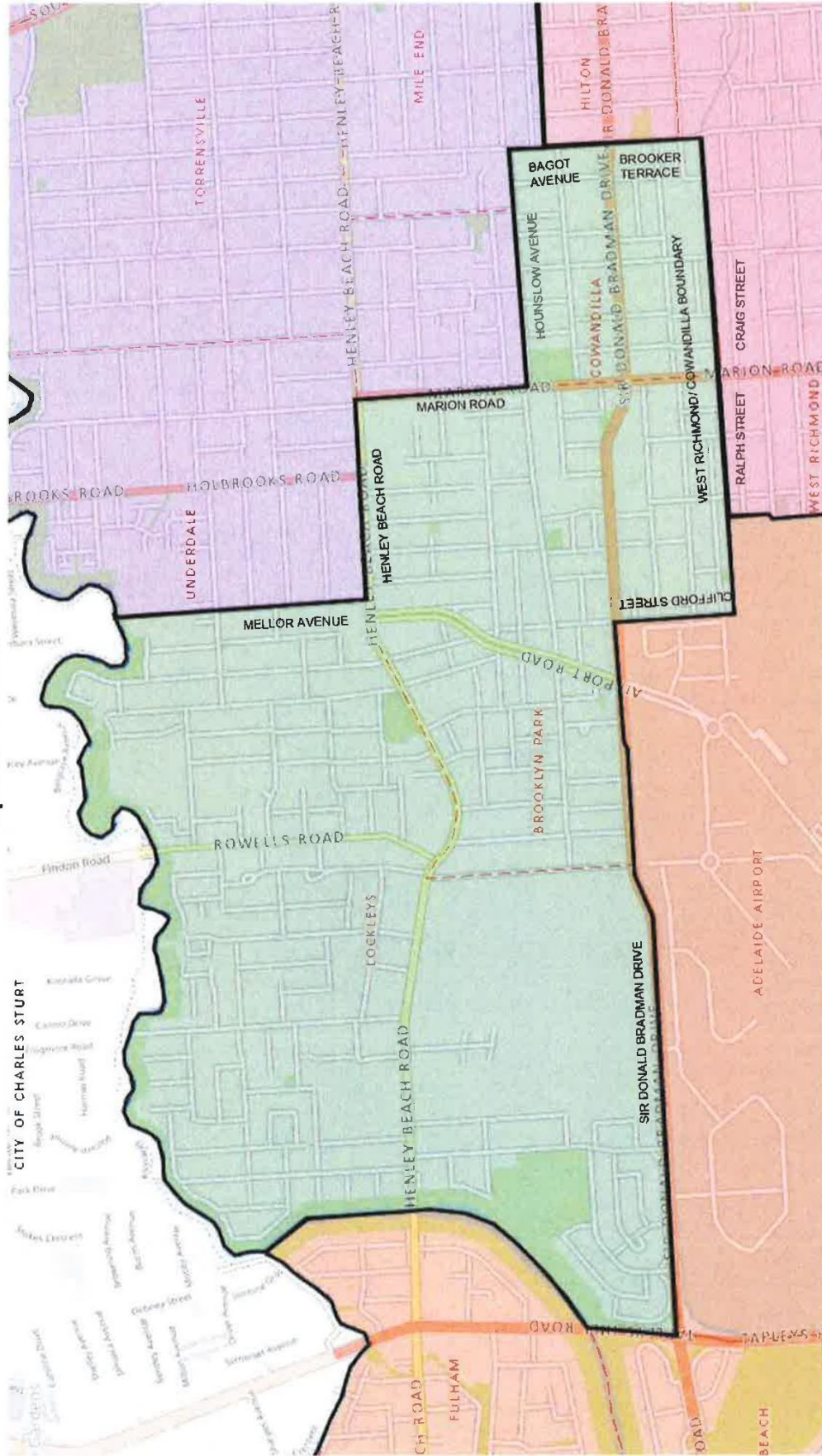
Option 3: Ward 6



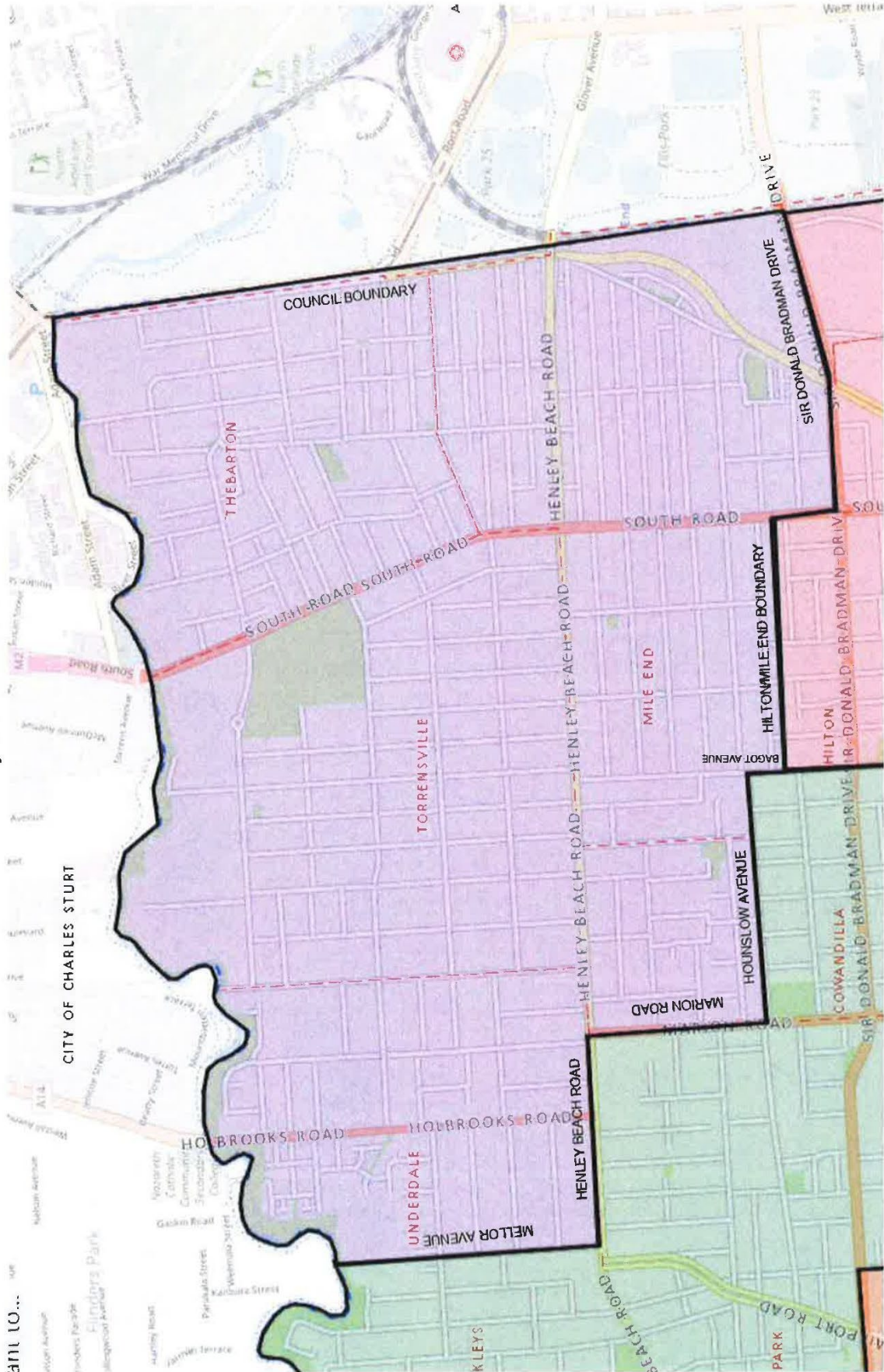
Option 4: Full Map



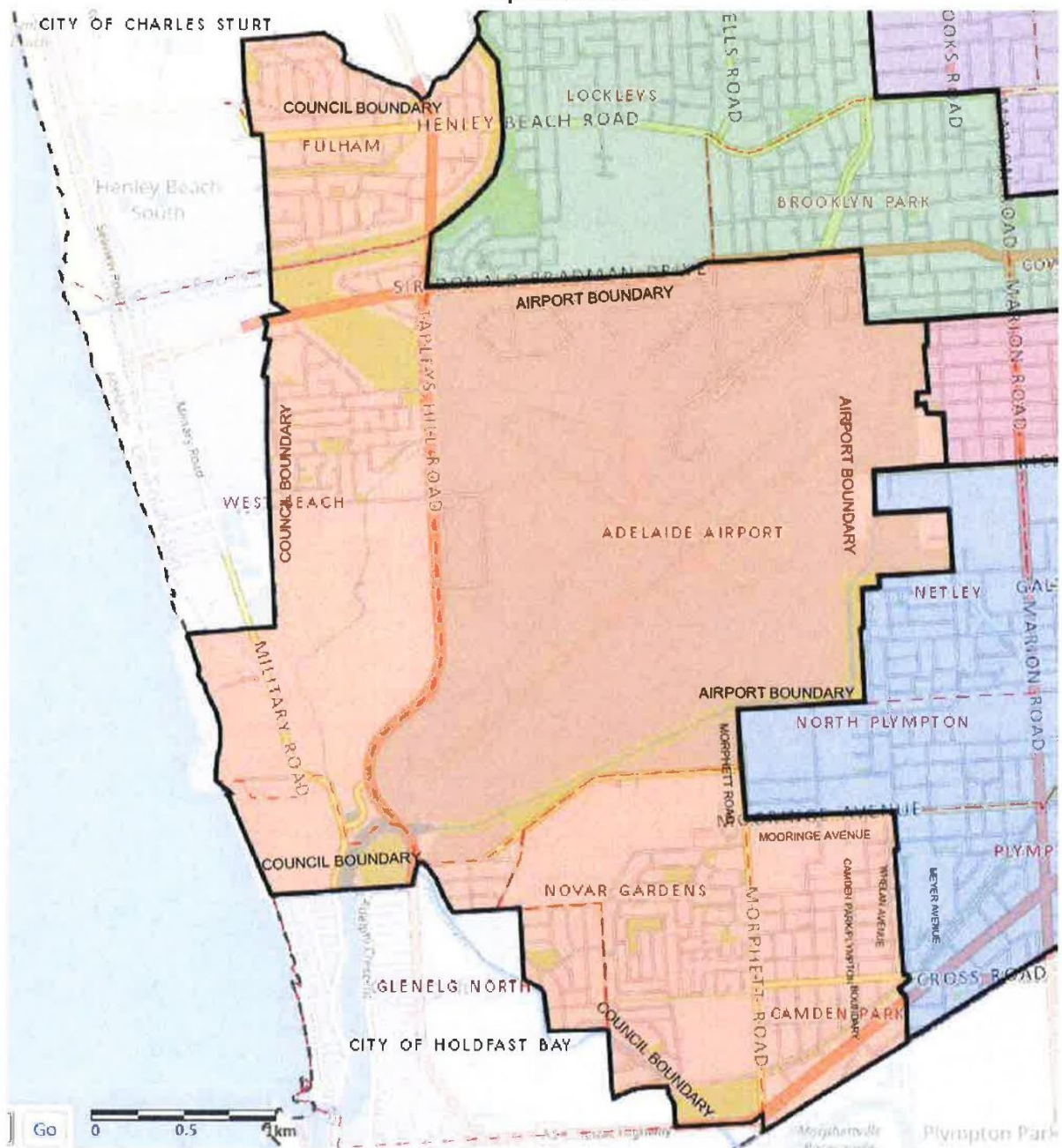
Option 4: Ward 1



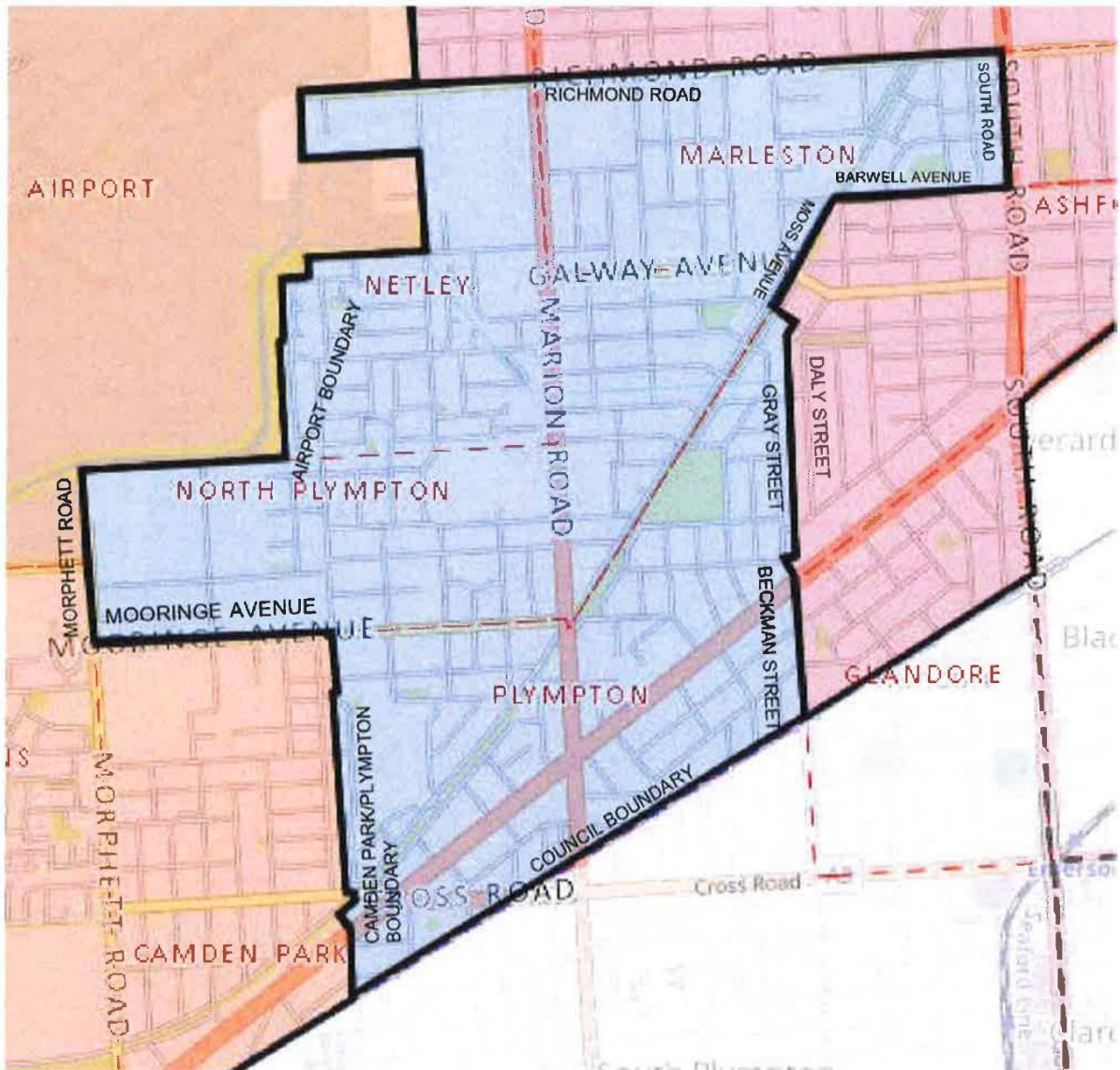
Option 4: Ward 2



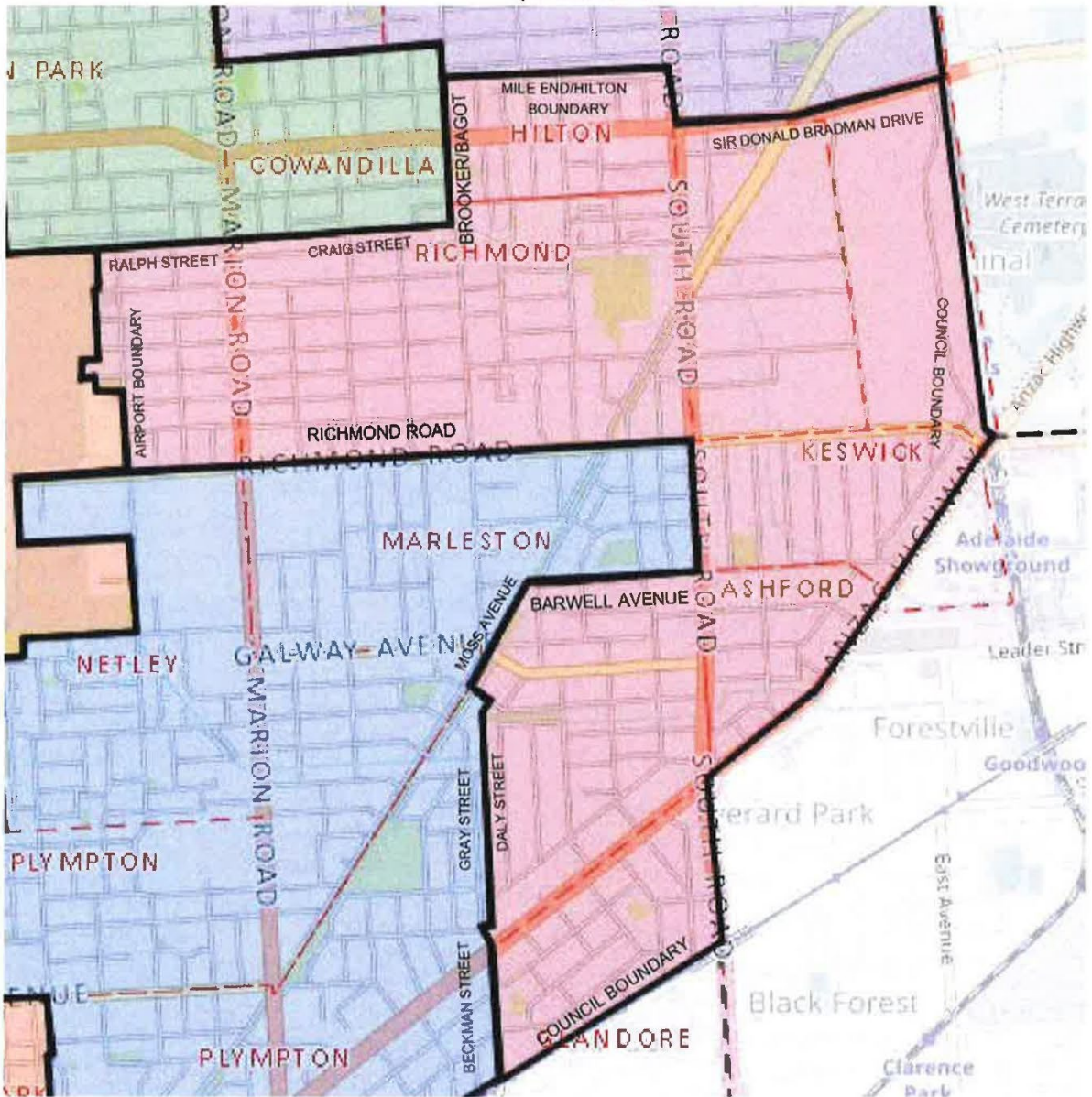
Option 4: Ward 3



Option 4: Ward 4



Option 4: Ward 5



Kelley Jones

APPENDIX C

No. 21 p. 1160

THE SOUTH AUSTRALIAN GOVERNMENT GAZETTE

8 April 2021

LOCAL GOVERNMENT INSTRUMENTS

CITY OF WEST TORRENS

Representation Review

Notice is hereby given that the City of West Torrens is undertaking a review to determine whether a change of arrangements is required in respect to the Council's elector representation. The purpose of the review is to ensure that electors of the Council area are being adequately and fairly represented.

Pursuant to section 12(7) of the *Local Government Act 1999*, notice is hereby given that the Council has prepared a Representation Options Paper that examines the advantages and disadvantages of the various options available regarding the composition and structure of the Council and the division of the Council into wards.

Copies of the Representation Options Paper are available on the Council's website at westtorrens.sa.gov.au and for inspection and/or purchase at:

- 165 Sir Donald Bradman Drive, Hilton, SA 5033

Written submissions are invited from interested persons from 9 April 2021 and must be received by close of business on 21 May 2021. Written submissions should be addressed to:

Representation Review
City of West Torrens

Via mail to: Representation Review, 165 Sir Donald Bradman Drive, Hilton SA 5033

Via email to: csu@wtcc.sa.gov.au

In person: 165 Sir Donald Bradman Drive, Hilton SA 5033

Information regarding the Representation Review can be obtained by contacting the Team Leader Governance on (08) 8416 6359 or email governancemailbox@wtcc.sa.gov.au.

Dated: 8 April 2021

TERRY BUSS PSM
Chief Executive

TOWN OF GAWLER

Representation Review

Notice is hereby given that the Town of Gawler is undertaking a review to determine whether a change of arrangements is required in respect to the Council's elector representation. The purpose of the review is to ensure that electors of the Council area are being adequately and fairly represented.

Pursuant to section 12(7) of the *Local Government Act 1999*, notice is hereby given that the Council has prepared a Representation Options Paper that examines the advantages and disadvantages of the various options available regarding the composition and structure of the Council and the division of the Council into wards.

Copies of the Representation Options Paper are available on the Council's website at www.gawler.sa.gov.au and for inspection and/or purchase at:

- 43 High Street Gawler East SA 5118

Written submissions are invited from interested persons from Thursday, 8 April 2021 and must be received by close of business on Thursday, 20 May 2021. Written submissions should be addressed to:

Representation Review
Town of Gawler

Via mail to: PO Box 130, Gawler SA 5118

Via email to: council@gawler.sa.gov.au

In person: 43 High Street, Gawler East SA 5118

Information regarding the Representation Review can be obtained by contacting Kate Leighton on (08) 8522 0105 or email Kate.Leighton@gawler.sa.gov.au.

Dated: 8 April 2021

HENRY INAT
Chief Executive

CORPORATION OF THE TOWN OF WALKERVILLE

DEVELOPMENT ACT 1993

Local Heritage Development Plan Amendment—Public Consultation

Notice is hereby given that the Corporation of the Town of Walkerville, pursuant to Sections 24 and 25 of the *Development Act 1993*, has prepared a Development Plan Amendment (DPA) Report to amend its Development Plan.

The DPA seeks to elevate 54 Contributory Items from Council's list of 545 Contributory Items to become Local Heritage Places.

Local Heritage Places are buildings or structures that are significant to the heritage of the Town of Walkerville. They provide us with a physical connection to the past and reflect the practices, attitudes, architecture, design and values that have shaped the environment. Local Heritage Place listings will help to ensure ongoing heritage protection for future generations to appreciate.

Public consultation will occur between 9am on Thursday, 8 April 2021 and 5pm on Thursday, 3 June 2021.

CITY OF WEST TORRENS**Representation Review**

Notice is hereby given that the City of West Torrens is undertaking a review to determine whether a change of arrangements is required in respect to the Council's elector representation. The purpose of the review is to ensure that electors of the Council area are being adequately and fairly represented.

Pursuant to section 12(7) of the *Local Government Act 1999*, notice is hereby given that the Council has prepared a Representation Options Paper that examines the advantages and disadvantages of the various options available regarding the composition and structure of the Council and the division of the Council into wards.

Copies of the Representation Options Paper are available on the Council's website at westtorrens.sa.gov.au and for inspection and/or purchase at 165 Sir Donald Bradman Drive, Hilton, SA 5033. Written submissions are invited from interested persons from 9 April 2021 and must be received by close of business on 21 May 2021. Written submissions should be addressed to:

Representation Review**City of West Torrens**

Via mail to: 165 Sir Donald
Bradman Drive, Hilton SA 5033

Via email to: csu@wtcc.sa.gov.au

In person: 165 Sir Donald
Bradman Drive, Hilton SA 5033

Information regarding the Representation Review can be obtained by contacting the Team Leader Governance on (08) 8416 6359 or email governancemailbox@wtcc.sa.gov.au

Dated: 9 April 2021

Terry Buss PSM

Chief Executive Officer

Kelley Jones

APPENDIX D

Representation Review data analysis report

SURVEY RESPONSE REPORT

08 April 2021 - 23 May 2021

PROJECT NAME:

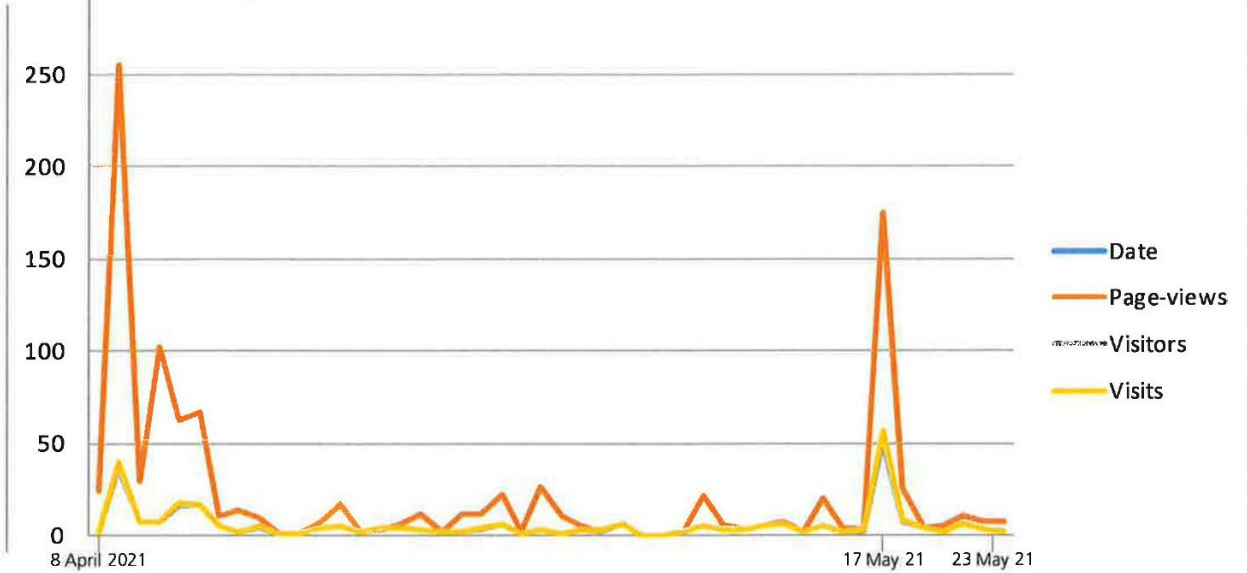
Representation Review



Representation Review 2021

Project overview

Visitor Summary



Engaged participants Someone who has actively participated in the project (ie asked a question or completed a survey).		38
Actions performed	No. of participants	
Participated in submissions	38	
Asked questions	0	
Informed participants Someone who has taken steps to learn more about the project (ie download documents).		
		97
Actions performed	No. of participants	
Downloaded a document	65	
Visited multiple project pages	58	
Contributed to a tool (engaged)	38	
Aware participants Someone who has visited the page but taken no further steps.		
		245
Actions performed	No. of participants	
Visited at least one page	245	

Project highlights	
Total page views	279
New Your Say Registrations	0
Document downloads	256
Engagement tools included in project	
Survey/submission form	1
Q&A	1

Submission form

Visitors to survey	96	Contributors	38	Contributions	38
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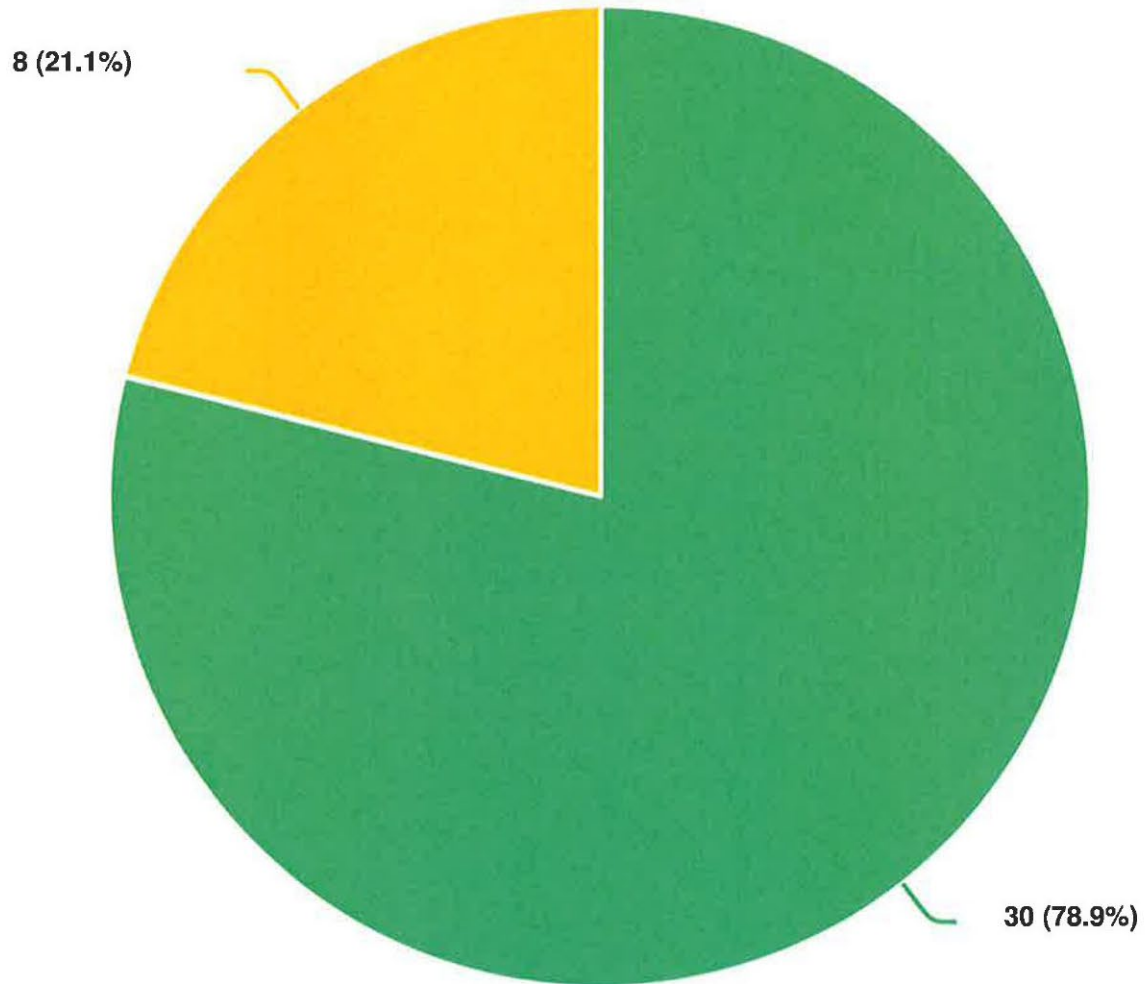
Representation Review submission form : Survey Report for 08 April 2021 to 23 May 2021



SURVEY RESPONSES

Representation Review submission form : Survey Report for 08 April 2021 to 23 May 2021

Q1 What is your preferred option for the Principal Member?



Question options

- Council to continue with a directly elected Mayor
- Council to change to a Chairperson elected by and from the Councillors

*Mandatory Question (38 response(s))
Question type: Radio Button Question*

Representation Review submission form : Survey Report for 08 April 2021 to 23 May 2021

Q2 Do you have any comments to add about the Principal Member options?

Rob

4/13/2021 01:13 PM

The Mayor is doing a good job .

Lynne

4/20/2021 04:32 PM

It is 2021 and perhaps it is time to modernise an existing structure that has been in place for a while.

Graham

5/14/2021 11:30 AM

no comment

Katherine Hancock

5/14/2021 03:47 PM

This Mayor is elected seperately from the councillors and has the power of veto when decisions are drawn.

Mark

5/17/2021 09:27 AM

-

Pearson

5/17/2021 11:37 AM

no

Robert Owen

5/17/2021 11:53 AM

Councillors should be capable of identifying who is the most suitable and capable person to be chosen as Chairman.

Francesco Violi

5/17/2021 12:16 PM

the principal member should someone with a heart that cares for the residents and protect their best interest, not someone that looks at the residents as a business.

Paul

5/17/2021 12:40 PM

Popularity does not always result in best person for the job

Tennyson

5/18/2021 11:01 AM

I feel that a Mayor elected by the community gives them a greater say in the leader of that community. Not everyone is represented in the choice of the councillors (in that the majority has elected them but the voter might still not have voted for them) but each resident still would like (I think) to have a say in their elected leader.

Kurt

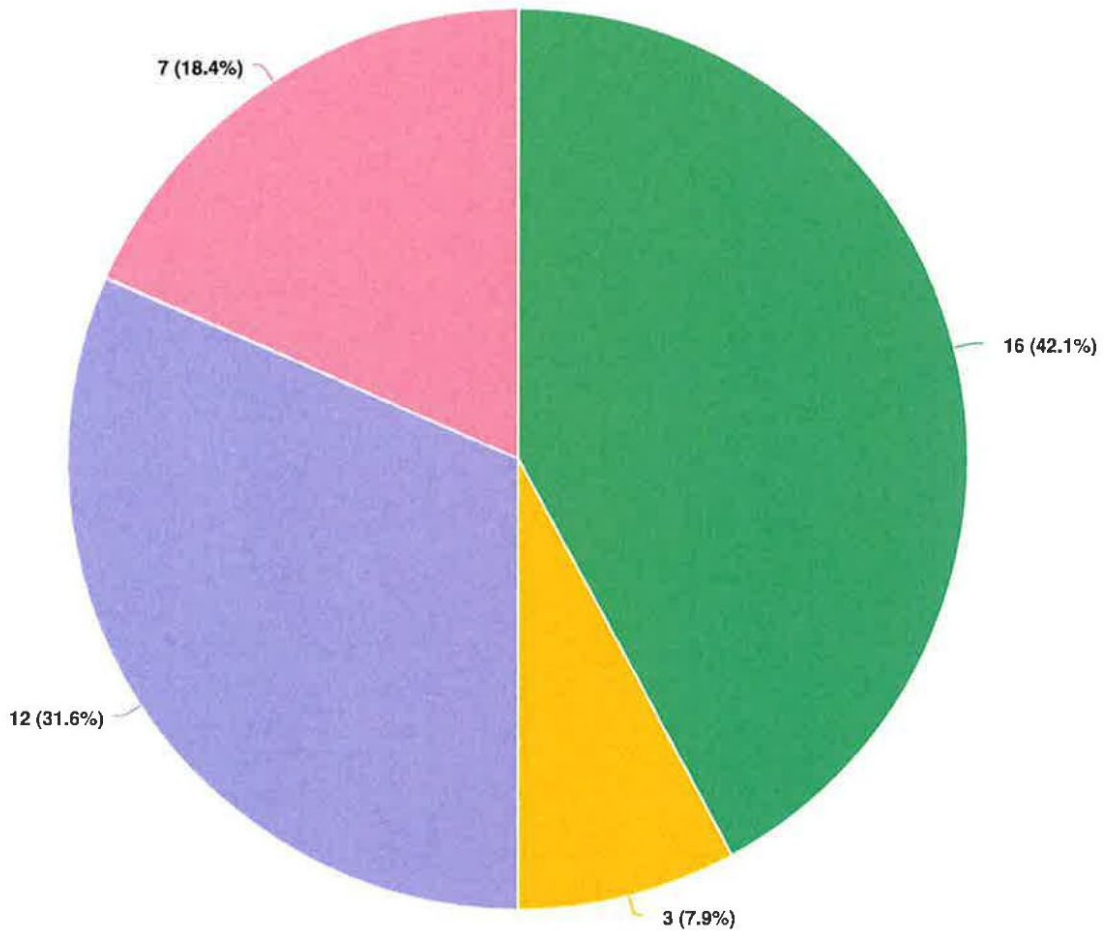
5/21/2021 03:54 AM

There are pros and cons for both

Optional question (11 response(s), 27 skipped)**Question type:** Essay Question

Representation Review submission form : Survey Report for 08 April 2021 to 23 May 2021

Q3 Please select your **FIRST** preference from the below Representati options. Please view Sections 6 and 7 of the Representative Options Paper for more information on each option.



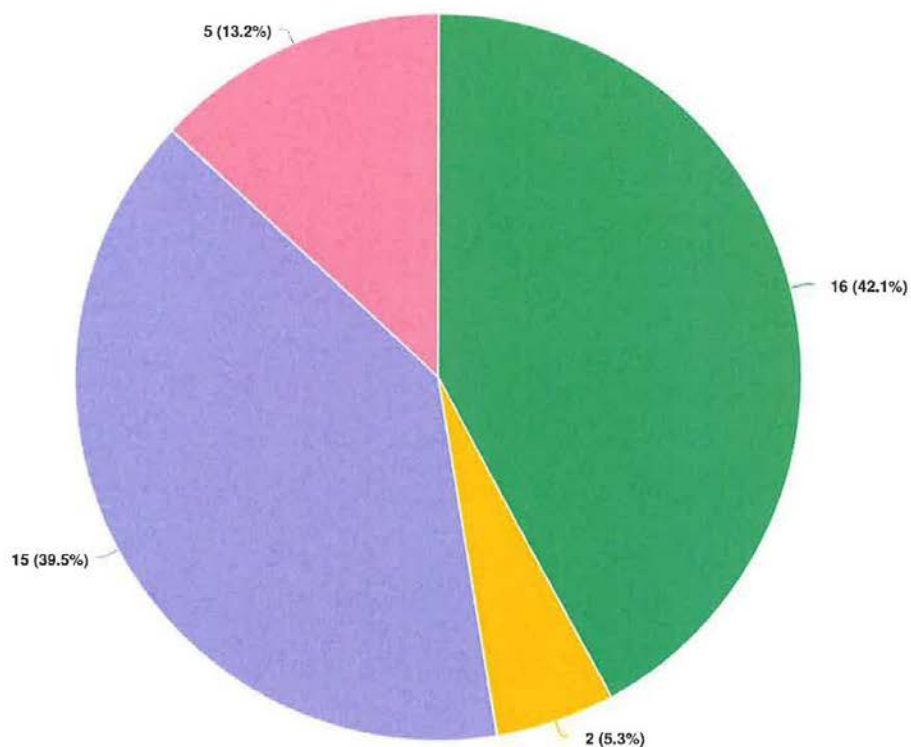
Question options

- Option 1: keep current structure – 7 Wards, with 2 Councillors in each Ward plus a Mayor
- Option 2: change to no wards – 14 Councillors plus a Mayor
- Option 3: change to 6 wards, with 2 Councillors in each Ward plus a Mayor
- Option 4: change to 5 wards, with 2 Councillors in each Ward plus a Mayor

Mandatory Question (38 response(s))
Question type: Radio Button Question

Representation Review submission form : Survey Report for 08 April 2021 to 23 May 2021

Q4 Please select your SECOND preference from the below Representation options. Please view Sections 6 and 7 of the Representation Options Paper for more information on each option.



Question options

- Option 1: keep current structure – 7 Wards, with 2 Councillors in each Ward plus a Mayor
- Option 2: change to no wards – 14 Councillors plus a Mayor
- Option 3: change to 6 wards, with 2 Councillors in each Ward plus a Mayor
- Option 4: change to 5 wards, with 2 Councillors in each Ward plus a Mayor

Mandatory Question (38 response(s))
 Question type: Radio Button Question

Representation Review submission form : Survey Report for 08 April 2021 to 23 May 2021

Q5 Do you have any comments to add about the Representation options?

Yuli

4/19/2021 12:03 PM

At the end of the day it does not really matter. I personally have no idea who my councillor is seeing as they have not attended/hosted any neighbourhood meetings or reached out with pamphlets or letters.

Peter G

4/19/2021 08:28 AM

Don't actually have a second preference.

mcornishbusiness

4/11/2021 04:59 PM

The 5 or 6 ward options are seriously constrained as decent choices because the maps make a poor attempt at keeping communities logically together in the same ward. Was this a deliberate choice by the existing council reps so as to lead to no change?

Rob

4/13/2021 07:13 PM

We are currently over governed at rate payers expense

Lynne

4/20/2021 04:32 PM

My preference would actually be to reduce the number of councillors AND eliminate the wards. We don't currently see our councillors in our wards anyway (either at home or work, both in the WTCC area).

Matthew

4/30/2021 12:13 PM

Reduce to 5 wards and Mayor elected. Current wards are too many and quality of some Elected Members input and skill base is questionable.

KymEM

5/05/2021 06:50 PM

There is no reason for this, there is no groundswell of ratepayers asking for it, the options put forward absolutely diminish the value of areas Lockleys being tagged as Thebarton.

Graham

5/14/2021 11:10 AM

some tweaking of the ward boundaries may be needed

Katherine
Hancock

6/16/2021 03:47 PM

We do not need wards to get too big and we need representatives in each ward to deal with local issues and give electors someone local to go to for help.

Mark

6/12/2021 09:27 AM

-

Representation Review submission form : Survey Report for 08 April 2021 to 23 May 2021

DaveM

5/17/2021 09:34 AM

Retaining whole suburbs in each ward would be a much better arrangement than the current boundaries

Glenda

5/17/2021 11:15 AM

Not fond of ward names. Hard to remember because it's different to suburb names

Pearson

5/17/2021 11:57 AM

no

Francesco Violi

5/17/2021 12:10 PM

option 3 seems to be more balanced.

Paul

5/17/2021 12:40 PM

seems to work well as it is

Tennyson

5/18/2021 11:01 AM

I actually feel that there are too many councils & that within those councils there are too many wards.

Optional question (16 response(s), 22 skipped)

Question type: Essay Question

Representation Review submission form : Survey Report for 08 April 2021 to 23 May 2021

Q6 Do you have any additional comments you would like to add?

Peter G

4/10/2021 08:28 AM

There must be tangible measurable (not perceived theoretical) benefits to the community for any change to occur. This is not to say never change but change just for the sake of change is not smart.

mcornishbusiness

4/11/2021 04:58 PM

Would support a smaller ward council, but with decently drawn wards instead

Rob

4/13/2021 01:13 PM

Councillors are overpaid.....Once the position was voluntary.

Lynne

4/20/2021 04:32 PM

We should not stay with what we have always done but take the opportunity to modernise and embrace change.

KymEM

5/15/2021 06:56 PM

It ain't broke it doesn't need fixing.

Graham

5/14/2021 11:30 AM

no comment

Mark

5/17/2021 09:27 AM

-

Dami Sheldon

5/17/2021 10:14 AM

The current system appears to be working well so there is no reason to change it. At this point in the council's history with the proposed changes to South Road it is important that those impacted have representation on council which understands the issues directly them and is committed to advancing their interests. This may be lost if the wards are removed or diminished.

Glenda

5/17/2021 11:15 AM

Why does seniors lunch on Monday still sit at round tables when the rest of SA SITS SIDE BY SIDE. Many people have hearing problems and it's impossible to hear the person opposite. Thanks Pauline. It isn't COVID law. Just very rude.

Pearson

5/17/2021 11:37 AM

no

Robert Owen

5/17/2021 11:53 AM

The council should report on each councillor's attendance at meetings as well as interface with council re matters raised by residents.

Francesco Violi

5/17/2021 12:10 PM

I think Ward councillors should get out more and talk to the residents

Representation Review submission form : Survey Report for 08 April 2021 to 23 May 2021

Paul

5/17/2021 12:40 PM

they represent and familiarise with their needs.

equal representation results in equal distribution of resources

Tennyson

5/18/2021 11:01 AM

I would actually like to see South Australia look at the model in Queensland, where there is one council for greater Brisbane & only 77 for the whole of Queensland. I feel that we are over represented. In the nearly 44 years that we have lived in this council, there has not been one instance where I have needed to contact my local councillor. Every request that I have, has been dealt with by the employees at the Council office.

ADMIN - Mel Rymill

5/21/2021 02:40 PM

Received via email to Terry Buss and Angelo Catinari Friday 21 May 2021.

Arthur Mangos

acmangos@senet.com.au

0403193260

Thanks for the opportunity to comment. A City the size of West Torrens should have a reduction of Councillors from 14 to a Maximum of 12 possibly 10 A reduction is necessary to 12 with 4 wards and three representatives per ward. It is responsible to have a reduction in today's economic times and be responsible to the Ratepayers of the City. Justification in going to 12 is that it is the responsibility of the Current Council and Mayor to be serious at a reduction. Economics and efficiency this is critical in the CWT as its populist approximately 60,000. The City can efficiently with 13 Elected members. I cannot accept the airport as an impediment , if you compare to a controversial Council in size and difference in many land uses this Council has 12 representatives fir 120,000 people. The irony of all these process is that Prospect Council and Walkerville-The Town as so small and very over represented. It is better to reduce rather than the LG Act to tell Councils what will occur. It will be painfull for 2 members but as a City make a decision in the best interests of the City please. As a resident I would like to see a reduction. But Having read the report it may appear to be somewhat biased, in my opinion Thanks Arthur

Optional question (15 response(s), 23 skipped)

Question type: Essay Question

17.4 Public Consultation on the Draft Budget and Annual Business Plan 2021/22

Brief

This report provides information on the process and outcome of Council's recent community engagement on budget and annual business plan arrangements for 2021/22.

RECOMMENDATION

It is recommended that Council, having considered the outcome of community consultation on the Draft Budget and Annual Business Plan 2021/22 pursuant to the requirements of Section 123 of the *Local Government Act 1999*, resolves to receive the report.

Introduction

Council is required under *Local Government Act 1999* provisions to consult with the community on its proposed budget and annual business plan. This report provides information on the process and outcomes of the consultation process.

Discussion

The following aspects of our community consultation strategy have been used to progress engagement over the past few months:

- Preparation of a comprehensive 'Draft Proposed Budget and Annual Business Plan 2021/22' which has been available to the public through Council's web page, social media, the library, Thebarton Community Centre and the Civic Centre.
- Preparation of an 'Annual Business Plan and Budget Summary 2021/22', also available to the public as above, and as a hand out at the meeting held on 1st June 2021.
- Widely publicised opportunities for members of the public to become involved in the process through feedback via Council's web page and on social media. Information also appeared in the Public Notices section of the Advertiser newspaper on the 7th May 2021.

A widely publicised invitation for members of the public to attend a meeting of the Council to ask questions and comment on Council's draft budget and annual business plan was issued for 1 June 2021 with copies of the budget document available for the public. There were no members of the public in attendance.

79 people visited the budget project page on Council's web-site, 55 people downloaded one or more documents, 46 people visited more than one page on the site and 7 people submitted a formal submission using the Your Say online survey tool. These submissions are included with this report as **Attachment 1**.

The topics raised by the 7 people related to community assets, financial, Covid, social and environmental matters. The items were discussed internally with subject matter experts and each of the 7 people were provided responses.

In regard to community assets requests such as Frank Norton Reserve and Camden Oval, information on our Infrastructure Asset Management Plans and grant funding successes were provided. The Frank Norton Reserve is scheduled for upgrade in 2027.

The idea of a bee sanctuary has been forwarded to our environmental officers for consideration and a potential additional response.

Several people were provided further information on our Covid response that included significant support measures for our community and reductions in our original 2019/2020 budget.

Prior to Covid the planned modest rate increase was 2.4%. In 2019/220 due to Covid we reduced the rate increase to 1% and a 1.85% increase has been proposed for 2021/2022. The Council's proposed increase ranks in the bottom half of metropolitan council increases and is one of the lowest in the State. The increase in employment costs is indicative of recovery to a more normal position and the acceleration of an ambitious program of work.

Suggestions for improvement in the nature of the information provided will be further considered when the Budget and Annual Business Plan process is reviewed in October.

A submission, **Attachment 2**, was received on the 2nd June from the President of the Peake Gardens Riverside Tennis Club indicating he did not support the adoption of the Draft Budget and Annual Business Plan 2021-2022 on the basis that no budget for redevelopment of the clubrooms at Peake Gardens Riverside Tennis Club was included in the Plan. The Administration have acknowledged the concerns raised and advised that the subsequent grant funding opportunity will progress through to the Council in 2021/2022 for consideration.

A submission, **Attachment 3**, was received on the 2nd June from Robert Price indicating he did not support the adoption of the Draft Budget and Annual Business Plan 2021-2022.

Based on the feedback received, major changes to the budget and annual business plan arrangements for 2021/22, including rating arrangements, are not being proposed.

It is intended that inequities, hardship and significant rate increases within the community be managed using existing provisions of the *Local Government Act 1999* that allow:

- Rates to be rebated (reduced) on a range of grounds, including to provide relief from what would otherwise amount to a substantial change of rates (Section 166(1)(l)); and
- Rates to be remitted (cancelled or reduced) or postponed where the payment of rates would cause hardship (Section 182).

Adoption of the budget and annual business plan and declaration of the rates is intended on 6 July 2021.

Climate Impact Considerations

(Assessment of likely positive or negative implications of this decision will assist Council and the West Torrens Community to build resilience and adapt to the challenges created by a changing climate.)

There is no direct climate impact in relation to the report.

Conclusion

Council must consider community feedback as a part of the decision making process associated with budget and annual business plan arrangements for 2021/22, based on the requirements of Section 123 of the *Local Government Act 1999*.

Attachments

1. **Community Consultation 'Your Say' Analysis Report**
2. **Peake Gardens Riverside Tennis Club budget submission**
3. **Budget submission from Robert Price**

Draft Budget and Annual Business Plan 2021/22 data analysis report

SURVEY RESPONSE REPORT

06 May 2021 - 03 June 2021

PROJECT NAME:

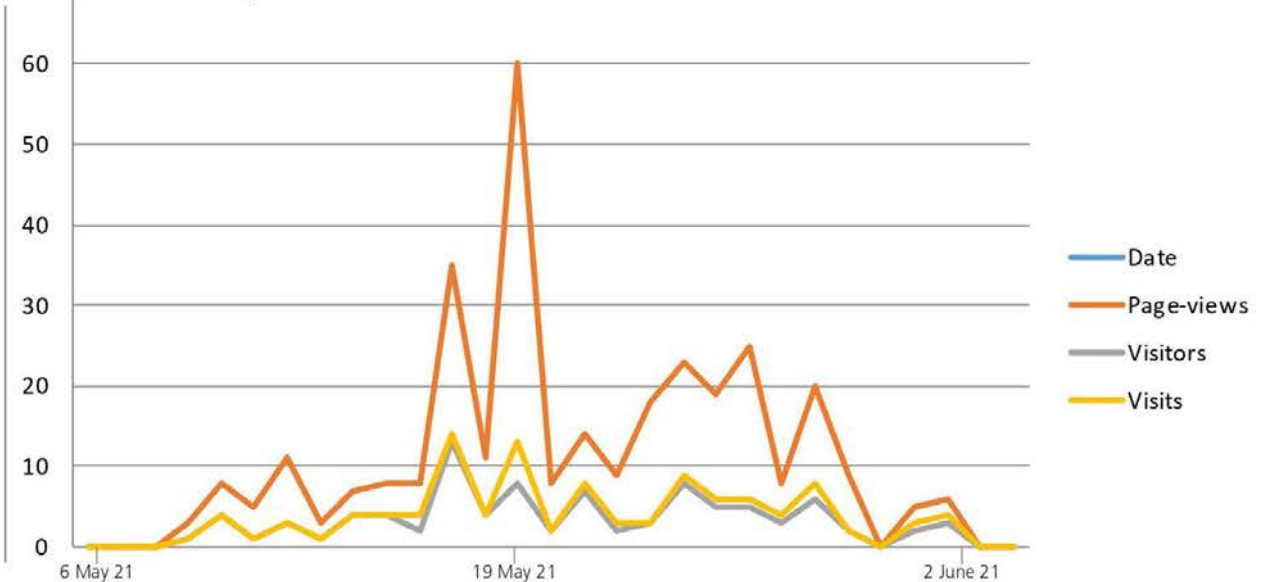
Draft Budget and Annual Business Plan 2021/22



Draft Budget and Annual Business Plan 2021/22

Project overview

Visitor Summary



Engaged participants Someone who has actively participated in the project (ie asked a question or completed a survey).		7
Actions performed	No. of participants	
Participated in submissions	7	
Asked questions	0	
Informed participants Someone who has taken steps to learn more about the project (ie download documents).		58
Actions performed	No. of participants	
Downloaded a document	55	
Visited multiple project pages	46	
Contributed to a tool (engaged)	7	
Aware participants Someone who has visited the page but taken no further steps.		79
Actions performed	No. of participants	
Visited at least one page	79	

Project highlights	
Total page views	111
New Your Say Registrations	0
Document downloads	85
Engagement tools included in project	
Survey/submission form	1
Q&A	1

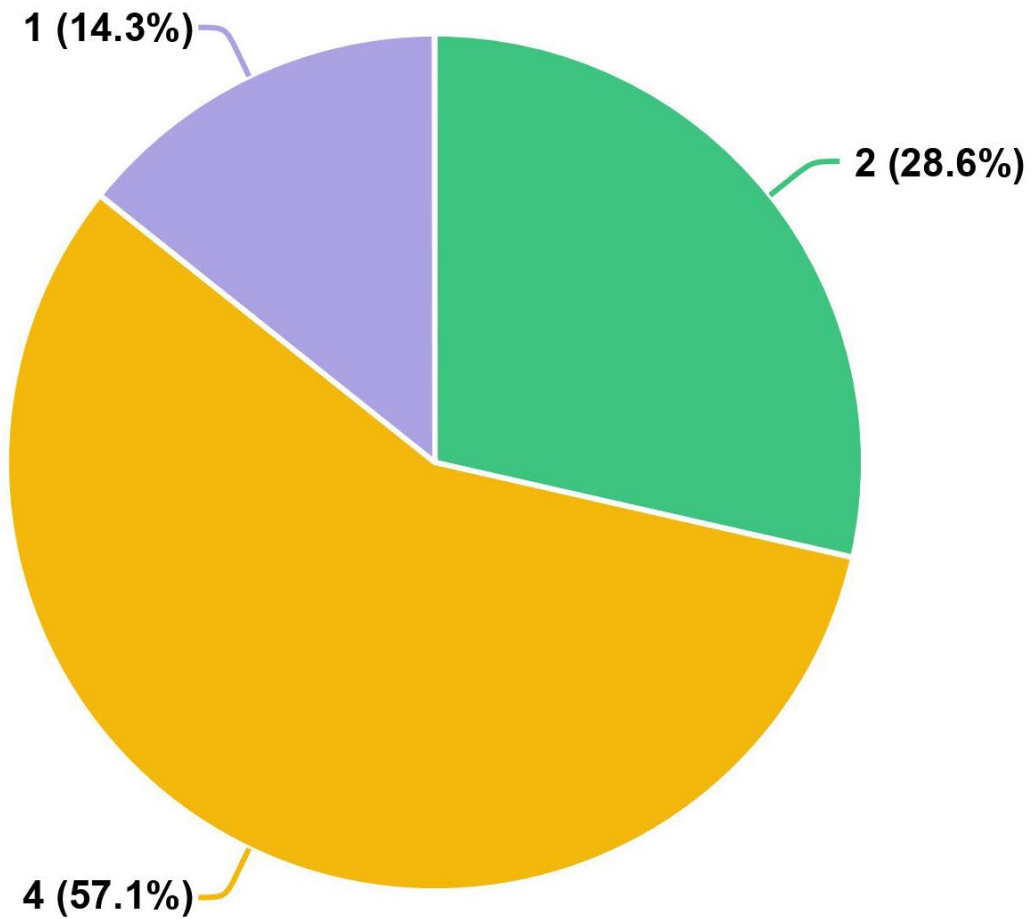
Submission form

Visitors to survey	18	Contributors	7	Contributions	7
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Submission form : Survey Report for 06 May 2021 to 03 June 2021

Q1 | Do you support the adoption of the Draft Budget and Annual Business plan?

Mandatory Question (7 response(s))
Question type: Radio Button Question



Question options

- Yes, I fully support the adoption of the Draft Budget and Annual Business plan
- Somewhat, I would support the adoption of the Draft Budget and Annual Business plan with some changes (please specify in Q2)
- No, I do not support the adoption of the Draft Budget and Annual Business (please specify in Q2)

Submission form : Survey Report for 06 May 2021 to 03 June 2021

Q2 Please provide your feedback on the 2021/22 Draft Budget and Business Plan below.

Optional question (6 response(s), 1 skipped)

Question type: Essay Question

Aida Stabile

10 Fairfax Tce, Torrensville SA

When will Frank Norton Reserve playground receive some funding for upgrades? Mile End Common has only recently been upgraded and is receiving funding again? Frank Norton Reserve playground is outdated and has no shade which make it unusable for a large part of the year.

Irraisha Mae Soriano

11A Bristol Ave, Camden Park SA

Additional funding required for Camden oval. I do not agree with the increase in rate pay, the council's operating expenditure is too high. There are no cost saving initiatives to mentioned in the plan.

Ian Watson

51 Pine Ave, Glenelg North SA

Council should investigate installing bee sanctuary, with bass. Using local members hives. This would allow selected members certified to manage hives and Pirsas legal requirement.

Sheree Tebyanian

28A Murdoch Ave, North Plympton SA

The business plan is not palatable! Please look at other council's plans and meet community expectations in this space. The document lacks detail and transparency on what key projects attracted certain funding, does not provide any scope on what the key projects are etc. Key activities/ expenditure for 2021/22 highlighted in the plan outline business as usual activities that councils should be delivering, nothing too exciting there. Roads and kerb expenditure is significantly more than other neighbouring councils, please explain. Key projects, more scope needed. \$5.4m on Peake Gardens Tennis club? This seems excessive however if there was some summary of what each project delivered that, i.e are you resurfacing, replacing all nets, new club rooms, did it attract state/fed funding. Your asset renewal ratio.. 93%.. shouldn't the goal be at 100% meaning that assets are being renewed in a timely manner in line with your plans?

Submission form : Survey Report for 06 May 2021 to 03 June 2021

Ruby Wake

24 Wilton Tce, Torrensville SA

I would like to see more funding allocated to social and environmental services - things that we know have a long lasting, positive outcome in the community and beyond. Climate adaptation, water sensitive urban design, tree canopy strategies, urban cooling and biodiversity initiatives. Community centre programming, First Nations reconciliation activities, community care and support, food gardens and other edible initiatives, neighbourhood-scale connection activities. Walking and cycling infrastructure too. As Council we can do better than an asset management focus. We have a responsibility to care for humans and "soft" infrastructure as a priority over the built form.

Paul Chisholm

2 Broughton St, Lockleys SA

Yes, Covid has impacted everyone. People have lost jobs and those remaining employed have had their entitlements reduced with no promise of having them restored. I myself have not seen a pay rise in over 5 years! The West Torrens Council did not reduce rates like other councils and yet they are now indicating an increase in rates!!!! In addition to that a pay rise for staff! I don't understand why Employment costs have increased by \$1,154,667 or 4.8 per cent over the original budget estimates for 2020/21! Rates were already increased to do an increase in property values! Time to tighten your belt West Torrens council! Rate Payers are not a money pit!

Katherine Hancock

16 Norman St, Underdale SA

No response provided to this question.

PEAKE GARDENS RIVERSIDE TENNIS CLUB



Written Submission from Peake Gardens Riverside Tennis Club on the City of West Torrens Budget and Annual Business Plan 2021-22

Date: 1 June 2021

Name: Jeff Ramm, President, Peake Gardens Riverside Tennis Club

Street Address: 9 Margaret Street, Richmond 5033

Phone: 0430 841 681

Email: pgrtcpresident@gmail.com

Feedback

1. No, I do not support the adoption of the Draft Budget and Annual Business Plan 2021-22.
2. Submission Comments:

Introduction

Thank you for the opportunity to lodge a submission in relation to Council's Draft Budget and Annual Business Plan 2021-22. This submission has been prepared by the Executive Committee of the Peake Gardens Riverside Tennis Club located at Bice Street, Marleston.

Our Submission

We are aware that the City of West Torrens has been successful in receiving a 2020-21 Infrastructure Project Grant valued at \$959,750 from the Office for Recreation, Sport and Racing. This grant is for a project to *"redevelop the clubroom facility incorporating external access to canteen and toilets, kitchen and bar area, hall space, female, male and unisex change rooms and toilet facilities, at Peake Gardens Riverside Tennis Club, Marleston"*.

We have reviewed the Draft Annual Business Plan 2021-22 and we note that no budget has been allocated for the redevelopment of the clubrooms at Peake Gardens Riverside Tennis Club and yet we understand that the Infrastructure Grant from the Office for Recreation, Sport and Racing is subject to Council matching funding. Discussions with Council on the need for the redevelopment of our clubrooms have been ongoing over the past five years and during that time our clubrooms (toilet facilities in particular), have deteriorated and are now in very poor condition and do not meet disability compliance standards.

We request that Council allocate the required funds in their Budget and Annual Business Plan 2021-22 to enable the redevelopment of the clubrooms. We encourage the City of West Torrens to invest in this fantastic regional tennis facility and realise the full potential the facility has to offer our local community, local businesses and the wider community. To demonstrate the regional significance of the tennis infrastructure available at the Peake Gardens Riverside complex, we provide the following supporting information.

We have a Strong Tennis Profile and Regional Significance

Peake Gardens Riverside has 14 hard court tennis courts and each court meets tournament standard dimensions. 12 courts are floodlit with the latest LED technology and the lighting of the front six courts is also of the standard required for televised night events.

Only two other tennis centres in metropolitan Adelaide have 14 or more hard court tennis courts they are Playford Tennis Centre at Elizabeth East (18 hard courts) and Memorial Drive Tennis Club at North Adelaide (14 hard courts). Table 1 below shows tennis centres in metropolitan Adelaide with 12 or more hard court tennis courts.

TABLE 1: TENNIS CENTRES ACROSS METROPOLITAN ADELAIDE WITH 12 OR MORE HARD COURT TENNIS COURTS

Tennis Centre	Suburb	Number of Hard Courts
Playford Tennis Centre	Elizabeth East	18
Memorial Drive Tennis Club	North Adelaide	14
		(including centre courts)
Peake Gardens Riverside Tennis Club	Marleston	14
Millswood Tennis World	Millswood	12
Seaside Tennis Club	Henley Beach	12
Seacliff Tennis Club	Seacliff	12
Tea Tree Gully Tennis Club	Banksia Park	12
West Lakes Tennis Club	West Lakes Shore	12

Peake Gardens Riverside offers a regional tennis facility given the significant tennis court infrastructure available. It is also the largest tennis facility in western Adelaide.

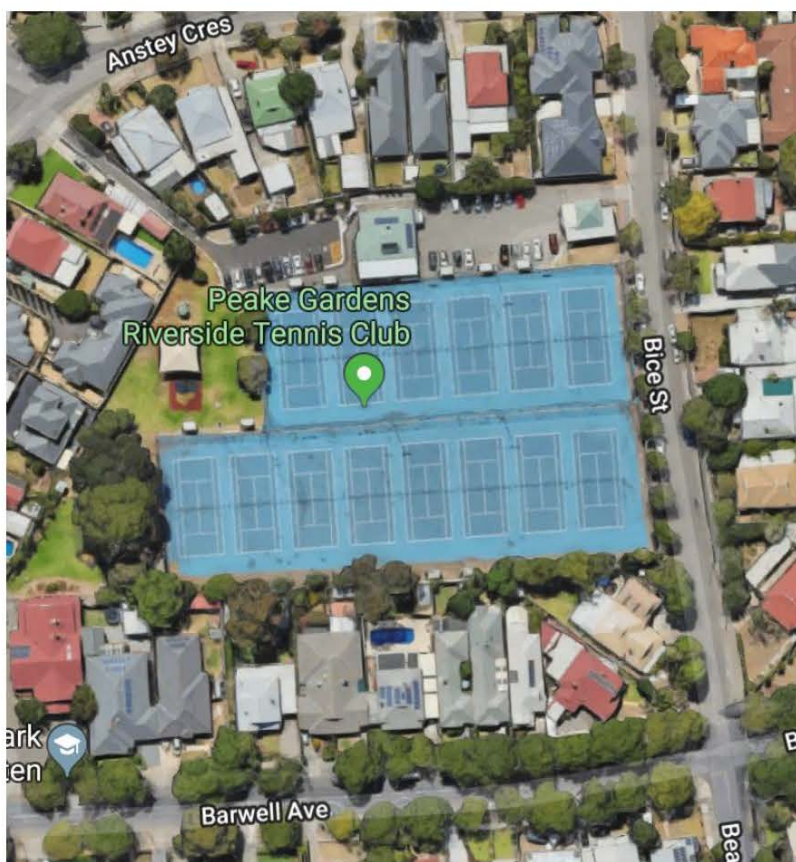
A number of organisations play State-wide and Regional tournaments at Peake Gardens Riverside including:

- Tennis SA
- Department for Education
- Glenelg District Tennis Association.

These organisations appreciate the convenient location and scale of the facility, and that the facility is dedicated to tennis.

We are well placed to continue to be a popular regional venue for tennis.

Our only disadvantage is the poor state of our clubrooms and toilet facilities.



We are an Active and Financially Stable Community Club

At the local community and club level, Peake Gardens Riverside Tennis Club is an active and financially stable club. We are one of the biggest tennis clubs in Western Adelaide with over 200 members and 36 tennis teams last summer season 2020/2021.

Peake Gardens Recreation Reserve was named after the Hon. Archibald Henry Peake who was Premier of South Australia from 1909 to 1910, and 1912 to 1915. The reserve was originally created in a subdivision by the State Bank of South Australia in 1921, and in 1927 the land was transferred to the Council at no cost; a condition of the transfer being that it would be permanently retained as a recreation ground for all time. Over the years the tennis club has grown organically and through the amalgamation of several smaller tennis clubs including West Adelaide, Ashford, Peake Gardens, Riverside, Plympton and Southside tennis clubs.

Peake Gardens Riverside Tennis Club is an incorporated body with strong leadership, enthusiastic committee members and many volunteers. In 2019 the club renewed a 20 year lease over the land with the City of West Torrens. The lease process involved public consultation and now extends to the Year 2038. The club maintains a positive bank balance and invests money back into the tennis facility each year including lighting, nets, court resurfacing, deck repairs and clubhouse maintenance. The club attracts high profile coaches, conducts its own tournaments and encourages community events such as a recent Project 6 Foundation multi-cultural festival which sponsorship was secured via WTC. We also host open days where community can 'come and try' tennis.

We cater for our local community. We are a community club not a commercial entity, this means we run the club with member and volunteer support in order to keep tennis subs and hire rates low. We cater for all ages and standards of tennis from beginners to State League. The courts are intensively used for tennis coaching, social tennis and competition tennis. An average of 460 players and 325 spectators come through the Peake Gardens Riverside tennis facility in a typical week. This equates to more than 31,000 people per year.

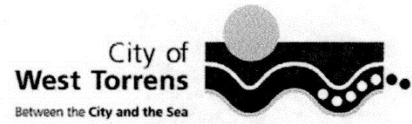
Half of our club members live within the West Torrens Council area and the local community are welcome to have a hit of tennis whenever the courts are open and not being used for coaching, training or competition. The courts are frequently open as our coaches are present most times of the day and evening. Local community can also join as a social member and obtain their own key to the courts. We promote local businesses through our club website, court signage and shirts. We purchase food, beverages and other goods from local businesses such as Villi's, local supermarkets and hotels, and our coaches run coaching programs at local schools.

Our aim is to work with all tiers of Government to enhance this excellent tennis facility. Our club contributes significantly to the up-keep of the Peake Gardens tennis facility, thereby protecting and adding value to this valuable asset. Our recent focus has been to resurface courts and install LED court lighting across all courts. The future focus needs to be on the upgrade of clubhouse facilities to match the regionally significant scale 14 hard court tennis court facility on offer at Peake Gardens Riverside. Built by volunteers in the 1950's, the existing clubhouse building has deteriorated significantly and is not up to expected standard.

We encourage the City of West Torrens to invest in this fantastic tennis facility and realise the full potential this facility has to offer our local community, local business and the wider community.

Yours sincerely

Jeff Ramm, President, Peake Gardens Riverside Tennis Club



Budget and Annual Business Plan 2021-22

Have your say

Each year the City of West Torrens adopts a business plan that details intended programs, services and outcomes for the coming year. We are inviting comment on the Council's draft 2020/21 budget and annual business plan.

All responses must be received by **5pm Wednesday 2 June 2021**.

It is Council's policy that for a formal submission to be received, it must include your name and residential address. To ensure your submission is valid, please include these details.

Feedback will be recorded and analysed as part of the consultation process, with a summary report presented to Council on 15 June 2021.

For more information about the Budget and Annual Business Plan, visit westtorrens.sa.gov.au/21-22budget

Note: written submissions will become public record, including forming part of a report to Council, and as such personal information, such as names and addresses, may become part of that publicly available information. If you have any questions about this, please contact our Manager Financial Services on (08) 8416 6333.

Your details

It is Council's policy that for a formal submission to be received, it must include your name and residential address. To ensure your submission is valid, please include these details below.

Formal submissions will be provided to Council and will be publicly available.

Name: ROBERT G PRICE

Street address: 64 CLIFFORD ST

TORRENSVILLE Suburb: SOSI

Phone (optional): 0407 554425

Email (optional): CC. BOB @ HOTMAIL.COM

Feedback

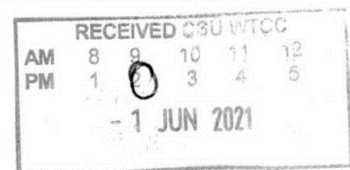
1. Do you support the adoption of the Draft Budget and Annual Business plan? (tick one box only).

- Yes, I fully support the adoption of the Draft Budget and Annual Business plan
- Somewhat, I would support the adoption of the Draft Budget and Annual Business plan with some changes (please specify reasons in Q2)
- No, I do not support the adoption of the Draft Budget and Annual Business (please specify reasons in Q2)

Survey continued on next page...

Address: 165 Sir Donald Bradman Drive, Hilton, SA 5033 / Tel: 08 8416 6333 / Email: csu@wtcc.sa.gov.au / Web: westtorrens.sa.gov.au

Objective ID: A2683029



Comments re 2021/22 Draft Budget

The proposed increase of 1.85% is only the rate in the dollar. The average COST INCREASE TO RATE PAYERS IS 1.86% plus 4.8% (average CV increase) to inflict another \$95 pa to the average rate payer. I am glad I do not live in NETLEY where the impost will be approximately 15%

OPERATIONAL COSTS are budgeted for a 5.25% increase which is close to 3 times the projected increase in inflation .Proposed Labour costs are expected to rise 4.8% when in Private Enterprise the increase is expected to be 1.5% & even lower in the Public domain .

An extra 2.3 FTEs & \$250 K “vacancy allowance “compound the problem .

In 2020/21 budget a review “trimmed spending significantly “reducing the increase from 2.4% to 1%. As custodians for ratepayers funds this should be the normal strategy. “General Operating Costs increase by 10.8% (\$447313 Extra)

I maintain that there should be NO INCREASE in the “rate in the dollar “ & the 4.8% average CV produce sufficient funds for Council Operations

Council 10 Year Plan

In the effort to “ ensure council remains strong financially on a long term basis “ & rate payers not left to pick up the bill I make the following comments

THERE IS A DIFFERENCE BETWEEN WHAT IS WANTED & WHAT IS NEEDED.

2020/21 Capital spend is 28% more than budgeted in 2019/20 (extra \$7.1 Mil)

Council was DEBT FREE in 2019 & currently expected to be \$95 mil in debt by 2031.This is assuming no further blow outs.

An Interest rate of 2.2% is used for the full 10 years when common forecasts indicate rates over 4% (15 year terms) by June 2025 . Council Forecast is to borrow \$60mil from 2025/26 onward.

The sustainability ratio has fallen dramatically to 94% getting close to the bottom end of the breakeven range.

This debt can only be paid ,in the main ,by RATEPAYERS both current & future. This means that RATES in DOLLAR TERMS will double by 2031 prior to debt repayment.

I can only hope the Capital Expenditure Budget & Loans Program be closely monitored & reduced.

17.5 Delegations under the Planning, Development and Infrastructure Act 2016 - Proposed Revisions

Brief

This report seeks Council's decision on recent changes to the framework of delegation of powers and functions under the *Planning, Development and Infrastructure Act 2016*.

RECOMMENDATION

It is recommended to the Council that:

1. In exercise of the power contained in Section 44 of the *Local Government Act 1999* the powers and functions under the *Planning, Development and Infrastructure Act 2016* and statutory instruments made thereunder contained in the proposed Instrument of Delegation (annexed to the Report dated 15 June 2021 and entitled *Delegations under the Planning, Development and Infrastructure Act 2016* and marked Amendment Instrument A) are hereby delegated this 15th day of June 2021 to the person occupying or acting in the office of Chief Executive Officer of the Council subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation.
2. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the *Local Government Act 1999* as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.

Introduction

At its meeting on 16 March 2021, Council endorsed the delegation of its powers and functions under the *Planning, Development and Infrastructure Act 2016* (the Act) and additional delegation of its powers and functions under the Act based on a revised Instrument of Delegation published by the Local Government Association (LGA).

In May 2021, the LGA published further changes to the Instruments of Delegation.

This report seeks formal approval by Council of changes to its Instrument of Delegation of powers and functions under the Act ("Instrument A").

Discussion

The LGA has provided Councils with a suite of Instruments of Delegation to facilitate the delegation of powers and functions of Council, Assessment Panels and Assessment Managers for the efficient operation of the planning and development system.

In May 2021, the LGA published a revised suite of Instruments of Delegation prepared by Norman Waterhouse Lawyers. The Instruments of Delegation have been amended having regard to the following variation regulations and statutory instruments which have been amended and impact the delegation instruments:

- *Planning, Development and Infrastructure (General) (Home Builder) Variation Regulations 2021*;
- *Planning, Development and Infrastructure (General) (Site Contamination) Variation Regulations 2021*;
- *Practice Direction 2 - Preparation and Amendment of Designated Instruments*;
- *Practice Direction 3 - Notification of Performance Assessed Development Applications 2019*;
- *Practice Direction 14 - Site Contamination Assessment 2021*;

- *Practice Direction 16 - Urban Tree Canopy Off-set Scheme 2021*; and
- *Urban Tree Canopy Off-set Scheme*.

The LGA advise that Norman Waterhouse Lawyers also considered the amended *Practice Direction 8 - Inspection Policy for Swimming Pools 2019* and *Practice Direction 12 - Conditions 2020* and do not consider that any amendments to the delegation instruments are necessary.

As a result of these amendments, the key changes to Instrument A include:

- Remove existing and introduce new delegations relating to requiring information, form a belief that a site may have been subject to site contamination and determine a site is suitable for its intended use in accordance with the introduction of the new *Practice Direction 14 - Site Contamination Assessment 2021* and associated changes to the PDI General Regulations;
- New delegations relating to requiring information, making payments and imposition of conditions associated with the *Practice Direction 16 - Urban Tree Canopy Off-set Scheme*;
- New delegations relating to imposition of conditions associated with the *Urban Tree Canopy Off-set Scheme*; and
- Minor formatting and editorial changes.

Each of the changes relate to delegations which facilitate the administration and processing of development applications and will not impact which applications are presented to the Council Assessment Panel for determination.

Unlike previous amendments to the Instruments of Delegation, the LGA have not provided an explanatory guide this time.

A document of draft additions and amendments to Instrument A is included as **Attachment 1** and includes tracked changes so the Panel may identify the proposed changes. Please note this only includes the proposed changes recommended by the LGA and is not the complete Instrument A.

Interpreting the Instrument of Delegation

To assist the Council understand the tables contained within the Instrument of Delegation, the following information is provided:

- *Summary of Delegation*

The instrument includes a summary description of the power delegated under the Act or Regulation. This includes a description of the power to be delegated and the section or regulation from which it is derived.

- *New Additions and Amendments*

Proposed new delegations to the CEO and Assessment Manager are highlighted in green.

	New Delegation
--	----------------

Proposed changes to existing delegations to the CEO and Assessment Manager are indicated by showing additional text as **red** and deleted text as ~~red-strikethrough~~.

- *Conditions and Limitations*

The detail of recommended conditions or limitations related to the Instrument of Delegation is featured in the table at the end of the Instrument.

Climate Impact Considerations

(Assessment of likely positive or negative implications of this decision will assist Council and the West Torrens Community to build resilience and adapt to the challenges created by a changing climate.)

There are no climate impacts anticipated to arise as a result of consideration of this matter.

Conclusion

Council has delegated some of its powers as a relevant authority under the *Planning, Development and Infrastructure Act 2016*. This report presents a draft revised Instrument A and proposes that the Council formally approves the recommendations to adopt the changes to the delegation framework.

Attachments**1. Draft additions and amendments to Instrument A**

AMENDING PROVISIONS TO INSTRUMENT A

**INSTRUMENT OF DELEGATION UNDER THE
PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016, REGULATIONS, PLANNING & DESIGN CODE AND PRACTICE DIRECTIONS
OF POWERS OF A COUNCIL AS:**

- **A COUNCIL;**
- **A DESIGNATED AUTHORITY;**
- **A DESIGNATED ENTITY**

NOTES

1. Conditions or Limitations: conditions or limitations may apply to the delegations contained in this Instrument. Refer to the Schedule of Conditions at the back of this document.
2. Refer to the relevant Council resolution(s) to identify when these delegations were made, reviewed and or amended.
3. All amendments in this Instrument are taken to be amending in the way prescribed to the Instrument of Delegation delegated on 16 March 2021

STATE PLANNING COMMISSION PRACTICE DIRECTION – 2 PREPARATION AND AMENDMENT OF DESIGNATED INSTRUMENTS
70. Requirements in relation to preparing an Engagement Plan
70.1 The power pursuant to clause 5(1) of the State Planning Commission Practice Direction – 2 Preparation and Amendment of Designated Instruments (PD2), to prepare an <u>an community</u> engagement plan that:
70.1.2 describes the persons or bodies to be consulted <u>on the proposed amendment of the Designated Instrument, which must include any persons or bodies:</u>
70.1.2.1 <u>require to be consulted with under a condition imposed by the Minister under Section 73(5) of the PDI Act;</u>
70.1.2.2 <u>specified by the Commission under Section 73(6)(e) of the PDI Act;</u>
70.1.2.3 <u>who must be consulted with under the Charter;</u>
70.2 <u>The power pursuant to clause 5(2) of PD2 to submit the community all engagement plans which relate to proposed preparation of or amendment to a State Planning Policy or a Regional Plan to the Commission for approval prior to commencement of formal engagement on the proposal with the exception of an amendment to the Code and a Design Standard.</u>
71. <u>Requirements in Relation to Preparing Preparation of an Engagement Report (Following Consultation)</u>

AMENDING PROVISIONS TO INSTRUMENT A
INSTRUMENT OF DELEGATION UNDER THE PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016, REGULATIONS, PLANNING AND DESIGN CODE AND PRACTICE DIRECTIONS OF
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71.1 The power pursuant to clause 6(2) of PD2 to set out in the an engagement report:
71.1.1 details of the engagement undertaken and how that engagement met the agreed community -engagement plan, and reasons for variations, if any to that the engagement plan;
71.1.3 the response to the details of, and reasons for, changes to the proposal to prepare or amend a designated instrument when compared to the proposal that was engaged on, and to specifically indicate: any proposed changes to the proposal to prepare or amend a Designated Instrument (when compared with the proposal that was engaged on) and the reasons for those proposed changes which specifically indicates:
71.1.3.1 where changes are proposed to the d Designated i nstrument based on <u>or as a result of</u> the engagement; and
71.1.3.2 any other changes <u>which are</u> proposed based on <u>or as a result of</u> additional investigations or information <u>which was</u> not available when the proposal was released for engagement.
71.2 The power pursuant to clause 6(3) of PD2 to, in the engagement report also include an evaluation of the effectiveness of the engagement that considers whether:
71.2.2 all mandatory requirements identified in the Charter have been met (where the consultation category is applicable).
72. Requirements in Relation to Initiating a Code Amendment Pursuant to Section 73 of the Act
72.1 The power pursuant to clauses 7(1) and (2) of PD 2 to lodge provide a Proposal to Initiate with the <u>Department via the SA Planning Portal Commission to initiate a code amendment that sets out:</u>
72.1.1 Code Policy – an outline of Area Affected – A map or description of the area affected by the proposed amendment;
72.1.1.1 any overlay, general policy, zone or subzones in the Code being proposed for amendment; and/or
72.1.1.2 the intended spatial application of an overlay, general policy, zone or subzone in the Code over an identified area;
72.1.2 Affected Area State Planning Policies – an identification of the relevant key state planning policies and a statement of assessment of the amendment’s consistency with those policies;
72.1.2.1 a map or description of the Affected Area;

AMENDING PROVISIONS TO INSTRUMENT A
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72.1.3 State Planning Policies Regional Plans -An indication of how the matters or issues proposed to be addressed by the amendment will relate to the relevant regional plan and any relevant infrastructure planning;
72.1.3.1 identification of the relevant principles or objectives of the State Planning Policies and an assessment of the proposed Code Amendment's alignment with those State Planning Policies;
72.1.4 Regional Plan Infrastructure Provision-
72.1.4.1 identification of relevant regional plans and assessment of how the matters or issues proposed to be addressed by the proposed Code Amendment will relate to the relevant regional plan;
72.1.4.2 an explanation of any infrastructure provision that is required and how the infrastructure provision will be provided; and
72.1.4.3 an indication whether it is likely that an infrastructure agreement or agreements will need to be entered into in connection with the code amendment process, identifying the tools that will be used for this process;
7.2.1.5 Consultation - Joint Planning Board Comments - that the Council has discussed the proposal with the relevant Regional Planning Board;
72.1.5.1 matters raised by the relevant Council and/or a relevant Joint Planning Board on the Proposal to Initiate;
72.1.5.3 details of further consultation proposed to be undertaken with respect to the proposed code Amendment;
72.1.6 Investigations - Consultation - information regarding any other consultation that has occurred;
72.1.6.1 information regarding any investigations which have already been undertaken with respect to the proposed Code Amendment;
72.1.6.2 an outline of the further investigations that will be undertaken to support the proposed Code Amendment;
72.1.6.3 details of any infrastructure required to support development arising through proposed Code Amendment and how the infrastructure will be provided;
72.1.6.4 details of any infrastructure agreement (or agreements) or infrastructure scheme which will need to be established or entered into in connection with the proposed Code Amendment;

AMENDING PROVISIONS TO INSTRUMENT A

INSTRUMENT OF DELEGATION UNDER THE PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016, REGULATIONS, PLANNING AND DESIGN CODE AND PRACTICE DIRECTIONS OF POWERS OF A COUNCIL

72.1.7 <u>Timetable</u> in relation to designating a place as a place of local heritage value or a heritage area – a heritage review prepared by a heritage architect or historian or similar occupation in accordance with the Commission’s guidelines prepared under Section 67(2)(c) of the PDI Act;
72.1.7.1 <u>an outline of the proposed timetable for each step of the Code Amendment process (ensuring that the process is completed within reasonable time limits), and a commitment from the Proponent (where it is also the Designated Entity) that it will take steps to update the timetable and seek approval from the Department if it appears that timeframes will not be met.</u>
72.1.8 in relation to designating a tree a significant tree – an assessment of the tree against the criteria under Section 68(1)(a) of the PDI Act;
72.1.9 in relation to designating a stand of trees to be significant trees – an assessment of the trees against the criteria under Section 68(1)(b) of the PDI Act;
72.2 The power pursuant to clause 7(23) of PD2 to, in addition relation to a Code Amendment which is intended to designate a place as a place of local heritage value, to provide a report which, provide:
72.2.1 <u>includes a heritage datasheet for each proposed Local Heritage Place, which includes: Timetable – an outline of the proposed timetable for each step of the process (ensuring that the process is completed within reasonable time limits); and a commitment on the part of the Council that it will take steps to update this timetable if it appears at any stage that the Council will require an extension;</u>
72.2.1.1 <u>all relevant property details and descriptions (including images);</u>
72.2.1.2 <u>historical background and thematic analysis;</u>
72.2.1.3 <u>a statement of heritage value;</u>
72.2.1.4 <u>an assessment against the Local Heritage Criteria; and</u>
72.2.1.5 <u>the extent of listing (including any exclusions);</u>
72.2.2 <u>includes an analysis of historic themes of importance to the area; Investigations – an outline of the investigations and justifications that will be undertaken (and those that may have already been undertaken) and the form that those investigations will take in order to address the strategic and social, economic and environmental issues of the proposed amendment, or an explanation and summary of the investigations undertaken and how these support the amendment.</u>
72.2.3 <u>is prepared by a heritage architect, historian or person with similar qualifications, skills or experience; and</u>
72.2.4 <u>is otherwise prepared in accordance with any guidelines prepared and published by the Commission under Section 67(2)(c) of the PDI Act.</u>

72.3 <u>The power pursuant to clause 7(4) of PD2 in relation to a Code Amendment which is intended to designate a tree (or stand of trees) as a significant tree (or trees), to provide a report which:</u>
72.3.1 <u>includes relevant details and descriptions of the tree or stand of trees (including images as necessary);</u>
7.2.3.2 <u>includes an assessment of the tree (or stand of trees) against the Significant Tree Criteria;</u>
72.3.3 <u>is prepared by an urban planner, arborist or person with qualifications, skills or experience relevant to the assessment in the report.</u>
73. <u>Requirements in Relation to Preparation of the a Draft Proposal Code Amendment (Prior to Consultation) and Decision</u>
73.1 <u>The power pursuant to clause 8(1) of PD 2 to, prior to consultation occurring on a draft Code Amendment, to prior to consultation, provide to the Department:</u>
73.1.1 <u>carry out investigations and obtain such information; instructions that set out the intent of the proposed policy amendment for the purposes of the Department writing the draft Code Policy for the Council;</u>
73.1.1.1 <u>as provided in the Proposal to Initiate approved by the Minister;</u>
73.1.1.2 <u>as required under any conditions imposed by the Minister under Section 73(5)(b) of the PDI Act; and</u>
73.1.1.3 <u>as specified by the Commission under Sections 73(6)(e) or 73(6)(f) of the PDI Act;</u>
73.1.2 <u>provide the Department with; any maps in an industry standard GIS format to enable the production version of mapping to be prepared and returned to the Council;</u>
73.1.2.1 <u>written instructions (in a form acceptable to the Department) that set out the intent of the proposed Code Amendment for the purposes of the Department writing the draft policy for inclusion in the draft Code Amendment; and</u>
73.1.2.2 <u>mapping instructions or a description of the Affected Area (in a form acceptable to the Department) in order to enable the Department to prepare and provide to the Designated Entity, mapping which is suitable for inclusion in the draft Code Amendment;</u>
73.1.3 <u>prepare the draft Code Amendment in accordance with the approved Proposal to Initiate and any conditions imposed by the Minister under Section 73(5)(b) of the PDI Act and the requirements of this Practice Direction;</u>

AMENDING PROVISIONS TO INSTRUMENT A
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73.1.4 provide the Department with written instructions (in a form acceptable to the Department) to prepare the SA Planning Portal for consultation on the draft Code Amendment; and
73.1.5 provide the Department with the engagement plan prepared (and approved, if required) under these Practice Directions, for the purpose of the Department publishing the engagement plan on the SA Planning Portal, in relation to heritage lists a local heritage data sheet and a significant trees data sheet.
73.2 The power pursuant to clause 8(2) of PD2, where an engagement plan is amended during any period of consultation or at any time prior to finalisation of the engagement report under the Practice Directions, to provide the Department with the engagement plan (as updated) for the purpose of the Department publishing the updated engagement plan on the SA Planning Portal, if amendments are proposed to the consultation versions, to provide to the Department:
73.2.1 instruction to write the amendments to the Code Policy;
73.2.2 amendments to the maps in an industry standard GIS format to enable the production version of mapping to be prepared and returned to the Council
74. Requirements For a in Relation to Preparation of the Draft Code Amendment Proposal for Consultation
74.1 The power pursuant to clause 9(1) of PD2 to, for engagement purposes, support a draft Code a Amendment by the following information:
74.1.1 an explanation of the current code policy as it applies to the Affected Area (at the time of preparation of the draft Code Amendment) about why and how the Code is proposed to be amended;
74.1.2 an explanation of the amendments to the Code policy proposed for the Affected Area; an assessment of the amendment against the relevant provisions of State Planning Policies and the relevant regional plan;
74.1.3 an assessment of the strategic planning outcomes intended to be achieved through the draft Code Amendment, including an analysis of the consistency of the draft Code Amendment with the relevant provisions of State Planning Policies, the Regional Plan and any other relevant strategic plans; if any amendment is not fully consistent with the State Planning Policies or the region plan, to so specifically identify that and include an explanation setting out the reason or reasons for the inconsistency;
74.1.4 a summary and explanation of the investigations undertaken and how these support the draft Code Amendment; and an explanation and summary of the investigations undertaken and how these support the amendment;
74.1.5 an explanation of any infrastructure or services required to support development facilitated by the proposed Code Amendment, and an explanation of how and when provision that is required and how the infrastructure will be provided.
75. Requirements in Relation to Complying Changes to the Code Under Section 75
75.1 The power pursuant to clause 11(1) of PD2, in relation to a proposal to agree to a complying change to the Code under Section 75 of the PDI Act, to provide the following information to the d Department:

AMENDING PROVISIONS TO INSTRUMENT A

INSTRUMENT OF DELEGATION UNDER THE PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016, REGULATIONS, PLANNING AND DESIGN CODE AND PRACTICE DIRECTIONS OF POWERS OF A COUNCIL

75.1.1 description of the relevant recommendations in the Regional Plan which relate to the proposed Code Amendment, including any specific maps or other specific information which clearly and expressly identify the changes relevant to the proposed Code Amendment; a reference to the documentation and recommendation in relation to the proposed amendment in the relevant regional plan;
75.1.2 a summary of the any consultation which has occurred in accordance with the Charter that has occurred in relation to the proposal proposed Code Amendment or the relevant Regional Plan, including a copy of the engagement report including reference to the Engagement Report prepared for the relevant rRegional pPlan and any additional consultation that has occurred for the proposed Code Amendment;
75.1.3 written instructions (in a form acceptable to the Department) that set out the intent of the proposed Code Amendment policy amendment for the purposes of the dDepartment writing the draft Code Policy for inclusion in the Council-draft Code Amendment; and
75.1.4 mapping instructions or a description of the Affected Area (in a form acceptable to the Department) in order to any maps in an industry-standard GIS format to enable the Department to prepare and provide to the Designated Entity, mapping which is suitable for inclusion in the draft Code Amendment. production version of mapping to be prepared and returned to the Council.
76. Requirements in Relation to Early Commencement of a Code Amendment Under Section 78
76.1 The power pursuant to clause 12(1) of PD2, in relation to a request for early commencement of a eCode a Amendment under Section 78 of the PDI Act to come into operation without delay, to provide to the dDepartment :
76.1.1 explanation, justification and evidence as necessary to demonstrate how early commencement of the Code Amendment is- an explanation about how early commencement is required to counter applications for undesirable development (development that would detract from, negate the object of the amendment) during consultation and consideration of the code amendment;
76.1.1.1 necessary in the interest of the orderly and proper development of an area of the state; and
76.1.1.2 required in order to counter applications for undesirable development (which should identify possible future development that would detract from or negate the object of the proposed Code Amendment) ahead of the outcome of consideration of the Code Amendment
76.1.2 written instructions (in a form acceptable to the Department) that set out the intent of the proposed Code Amendment policy-amendment for the purposes of the Department writing the draft Code P policy for inclusion in the draft Code Amendment; and the Council;
76.1.3 mapping instructions or a description of the Affected Area (in a form acceptable to the Department) in order to enable the Department to prepare and provide to the Designated Entity, mapping which is suitable for inclusion in the draft Code Amendment. any maps in an industry-standard GIS format to enable the production version of mapping to be prepared and returned to the Council.
URBAN TREE CANOPY OFF-SET SCHEME
83. Use of Money From Fund
83.1 The power pursuant to clause 9 of the Urban Tree Canopy Off-set Scheme (UTCOS) to use money distributed from the fund for any of the following purposes (and for no other purpose):
83.1.1 to provide for the planting, establishment and maintenance of trees within reserves or public land anywhere within a designated local government area; or
83.1.2 the purchase of land within a designated local government area to ensure:
83.1.2.1 the preservation of trees; or
83.1.2.2 that trees can be established in an area with a low urban tree canopy level or a demonstrated urban tree canopy loss.

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SCHEDULE OF CONDITIONS

CONDITIONS OR LIMITATIONS

Paragraph(s) in instrument to which conditions/limitations apply	Conditions / Limitations
Nil	Nil

18 LOCAL GOVERNMENT BUSINESS

Nil

19 MEMBER'S BOOKSHELF

Nil

20 CORRESPONDENCE**20.1 Lodging of Returns - Elected Members and CEOs**

Correspondence has been received from the Deputy Premier, Attorney-General and Minister for Planning and Local Government, the Hon. Vickie Chapman MP, issuing a reminder for elected council members and CEOs regarding the lodging of returns (**Attachment 1**).

20.2 2020/21 Infrastructure Grant Programs

Correspondence has been received from the Minister for Recreation, Sport and Racing, the Hon. Corey Wingard MP, regarding Council's applications for Infrastructure Grants for Camden Oval and Peake Gardens Riverside Tennis Club (**Attachment 2**).

20.3 Local Government Library Services - State Government Funding Support

Correspondence has been received from the Premier of South Australia, the Hon. Steven Marshall MP, acknowledging Council's letter dated 27 May 2021 in relation to State Government Financial Support for Local Government Library Services (**Attachment 3**).

RECOMMENDATION

That the correspondence be received.

Attachments**20.1 Lodging of Returns - Elected Members and CEOs****20.2 2020/21 Infrastructure Grant Programs****20.3 Local Government Library Services - State Government Funding Support**

The Hon Vickie Chapman MP

21MLG0475

31 May 2021

Mr Terry Buss
Chief Executive Officer
City of West Torrens

By email:



Government of South Australia

Deputy Premier

Attorney-General

Minister for Planning
and Local Government

GPO Exchange
10 Franklin Street
Adelaide SA 5000

GPO Box 464
Adelaide SA 5001
DX 336

Tel 08 8207 1723
Fax 08 8207 1736

Dear Mr Buss

As you may be aware, the South Australian Civil and Administrative Tribunal (SACAT) recently considered an application by the Chief Executive Officer (CEO) of the District Council of Tumby Bay (the Council) to restore the Mayor and all six councillors to office following their respective offices becoming vacant as a result of failures to lodge their ordinary returns in 2019.

I am advised this situation has affected the whole of Council membership twice in the past 20 years. The first occurred after the commencement of the *Local Government Act 1999* (the Act), when the requirements were still new. Despite this rare occurrence, it is timely to remind all elected council members and CEOs of their obligations in relation to the lodging of returns under the Act.

Primary returns

Each person who is elected or appointed to a council for the first time, or elected or appointed after a period of absence during which time they were not a council member, must submit a primary return to the CEO **within six weeks** after election or appointment.

Ordinary returns

Each member is required to submit an ordinary return (which is an annual return) to the CEO **within 60 days after 30 June each year**.

It is important to note that members who are required to submit a primary return will be required to submit two returns—the primary and the ordinary—within the 10-month time frame following a periodic election.

Failure to submit a return

If a member fails to submit a return within the time allowed, the CEO of the council is required to notify the member as soon as practicable, by registered mail, and provide specific information about the consequences of failing to submit the return.

If a member fails to submit a return within one month of the time allowed, their office becomes vacant. Section 40 of the Act, however, provides that 'no act or proceedings of a council is invalid by reason of a vacancy or vacancies in the membership of the council'.

Changes under the Statutes Amendment (Local Government Review) Bill 2020

Under changes proposed by the Statutes Amendment (Local Government Review) Bill 2020 (the Bill), the failure of a member to submit a return within one month of the time allowed will result in an automatic suspension, without allowance, rather than a vacancy.

The member will remain suspended until they submit the return. If the suspension continues for longer than a prescribed period (proposed to be 12 months), the council must apply to SACAT for an order disqualifying the member from office.

Please note that I am not proposing any further amendments to the Act in relation to these requirements at this time.

Following passage of the Bill through Parliament, in anticipation of the commencement of the relevant provisions, the Office of Local Government will prepare guidance material on these new requirements.

Additionally, Local Government Association of South Australia (LGA) has published a document entitled *Guidelines for Primary and Ordinary Returns for Council Members*. I have asked the LGA to consider any changes to these guidelines to clarify the current requirements.

I also encourage your council to consider the procedures or systems it can put in place to ensure compliance with these requirements.

Yours sincerely



VICKIE CHAPMAN MP
DEPUTY PREMIER
MINISTER FOR PLANNING AND LOCAL GOVERNMENT

Hon Corey Wingard MP



Government of South Australia

Minister for Infrastructure
and Transport

Minister for Recreation,
Sport and Racing

GPO Box 668
ADELAIDE SA 5001
DX 450

T: (08) 8490 6200

E: MinisterWingard@sa.gov.au

21EXT0136

Mr Dean Ottanelli
Manager, City Property
City of West Torrens

By email: csu@wtcc.sa.gov.au

Dear Mr Ottanelli

Since 2018, the Marshall Government is proud to have committed more than \$390 million to supporting sport and active recreation infrastructure and programs throughout South Australia.

We are excited to build South Australian community and grassroots sport through the latest suite of Infrastructure Projects Grant Programs which include the Regional and Districts Facilities Program, Grassroots Facilities Program and Community Recreation and Sport Facilities Program.

I refer to your recent request for funding through the 2020/21 suite of Infrastructure Grant Programs.

I am delighted to inform you that your application has been successful in receiving funding for the following project:

Project Title: To construct four new tennis courts with shelter and storage facility, unisex toilets and install LED floodlighting (200 lux) at Camden Oval, Novar Gardens.

Grant Amount: \$300,000

Project Title: To redevelop the clubroom facility incorporating external access to canteen and toilets, kitchen and bar area, hall space, female, male and unisex change rooms and toilet facilities at Peake Gardens Riverside Tennis Club, Marleston.

Grant Amount: \$959,750

This funding will be subject to your organisation entering into a grant agreement with the Government of South Australia. The Office for Recreation, Sport and Racing (ORSR) will forward the formal grant agreement to you through SmartyGrants in due course.

To ensure you are well informed I wish to advise some key requirements that your Grant Agreement will contain:

- Construction of the project must begin within six months of receipt of funding.
- You are required to report quarterly at a minimum on the progress of the project.
- You are required to report annually on the expenditure of the grant.

If you require further information in relation to this funding, please contact the ORSR's Funding Services team on 1300 714 990 or ORSR.Grants@sa.gov.au.

I trust the financial assistance provided will have a positive impact on your organisation, as well as see many positive benefits for active recreation and sport within the community.

Yours sincerely



Hon Corey Wingard MP
Minister for Recreation, Sport and Racing

20 / 5 / 2021



THE HON STEVEN MARSHALL MP

PREMIER OF SOUTH AUSTRALIA

B1063856

Mayor Michael S Coxon
City of West Torrens
165 Sir Donald Bradman Drive
HILTON SA 5033
Email: mayorcoxon@wtcc.sa.gov.au

Dear Mayor,

Michael

I write to thank you for your recent letter to the Hon Vickie Chapman MP, Attorney-General, regarding State Government funding for South Australian public libraries. Given this matter falls within my portfolio of responsibilities, I am pleased to provide this response.

Please be assured, my Government is committed to addressing the information needs of South Australians through our public library network.

You may be aware the Local Government Association of South Australia (LGASA) is negotiating a new Memorandum of Agreement with the Libraries Board of South Australia. To develop a new Agreement that meets the needs of the public library network into the future, the Libraries Board of South Australia is committed to ensuring the best use of State Government funding for the network.

This will be the first agreement where the Libraries Board and employees of the State Library and Public Library Services will be responsible for developing the terms and conditions of the agreement with the LGASA. This will enable the Board to deliver outcomes under a new agreement that are consistent with the Libraries Act 1982.

I understand the Libraries Board is confident it can soon deliver a new agreement for my Government's consideration and I look forward to an even stronger partnership within public libraries as a result.

Yours sincerely,

A handwritten signature in blue ink, appearing to read 'Steven Marshall'.

Hon Steven Marshall MP
PREMIER OF SOUTH AUSTRALIA

3 / 6 / 2021

cc: Hon Vickie Chapman MP, Attorney-General

State Administration Centre 200 Victoria Square Adelaide SA 5000
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www.premier.sa.gov.au

From the Office of the Mayor

27 May 2021

Ms Vickie Chapman
Deputy Premier
Attorney-General
Minister for Planning and Local Government
GPO Box 464
ADELAIDE SA 5001

By email: AttorneyGeneral@sa.gov.au

Dear Ms Chapman

Re: State Government Financial Support for Local Government Library Services

Firstly, on behalf of the City of West Torrens, I would like to express my City's gratitude for the financial support that the State Government has contributed towards the provision of our Library services. In the past 10 years the City of West Torrens Library has been the beneficiary of a total of \$4.183m through materials and library operating grants.

Secondly, our Library is not just a Library in the traditional sense. It has become a centre of community engagement and learning and we are very concerned that any proposed reduction in State Government funding will negatively impact the intellectual, literary and community services that are provided to the West Torrens and broader community.

Finally, may I encourage the State Government to reconsider any proposal to reduce funding and respectfully request that the current funding levels for our library services be reinstated moving forward.

Yours sincerely

Michael S Coxon
Mayor

21 CONFIDENTIAL

Nil

22 MEETING CLOSE

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1 MEETING OPENED**2 PRESENT****3 APOLOGIES****Apologies****Committee Members:**

Cr Simon Tsiaparis

4 DISCLOSURE STATEMENTS

Committee Members are required to:

1. Consider Section 73 and 75 of the *Local Government Act 1999* and determine whether they have a conflict of interest in any matter to be considered in this Agenda; and
2. Disclose these interests in accordance with the requirements of Sections 74 and 75A of the *Local Government Act 1999*.

5 CONFIRMATION OF MINUTES**RECOMMENDATION**

That the Minutes of the meeting of the City Finance and Governance Committee held on 18 May 2021 be confirmed as a true and correct record.

6 COMMUNICATIONS BY THE CHAIRPERSON**7 QUESTIONS WITH NOTICE**

Nil

8 QUESTIONS WITHOUT NOTICE**9 MOTIONS WITH NOTICE**

Nil

10 MOTIONS WITHOUT NOTICE

11 CITY FINANCE & GOVERNANCE REPORT

11.1 Creditor Payments

Brief

This report tables a schedule of creditor payments for May 2021.

RECOMMENDATION

The Committee recommends to Council that the schedule of creditor payments for May 2021 be received.

Discussion

A schedule of creditor payments totalling \$3,838,800.79 (\$3,839,442.62 in April 2021) is attached for the information of Elected Members. Notable items include:

- A payment to Solo Resource Recovery of \$569,079.01 for both waste collection and disposal for April 2021 (refer ref. no. 438);
- A payment to Camco SA Pty Ltd of \$310,928.85 for road reconstruction and stormwater drainage works (refer ref. no. 89);
- Payments to SA Water totalling \$285,136.66 for quarterly water rates (refer ref. nos. 416 to 418);
- A payment to Data#3 Limited of \$133,800.76 for computer software (refer ref. no. 153);
- A payment to Knox Constructions Pty Ltd of \$130,650.19 for various road treatments (refer ref. no. 291);

Climate Impact Considerations

(Assessment of likely positive or negative implications of this decision will assist Council and the West Torrens Community to build resilience and adapt to the challenges created by a changing climate.)

The report includes creditor payments on projects and initiatives that aim to mitigate Council's impact on the climate.

Conclusion

A schedule of creditor payments for May 2021 is provided for Elected Members' information and review.

Attachments

- 1. Creditor Payments for the month of May 2021**

ACCOUNTS DUE AND SUBMITTED TO THE FINANCE AND GOVERNANCE STANDING COMMITTEE MEETING
15 JUNE 2021

Ref No.	Cheque/ EFT No.	Payee	Invoice Description	Payment Total
1	EFT67389	Ace Rent a Car	Vehicle Hire	1,155.00
2	EFT67435	Adam Newton	Reimburse Expenses	150.00
3	EFT67614	Adami's Sand & Metal	Depot Supplies	38.50
4	EFT67613	Adbri Masonry Pty Ltd	Pavers	1,909.88
5	EFT67386	Adelaide Airport Limited	Depot Rent	51,761.90
6	EFT67746	Adelaide Baseball Club	Facility Hire	1,122.00
7	EFT67744	Adelaide Belt & Hose Dist Pty Ltd	Vehicle Maintenance	55.54
8	EFT67616	Adelaide Chainwire & Fencing	Fencing	462.00
9	EFT67606	Adelaide Cleaning Equipment Pty Ltd	Cleaning Equipment	30.00
10	EFT67615	Adelaide Safety Supplies Pty Ltd	First Aid Supplies	87.23
11	EFT67387	Adelaide Sewing Centre	Service Sewing Machine	104.90
12	EFT67753	Adelaide University Judo Club	Active Ageing Program	50.00
13	EFT67752	Adelaide Waste & Recycling Centre	Rubbish Disposal	9,812.19
14	EFT67477	Adelaide Waste & Recycling Centre	Rubbish Disposal	28,189.00
15	EFT67754	AdMerch	Depot Supplies	1,814.12
16	EFT67385	Adrian Brien Pty Ltd	Vehicle Maintenance	69,540.47
17	EFT67471	Advam Pty Ltd	Transaction Fees	366.76
18	EFT67749	Advanced Plastic Recycling	Park Benches	4,373.60
19	EFT67612	AE Mechanics	Vehicle Maintenance	808.50
20	EFT67610	AGL South Australia Pty Ltd	Power	1,824.21
21	EFT67475	Align Advisors	Professional Fees	2,062.50
22	EFT67600	Alistair Shimmin	Compost Bin Rebate	50.00
23	EFT67745	Allen Press Pty Ltd	Business Cards	390.50
24	EFT67605	Allin Towbars Pty Ltd	Vehicle Maintenance	3,099.60
25	EFT67607	AlSCO Pty Ltd	Dry Cleaning	26.07
26	EFT67391	AMC Commercial Cleaning	Cleaning	3,095.60
27	EFT67883	Andrew Hamilton	Compost Bin Rebate	50.00
28	EFT67733	Angella Fraser	Refund Overpaid Rates	635.05
29	EFT67472	Animal Management Services Pty Ltd	Doggy Bags	2,402.40
30	EFT67743	Animal Welfare League SA	Impound Dogs	3,112.00
31	EFT67476	Aquarium Aid	Library Aquarium Maintenance	109.00
32	EFT67611	Ashdown Ingram Thebarton	Depot Supplies	706.89
33	EFT67465	Asimakis Patitsas	Rainwater Tank Rebate	300.00
34	EFT67388	ATF Services Pty Ltd	Camera Hire	3,466.35
35	EFT67604	Athinda Aluthwala	Refund Overpaid Rates	1,814.50
36	EFT67747	Attorney-General's Department	Expiation Lodgement Fees	4,117.30
37	EFT67473	Attorney-General's Department	E-Planning Contribution	59,443.20
38	EFT67748	Australasian Fleet Managers Assoc	Membership	465.00
39	EFT67742	Australia Post	Postage	3,561.25
40	EFT67480	Australia Post	Agency Collection Fees	914.98
41	EFT67474	Australia Post	Postage	14,870.42
42	EFT67608	Australian Communications & Media Authority	Licence Renewal	1,014.00
43	EFT67390	Australian Green Clean	Cleaning	5,973.21
44	EFT67751	Australian Green Clean	Cleaning	6,425.98
45	EFT67750	Australian Local Government Association	Conference Registration	6,509.00
46	EFT67609	Australian Red Cross	Covid 19 Recovery Grant	13,280.69
47	EFT67697	BA & KA Paterson	Building Maintenance	2,185.70
48	EFT67442	BA & KA Paterson	Building Maintenance	2,571.25
49	EFT67835	BA & KA Paterson	Building Maintenance	2,621.30
50	EFT67564	BA & KA Paterson	Building Maintenance	2,816.55
51	EFT67758	Bakjac Consulting	Professional Fees	1,232.00
52	EFT67487	Banh Mi Cafe	Catering	121.40
53	EFT67621	Battery World Hilton	Batteries	262.65
54	EFT67761	BCE & CJ Electrical	Electrical	15,944.89
55	EFT67484	Belair Turf Management Pty Ltd	Oval Maintenance	1,888.70
56	EFT67618	Belair Turf Management Pty Ltd	Oval Maintenance	2,004.20
57	EFT67491	Bells Pure Ice	Depot Supplies	95.04
58	061585	Ben McInerney	Refund Licence Fee	725.00
59	EFT67888	Bevelon Investments Pty Ltd	Refund Overpaid Rates	8,088.00
60	EFT67756	Bianco Construction Supplies	Depot Supplies	66.00

ACCOUNTS DUE AND SUBMITTED TO THE FINANCE AND GOVERNANCE STANDING COMMITTEE MEETING
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Ref No.	Cheque/ EFT No.	Payee	Invoice Description	Payment Total
61	EFT67620	Bianco Hiring Service Pty Ltd	Hire Ablution Block / Site Hut	844.80
62	EFT67763	Bilingual & Educational Publishing	Library Books	15.00
63	EFT67393	BioBag World Australia Pty Ltd	Kitchen Caddies	2,692.80
64	EFT67720	BJ Thompson	Reimburse Volunteer Expenses	34.56
65	EFT67489	Blind Golf South Australia Inc	Sponsorship Grant	2,500.00
66	EFT67394	Blue Velvet Adelaide	Think Buy Be Local Voucher Reimbursement	75.00
67	EFT67625	Blue Velvet Adelaide	Think Buy Be Local Voucher Reimbursement	75.00
68	EFT67490	Blue Velvet Adelaide	Catering	1,150.00
69	EFT67482	Bob Baker	Reimburse Volunteer Expenses	110.88
70	EFT67617	BOC Limited	Depot Supplies	541.60
71	EFT67759	Bowden Print Group Pty Ltd	Printing	858.00
72	EFT67624	BR Construction Supplies	Depot Supplies	616.00
73	EFT67551	Branka Dzalto	Reimburse Expenses	150.00
74	EFT67760	Brendan Fewster Planning and Development	Professional Fees	4,752.00
75	EFT67623	Brendan Fewster Planning and Development	Professional Fees	6,336.00
76	EFT67521	Brenton Gill	Reimburse Volunteer Expenses	43.20
77	EFT67794	Brenton Gill	Reimburse Volunteer Expenses	43.92
78	EFT67478	Bruce Amos	Reimburse Volunteer Expenses	54.72
79	EFT67819	Bucher Municipal Pty Ltd	Vehicle Maintenance	16,536.68
80	EFT67392	Bundaleer Apiaries	Wasp Removal	186.00
81	EFT67485	Bundaleer Apiaries	Wasp Removal	831.00
82	EFT67481	Bunnings Building Supplies Pty Ltd	Maintenance Supplies	1,029.19
83	EFT67483	Business SA	Staff Training	1,166.00
84	EFT67395	Cabcharge Australia Pty Ltd	Cab Fares	187.35
85	061597	Caitlin Shepperd	Junior Development Grant	200.00
86	EFT67630	Calibration Management Services	Calibration	570.90
87	EFT67766	Calypso Tree Co Pty Ltd	Tree Maintenance/Planning Advice	4,422.00
88	EFT67629	Calypso Tree Co Pty Ltd	Planning Advice	5,060.00
89	EFT67764	Camco SA Pty Ltd	Roadworks	310,928.85
90	061592	Cancelled		
91	EFT67399	Canon Australia Pty Ltd	Copier Charges	90.59
92	EFT67772	Care Distributors Pty Ltd	Depot Supplies	4,864.11
93	061588	Carol Ann Booth	Compost Bin Rebate	50.00
94	EFT67469	Carolyn Koch	Compost Bin Rebate	50.00
95	EFT67494	Carroll & Richardson - Flagworld Pty Ltd	Flags	1,798.50
96	EFT67628	Carvosso Constructions & Building Services	Building Maintenance	17,487.80
97	EFT67493	Cash Security Services Pty Ltd	Banking	629.20
98	EFT67497	Chess School SA	Library Program	160.00
99	061593	Childhood Cancer Association	Thebarton Community Centre Bond Return	120.00
100	EFT67731	Chris Nesbit	Rainwater Tank Rebate	50.00
101	EFT67633	Chubb Fire & Security Ltd	Security	770.11
102	EFT67495	City Circle Newsagents	Library Magazines	46.45
103	061591	City of Port Adelaide Enfield	Transfer Personal Leave	2,758.13
104	061584	City of West Torrens Petty Cash	Petty Cash	3,856.20
105	EFT67397	Civica Pty Ltd	Software Support	33,737.13
106	EFT67636	Civil Contractors Federation South Aust Ltd	Staff Training	2,495.00
107	EFT67769	Cleanaway Pty Ltd	Rubbish Disposal	807.29
108	EFT67767	Cleanaway Pty Ltd	Rubbish Disposal	683.39
109	EFT67768	Cleanaway Pty Ltd	Rubbish Disposal	1,041.59
110	EFT67492	Clever Patch Pty Ltd	Library Supplies	448.37
111	EFT67639	Click Promos	Promotional Products	1,430.00
112	EFT67637	CMG Adelaide	Vehicle Maintenance	1,001.00
113	EFT67626	CMI Hino	Vehicle Maintenance	465.35
114	EFT67496	ColleaguesNagels Pty Ltd	Printing	487.35
115	EFT67396	Commercial Food Equipment	Kitchen Supplies	675.40
116	EFT67402	Complete Security Solutions (Aust) Pty Ltd	Building Maintenance	5,814.53
117	EFT67631	Computers Now Pty Ltd	Computer Equipment	2,295.57
118	EFT67398	Comware Pty Ltd	Stationery	78.65
119	EFT67499	Comwide Radio Services	Vehicle Maintenance	507.49
120	EFT67556	Consolidated Landscape Services Pty Ltd	Landscaping	9,476.64

ACCOUNTS DUE AND SUBMITTED TO THE FINANCE AND GOVERNANCE STANDING COMMITTEE MEETING
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Ref No.	Cheque/ EFT No.	Payee	Invoice Description	Payment Total
121	EFT67436	Consolidated Landscape Services Pty Ltd	Landscaping	26,310.48
122	EFT67632	Continuum Care Australia Pty Ltd	Home Support Services	1,376.37
123	EFT67634	Coptic Orthodox Church SA Aust Inc	Community Grant	5,000.00
124	EFT67627	Cornes Toyota	Vehicle Maintenance	617.10
125	EFT67400	Corporate Health Group Pty Ltd	Medical	726.10
126	EFT67771	Corporate Health Group Pty Ltd	Medical	1,028.70
127	EFT67401	Corporate Platters	Catering	870.00
128	EFT67635	Cowandilla Charcoal Chickens	Catering	228.00
129	EFT67549	Cr Anne McKay	Elected Members Allowance	3,085.00
130	EFT67571	Cr Brandon Reynolds	Elected Members Allowance	6,757.00
131	EFT67688	Cr Cindy O'Rielly	Reimburse Expenses	60.00
132	EFT67558	Cr Cindy O'Rielly	Elected Members Allowance	4,054.00
133	EFT67503	Cr Daniel Huggett	Elected Members Allowance	3,243.00
134	EFT67597	Cr David Wilton	Elected Members Allowance	6,757.00
135	EFT67548	Cr Dominic Mugavin	Elected Members Allowance	6,937.00
136	EFT67561	Cr Elisabeth Papanikolaou	Elected Members Allowance	5,405.00
137	EFT67723	Cr George Vlahos	Reimburse Expenses	240.00
138	EFT67592	Cr George Vlahos	Elected Members Allowance	6,757.00
139	EFT67553	Cr Graham Nitschke	Elected Members Allowance	5,802.00
140	EFT67596	Cr Jassmine Wood	Elected Members Allowance	6,817.00
141	EFT67594	Cr John Woodward	Elected Members Allowance	6,937.00
142	EFT67537	Cr Kym McKay	Elected Members Allowance	4,757.00
143	EFT67587	Cr S Tsiaparis	Elected Members Allowance	4,572.00
144	EFT67560	Cr Surender Pal	Elected Members Allowance	5,044.00
145	EFT67638	Croydon Upholsterers	Reupholster Chairs	1,980.00
146	EFT67500	Croydon Upholsterers	Reupholster Chairs	3,960.00
147	061587	Cystic Fibrosis SA	Staff Casual Day Donations	81.10
148	EFT67776	Daimler Trucks Adelaide	Vehicle Maintenance	3,831.08
149	EFT67781	Dallas Equipment	Contractor	154.00
150	EFT67406	Dallas Equipment	Contractor	1,738.00
151	EFT67508	Dallas Equipment	Contractor	1,815.00
152	EFT67726	Dana Wilkinson	Reimburse Expenses	264.00
153	EFT67780	Data#3 Limited	Computer Software	133,800.76
154	EFT67773	Database Consultants Australia	Computer Equipment	1,936.00
155	EFT67640	Databasics Pty Ltd	Software Licence Renewal	4,900.50
156	EFT67642	Datacom Systems (AU) Pty Ltd - SA Division	Computer Equipment	2,919.92
157	EFT67644	Department for Energy and Mining	Library Supplies	340.00
158	EFT67501	Department of Environment, Water and Natural Resources	Referral Fees	197.00
159	EFT67866	Department of Planning, Transport and Infrastructure	Street Lighting / Vehicle Searches	24,263.86
160	EFT67506	Detail Survey & Design	Survey	787.50
161	EFT67778	Dial Before You Dig SA/NT Inc	Monthly Referral Fee	448.91
162	EFT67873	Diane Wolter	Reimburse Volunteer Expenses	26.64
163	EFT67779	Direct Comms Pty Limited	TXT2U Messages	319.37
164	EFT67405	Direct Comms Pty Limited	TXT2U Messages	1,102.31
165	EFT67777	Direct Mix Concrete Sales	Concrete	3,601.06
166	EFT67507	Dish Bakehouse Torrensville	Catering	558.00
167	EFT67505	Dolphin Fish Shop	Think Buy Be Local Voucher Reimbursement	25.00
168	EFT67643	Dolphin Fish Shop	Think Buy Be Local Voucher Reimbursement	25.00
169	EFT67403	Dolphin Fish Shop	Think Buy Be Local Voucher Reimbursement	50.00
170	EFT67641	dormakaba Australia Pty Ltd	Building Maintenance	2,691.35
171	EFT67870	Dot Vanson	Reimburse Expenses	150.00
172	EFT67729	Downer EDI Works Pty Ltd	Roadworks	387.75
173	EFT67544	Dr Joseph Magliaro	Professional Fees	620.00
174	EFT67504	Drakes Supermarket	Active Ageing Program Supplies	289.95
175	EFT67774	Dulux Australia	Paint	266.25
176	EFT67584	DWS Advanced Business Solutions	DBA Support	1,650.00
177	EFT67409	E10 Espresso	Think Buy Be Local Voucher Reimbursement	25.00
178	EFT67514	Easy AV	AV Services	880.00
179	EFT67649	EatFirst	Milk	35.35
180	EFT67784	EatFirst	Milk	35.35

ACCOUNTS DUE AND SUBMITTED TO THE FINANCE AND GOVERNANCE STANDING COMMITTEE MEETING
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Ref No.	Cheque/ EFT No.	Payee	Invoice Description	Payment Total
181	EFT67513	EatFirst	Milk	70.70
182	EFT67785	EGM Recruitment Pty Ltd	Temp Staff	2,917.20
183	EFT67650	EGM Recruitment Pty Ltd	Temp Staff	3,260.40
184	EFT67515	EGM Recruitment Pty Ltd	Temp Staff	5,984.55
185	EFT67846	Electoral Commission of SA	Representation Review Contribution	3,028.32
186	EFT67783	EMA Consulting	Professional Fees	2,255.00
187	EFT67511	EMA Legal (Lawyers)	Legal Fees	244.42
188	EFT67408	Environmental Health Australia (SA) Inc	Staff Training	55.00
189	EFT67775	EP Draffin Manufacturing Pty Ltd	Bin Stands	5,045.70
190	EFT67647	Equipment Solutions Pty Ltd	Depot Supplies	481.10
191	EFT67648	Esar Home Care	Home Support Services	332.51
192	EFT67740	Esther Simbi	Thebarton Community Centre Bond Return	870.00
193	EFT67512	Exact Cleaning & Maintenance Services Pty Ltd	Cleaning	3,813.34
194	EFT67510	Express Signlab	Signage	1,760.00
195	EFT67415	Farrago Skin and Body	Think Buy Be Local Voucher Reimbursement	25.00
196	EFT67519	Filipino Settlement Coordinating Council of SA Inc	Sponsorship	5,000.00
197	EFT67788	Fine Choice Distribution Pty Ltd	Coffee	197.80
198	EFT67786	Finsbury Green	Printing	5,388.79
199	EFT67466	Fiona Webb	Rainwater Tank Rebate	50.00
200	EFT67414	First Senses	Library Program	325.00
201	EFT67517	Flashbay Pty Ltd	Promotional Products	4,893.90
202	EFT67789	Fleet Complete Australia Pty Ltd	Support	545.93
203	EFT67787	Flightpath Architects Pty Ltd	Heritage Advisory Services	5,348.45
204	EFT67655	Flowers Everywhere	Wreath	90.00
205	EFT67411	Forpark Australia (SA)	Playground Equipment	1,100.00
206	EFT67652	Fragglerocc Pty Ltd	Roadworks	2,816.00
207	EFT67518	Fragglerocc Pty Ltd	Roadworks	4,013.99
208	EFT67790	Fragglerocc Pty Ltd	Roadworks	5,500.00
209	EFT67410	Frank Siow Management Pty Ltd	Professional Fees	12,474.00
210	EFT67412	Franzon's Hilton Hotel	Think Buy Be Local Voucher Reimbursement	100.00
211	EFT67516	Franzon's Hilton Hotel	Think Buy Be Local Voucher Reimbursement	100.00
212	EFT67651	Franzon's Hilton Hotel	Think Buy Be Local Voucher Reimbursement	125.00
213	EFT67520	Froth & Fodder	Think Buy Be Local Voucher Reimbursement	50.00
214	EFT67413	Froth & Fodder	Think Buy Be Local Voucher Reimbursement	150.00
215	EFT67654	Froth & Fodder	Think Buy Be Local Voucher Reimbursement	175.00
216	EFT67701	Fulham Community Centre	Partnership Agreement	14,355.83
217	EFT67659	Garrard's Pty Ltd	Rat Bait	864.60
218	EFT67523	Genpower Australia Pty Ltd	Generator Service	1,829.58
219	EFT67603	Georgina Reeks	Refund Overpaid Rates	501.45
220	EFT67656	GGC Earthmovers Pty Ltd	Concrete Removal	4,752.00
221	EFT67416	GGC Earthmovers Pty Ltd	Concrete Removal	25,103.87
222	EFT67797	Gleam Team Domestic Services	Home Support Services	365.24
223	EFT67525	Gleam Team Domestic Services	Home Support Services	636.27
224	EFT67800	Glengel ANA Cricket Club	Equipment Grant	3,000.00
225	EFT67798	Glengel Glass	Glazing	1,540.00
226	EFT67859	Gordon J Tregoning Pty Ltd	Depot Supplies	74.00
227	EFT67526	GoVote Pty Ltd	Software	1,243.00
228	EFT67738	GR Events	Thebarton Community Centre Bond Return	1,000.00
229	EFT67524	Grace Records Management (Aust) Pty Ltd	Records Storage	3,993.15
230	EFT67462	Grant Cooper	Refund Permit Fee	40.00
231	EFT67419	Graphic Print Group	Printing	313.50
232	EFT67418	Greek Book Importer	Library Books	357.50
233	EFT67658	Green Steel Supplies Pty Ltd	Depot Supplies	1,987.23
234	EFT67792	Greene Eden Watering Systems Pty Ltd	Irrigation	1,084.60
235	EFT67799	Greenfingers Indoor Plant Hire	Indoor Plant Hire	325.60
236	EFT67791	Greenhill Engineers Pty Ltd	Professional Fees	618.75
237	EFT67660	Greenplay Australia Pty Ltd	Oval Maintenance	1,204.50
238	EFT67796	GRH Supplies	Depot Supplies	1,714.39
239	EFT67795	GS Civil	Footpath Works	21,188.20
240	EFT67522	GS Civil	Footpath Works	31,331.96

**ACCOUNTS DUE AND SUBMITTED TO THE FINANCE AND GOVERNANCE STANDING COMMITTEE MEETING
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Ref No.	Cheque/ EFT No.	Payee	Invoice Description	Payment Total
241	EFT67417	GS Civil	Footpath Works	35,623.50
242	EFT67657	GS Civil	Footpath Works	46,972.50
243	EFT67661	HDS Australia Pty Ltd	Detailed Design	5,060.00
244	EFT67802	Health & Immunisation Management Services	Immunisation Clinics	6,205.54
245	061589	Heather Higginson	Refund Permit Fee	32.00
246	EFT67464	Heather Jackson	Rainwater Tank Rebate	300.00
247	EFT67803	Hi-Line Hardware Distributors Pty Ltd	Home Support Services	357.90
248	EFT67529	HOBAN Recruitment Pty Ltd	Temp Staff	145.79
249	EFT67805	HOBAN Recruitment Pty Ltd	Temp Staff	145.79
250	EFT67421	Hypernet Computer Distribution	Computer Equipment	2,960.00
251	EFT67665	Ikonic Kitchen	Catering	648.00
252	EFT67646	Immanuel Old Scholars Soccer Club Inc	Equipment Grant	2,527.00
253	EFT67422	Independent Fuels Australia Pty Ltd	Fuel	11,725.30
254	EFT67806	Independent Fuels Australia Pty Ltd	Fuel	12,129.85
255	EFT67808	Industrial Brushware	Sweeper Brooms	2,005.01
256	EFT67423	Infigen Energy Markets Pty Ltd	Power	74,965.22
257	EFT67424	InkAndRuby Studios	Plympton Community Garden Mural	4,000.00
258	EFT67809	Inspirations Paints Seaton	Paint	810.00
259	EFT67810	Institute of Public Works Engineering Aust Ltd	Subscription	1,485.00
260	EFT67666	Internode Pty Ltd	Internet Connection	487.49
261	EFT67807	iSentia Pty Ltd	Media Monitoring	951.50
262	061586	Ivas Kargans	Compost Bin Rebate	50.00
263	EFT67532	JALM Weed Control & Maintenance	Weed Control	3,179.00
264	EFT67426	JALM Weed Control & Maintenance	Weed Control	3,404.50
265	EFT67527	James Hay	Reimburse Expenses	120.00
266	EFT67619	Jason Bury	Reimburse Expenses	60.00
267	EFT67884	Jessica Burt	Compost Bin Rebate	50.00
268	EFT67667	Jet Couriers (Adelaide) Pty Ltd	Couriers	78.41
269	EFT67531	Jet Couriers (Adelaide) Pty Ltd	Couriers	200.48
270	EFT67741	Joanne Reid	Think Buy Be Local Voucher Reimbursement	25.00
271	EFT67664	Joe Ielasi	Reimburse Expenses	60.00
272	061590	Joel-Cedric Ebomo Zoalang	Junior Development Grant	200.00
273	EFT67528	John Hastings	Contractor	560.00
274	EFT67663	John Hastings	Contractor	600.00
275	EFT67420	John Hastings	Contractor	700.00
276	EFT67804	John Hastings	Contractor	916.96
277	EFT67671	John Kruger	Photography	612.49
278	EFT67468	John May	Rainwater Tank Rebate	300.00
279	EFT67887	John Piovesan	Refund Overpaid Rates	275.55
280	EFT67425	Jones Lang LaSalle Infrastructure Advisory Pt Ltd	Professional Fees	1,991.00
281	EFT67470	Joseph Garuccio	Refund Overpaid Rates	1,102.10
282	EFT67530	JPE Design Studio Pty Ltd	Professional Fees	12,224.30
283	EFT67533	JPS Lifts	Lift Service	1,265.00
284	EFT67812	Kanopy	Library Services	319.00
285	EFT67536	Karma and Crow Pty Ltd	Think Buy Be Local Voucher Reimbursement	25.00
286	EFT67670	Karma and Crow Pty Ltd	Think Buy Be Local Voucher Reimbursement	100.00
287	EFT67428	Karma and Crow Pty Ltd	Think Buy Be Local Voucher Reimbursement	150.00
288	EFT67668	Kelley Jones Lawyers	Legal Fees	14,282.40
289	EFT67535	Kelley Jones Lawyers	Legal Fees	29,477.80
290	EFT67669	Kellogg Brown & Root Pty Ltd	Professional Fees	5,500.00
291	EFT67811	Knox Constructions Pty Ltd	Roadworks	130,650.19
292	EFT67534	Koori Kids Pty Ltd	Sponsorship	500.00
293	061602	Kyle Campbell	Refund Permit Fee	31.00
294	EFT67881	Kym Richardson	Rainwater Tank Rebate	500.00
295	EFT67757	Kym Strelan	Home Advantage Program	132.00
296	EFT67622	Kym Strelan	Home Advantage Program	220.00
297	EFT67486	Kym Strelan	Home Advantage Program	946.00
298	EFT67816	L&H Lawrence & Hanson	Electrical Supplies	11.75
299	EFT67675	Lakeside Building Solutions	Footpath Works	3,471.05
300	EFT67818	Land Services Group	Searches	771.60

**ACCOUNTS DUE AND SUBMITTED TO THE FINANCE AND GOVERNANCE STANDING COMMITTEE MEETING
15 JUNE 2021**

Ref No.	Cheque/ EFT No.	Payee	Invoice Description	Payment Total
301	EFT67817	Lane Communications	Printing	4,688.12
302	EFT67815	LCS Landscapes	Landscaping	4,544.10
303	EFT67539	LCS Landscapes	Landscaping	9,363.80
304	EFT67672	LCS Landscapes	Landscaping	99,538.16
305	EFT67674	Learning Discovery Pty Ltd	Library Books	157.50
306	EFT67736	Leonard Reid	Refund Overpaid Rates	346.50
307	EFT67431	Lexus Adelaide	Vehicle Registration	302.29
308	EFT67541	Lisa Bondarenko	Professional Fees	600.00
309	EFT67673	Living Turf	Depot Supplies	3,762.00
310	EFT67814	Local Government Association of SA	Staff Training	385.00
311	EFT67538	Local Government Association of SA	Staff Training	770.00
312	EFT67540	Local Government Information Technology SA Inc	Staff Training	1,298.00
313	EFT67430	Local Government Professionals SA Inc	Conference Registration	1,320.00
314	EFT67429	LOTE Libraries Direct Pty Ltd	Library Books	2,190.98
315	EFT67601	Luke Rinaldi	Refund Overpaid Rates	605.75
316	EFT67682	M & B Civil Engineering Pty Ltd	Roadworks	76,058.40
317	EFT67680	M2 Technology Pty Ltd	Message on Hold	402.60
318	EFT67823	m3property Australia Pty Ltd	Valuation	3,795.00
319	EFT67547	Major Carpet & Tile	Carpet Cleaning	343.20
320	EFT67822	Major Carpet & Tile	Carpet Cleaning	2,151.60
321	EFT67543	Maps Consulting Services Pty Ltd	Transportation Consulting	12,698.40
322	EFT67677	Marino Uniforms	Uniforms	298.50
323	EFT67765	Mario Ciardiello	Reimburse Volunteer Expenses	17.28
324	EFT67679	Mastec Australia Pty Ltd	Depot Supplies	118.14
325	061600	Matthew Judge	Refund Permit Fee	51.00
326	EFT67542	Maxima Group Training	Temp Staff	3,914.77
327	EFT67718	Maxima Tempskill	Temp Staff	41,420.29
328	EFT67453	Maxima Tempskill	Temp Staff	44,320.68
329	EFT67498	Mayor Michael Coxon	Mayoral Allowance	5,585.00
330	EFT67681	Mechanical Vegetation Solutions Pty Ltd	Tree Maintenance	24,692.25
331	EFT67434	Mega Adventure	Think Buy Be Local Voucher Reimbursement	50.00
332	EFT67685	Mega Adventure	Think Buy Be Local Voucher Reimbursement	50.00
333	EFT67813	Melanie Keech	Reimburse Expenses	126.75
334	EFT67488	Melinda Buick	Reimburse Expenses	150.00
335	EFT67546	Message4U Pty Ltd	Software	282.52
336	EFT67678	Metropolitan Machinery Pty Ltd	Vehicle Maintenance	86,979.28
337	EFT67734	Michael Kinnane	Refund Overpaid Rates	676.95
338	EFT67703	Michelle Roshier	Reimburse Expenses	150.00
339	EFT67432	Microchips Australia Pty Ltd	Microchip Reader	437.30
340	EFT67550	Mile End Office Furniture	Furniture	300.00
341	EFT67545	Mister Sunshine's	Think Buy Be Local Voucher Reimbursement	25.00
342	EFT67683	Mister Sunshine's	Think Buy Be Local Voucher Reimbursement	50.00
343	EFT67433	Mister Sunshine's	Think Buy Be Local Voucher Reimbursement	200.00
344	EFT67821	Mitchell Press Rubber Stamps	Rubber Stamps	55.00
345	EFT67820	Modern Teaching Aids Pty Ltd	Library Supplies	1,723.91
346	EFT67463	Molika Kim	Rainwater Tank Rebate	300.00
347	EFT67735	Morgan Jones	Refund Overpaid Rates	1,893.60
348	EFT67684	Murray Street Metro Pty Ltd	Street Sweeping Dumping	4,680.27
349	EFT67827	National Safety Products	Street Signs	3,553.77
350	EFT67824	Nelson Locksmiths Pty Ltd	Locks	738.00
351	EFT67554	Neverfail Springwater Ltd	Spring Water	60.30
352	EFT67825	News Limited	Advertising	1,585.00
353	EFT67580	Nicola Smith	Reimburse Volunteer Expenses	28.80
354	EFT67856	Nicola Smith	Reimburse Volunteer Expenses	28.80
355	EFT67555	Norman Waterhouse Lawyers	Legal Fees	3,551.90
356	EFT67826	Norman Waterhouse Lawyers	Legal Fees	8,327.00
357	EFT67686	North East Group	Vehicle Maintenance	642.70
358	EFT67552	Novar Gardens Bowling Club	Reimburse Maintenance Costs	5,500.00
359	EFT67882	Novar Music Learning Centre	Refund Booking Fee	40.00
360	EFT67438	Objective Corporation Limited	Software	26,570.78

**ACCOUNTS DUE AND SUBMITTED TO THE FINANCE AND GOVERNANCE STANDING COMMITTEE MEETING
15 JUNE 2021**

Ref No.	Cheque/ EFT No.	Payee	Invoice Description	Payment Total
361	EFT67689	Objective Corporation Limited	Software	41,978.78
362	EFT67687	Officeworks Superstores Pty Ltd	Stationery	1,907.74
363	EFT67832	oOh!media Street Furniture Pty Ltd	Bus Shelter Maintenance	34,365.10
364	EFT67437	Orana Australia Ltd	Home Advantage Program	3,230.70
365	EFT67557	Orana Australia Ltd	Home Advantage Program	3,404.13
366	EFT67828	Orana Australia Ltd	Home Advantage Program	4,563.38
367	EFT67690	Origin Energy Electricity Limited	Power	358.21
368	EFT67829	Origin Energy Electricity Limited	Power	14,214.44
369	EFT67559	Origin Energy Services Ltd	Gas Supply	1,195.50
370	EFT67831	Origin Energy Services Ltd	Gas Supply	1,314.19
371	EFT67439	Origin Energy Services Ltd	Gas Supply	1,678.82
372	EFT67830	Our Community Pty Ltd	Subscription	12,500.00
373	EFT67840	parkrun Inc	Equipment Grant	2,050.00
374	EFT67694	PelicanCorp (AU) Pty Ltd	PermitAccess Licence	1,244.31
375	EFT67443	Pest Aid	Pest Control	385.00
376	EFT67563	PJ & Sons Building Maintenance	Home Support Services	875.30
377	EFT67696	PJ & Sons Building Maintenance	Home Support Services	1,006.80
378	EFT67562	Planning Institute of Australia	Membership	330.00
379	EFT67699	Playground Safety Inspectors Australia	Staff Training	1,980.00
380	EFT67692	Playmazing	Playground Equipment	357.50
381	EFT67441	Plumbing & Pipeline Solutions SA Pty Ltd	Plumbing	577.50
382	EFT67834	Plumbing & Pipeline Solutions SA Pty Ltd	Plumbing	9,595.32
383	EFT67839	PM Sports	Camden Oval Cricket Nets	60,350.40
384	EFT67565	Powerdirect Pty Ltd	Power	386.34
385	EFT67885	Premier Conveyancing Services	Refund Overpaid Rates	365.15
386	EFT67440	Prestige Sports & Earthmoving Constructions Pty Ltd	Glenlea Tennis Club Upgrade	52,739.50
387	EFT67695	Proactive Lifestyle & Fitness	Workshop	1,820.00
388	EFT67838	Pro-Clean Cleaning Supplies	Cleaning Products	940.28
389	EFT67698	Pro-Clean Cleaning Supplies	Cleaning Products	1,956.35
390	EFT67836	Programmed Property Services Pty Ltd	Verge Mowing	2,301.42
391	EFT67691	Property & Advisory Pty Ltd	Professional Fees	2,926.00
392	EFT67693	Pump Technology Services (SA) Pty Ltd	Pump Maintenance	627.00
393	EFT67567	Quest Events Pty Ltd	Staff Training	9,375.00
394	EFT67566	Quins Marine Pty Ltd	Lockleys Baseball Backstop Removal	9,053.00
395	EFT67573	Radio ENA	Advertising	330.00
396	EFT67762	Raoul Brideoake	Reimburse Expenses	150.00
397	EFT67569	RE:MEMBER Software Pty Ltd	Advertising	242.00
398	EFT67676	Rebecca Langham	Reimburse Expenses	150.00
399	EFT67700	Reece Pty Ltd	Irrigation	3,122.99
400	EFT67568	Reface Industries Pty Ltd	Library Supplies	878.66
401	EFT67842	Rentokil Initial Pty Ltd	Pest Control	396.36
402	EFT67844	Rentokil Tropical Plants	Indoor Plant Hire	94.37
403	EFT67843	Rentokil Tropical Plants	Indoor Plant Hire	227.70
404	EFT67702	Resource Furniture	Office Furniture	14,071.49
405	EFT67445	Revive Beauty Bar and Tanning	Think Buy Be Local Voucher Reimbursement	25.00
406	EFT67704	Ricoh Australia Ltd	Copy Charges	3,827.91
407	EFT67880	Rita Fitton	Worm Farm Rebate	50.00
408	EFT67705	RMB Lifting	Depot Supplies	89.75
409	EFT67841	Royal Wolf Trading Australia Pty Ltd	Hire Storage Containers	528.59
410	EFT67889	Rubaiyat Kamal	Thebarton Community Centre Bond Return	1,000.00
411	EFT67572	Rundle Mall Plaza Newsagency	Library Magazines	222.14
412	EFT67444	Rundle Mall Plaza Newsagency	Library Magazines	234.13
413	EFT67570	RWA Pty Ltd	Apex Park Caretaker Restroom	96,250.00
414	EFT67710	SA Power Networks	Power	34,789.30
415	EFT67446	SA Power Networks	Power	35,754.40
416	EFT67583	SA Water	Water	5,074.00
417	EFT67450	SA Water	Water	73,791.43
418	EFT67451	SA Water	Water	206,271.23
419	EFT67709	Sabre Electrical & Security Services	Security System Upgrade	50,063.55
420	EFT67599	Safe Work Practice	Staff Training	511.50

**ACCOUNTS DUE AND SUBMITTED TO THE FINANCE AND GOVERNANCE STANDING COMMITTEE MEETING
15 JUNE 2021**

Ref No.	Cheque/ EFT No.	Payee	Invoice Description	Payment Total
421	EFT67577	SAI Global Australia Pty Ltd	Standards	88.26
422	EFT67719	Samia Tawadros	Reimburse Volunteer Expenses	138.24
423	EFT67727	Samir Wasif	Reimburse Volunteer Expenses	138.24
424	EFT67602	Sandy Pinkerton	Refund Overpaid Rates	1,441.20
425	061601	Sarah Bennett	Refund Permit Fee	16.00
426	EFT67575	Saundersons Florist	Wreath	58.00
427	EFT67851	School of Chinese Music & Arts	Library Program	1,100.00
428	061599	Seb Schreiber	Refund Permit Fee	32.00
429	EFT67755	Sebastian Anderson	Reimburse Expenses	150.00
430	EFT67581	Seek Limited	Advertising	1,309.00
431	EFT67662	Serena Helps	Reimburse Expenses	150.00
432	EFT67576	Shred-X Pty Ltd	Paper Recycling	401.50
433	EFT67850	Sine Group Pty Ltd	Computer Equipment	2,396.90
434	061598	Skyla Lampard	Junior Development Grant	200.00
435	EFT67854	Solaris Clean	Cleaning	1,058.75
436	EFT67578	Solaris Clean	Cleaning	1,155.00
437	EFT67574	Solo Resource Recovery	Rubbish Removal	905.89
438	EFT67845	Solo Resource Recovery	Garbage Collection & Waste Disposal	569,079.01
439	EFT67708	Solstice Media Ltd	Advertising	770.00
440	EFT67448	Southern Cross Protection	Patrol Service	110.68
441	EFT67712	Southern Cross Protection	Patrol Service	10,450.01
442	EFT67847	Southfront	Professional Fees	34,848.00
443	EFT67857	Sports Lighting SA Pty Ltd	Bore Testing	4,730.00
444	EFT67447	Sports Medicine Australia - SA Branch	Library Program	145.20
445	EFT67858	Spray Shop	Depot Supplies	41.75
446	EFT67707	St John Ambulance Australia SA Inc	First Aid Training	135.00
447	EFT67801	Steffen Helgerod	Reimburse Expenses	180.00
448	EFT67582	Steven Atkinson	Reimburse Expenses	150.00
449	EFT67853	Stihl Shop Fulham	Depot Supplies	5,155.20
450	EFT67852	Streamline Plumbing SA Pty Ltd	Plumbing	5,768.52
451	EFT67848	Street Furniture Australia Pty Ltd	Park Seats and Tables	2,893.00
452	EFT67855	Stumpy Stumps	Grind Stumps	400.00
453	EFT67713	Stumpy Stumps	Grind Stumps	500.00
454	EFT67579	Stumpy Stumps	Grind Stumps	600.00
455	EFT67449	Stumpy Stumps	Grind Stumps	650.00
456	EFT67849	SUEZ Recycling & Recovery Pty Ltd	Rubbish Removal	12.14
457	EFT67737	Sunny Jagadeesan	Thebarton Community Centre Bond Return	1,000.00
458	EFT67711	Sync Cabling Solutions Pty Ltd	Lighting Repairs	957.00
459	EFT67590	T Thai Cuisine	Think Buy Be Local Voucher Reimbursement	75.00
460	EFT67721	T Thai Cuisine	Think Buy Be Local Voucher Reimbursement	75.00
461	EFT67456	T Thai Cuisine	Think Buy Be Local Voucher Reimbursement	150.00
462	EFT67589	Taking Care of Trees	Tree Maintenance	10,230.00
463	EFT67427	Taylor Johnson Hartmann	Reimburse Expenses	150.00
464	EFT67717	Telelink Business Systems Pty Ltd	Communications	761.06
465	EFT67588	Telelink Business Systems Pty Ltd	Communications	2,135.60
466	EFT67722	Telstra	Telephone	5,074.36
467	EFT67457	Telstra	Telephone	16,716.07
468	EFT67479	The Agility Dog Club of South Australia Inc	Community Grant	2,479.00
469	EFT67502	The Department for Correctional Services	Litter Collection	1,938.37
470	EFT67404	The Drum Shop SA	Library Supplies	285.00
471	EFT67653	The Fruit Box Group Pty Ltd	Milk	352.52
472	EFT67837	The Paper Bahn	Stationery	3,678.77
473	EFT67833	The Personnel Risk Management Group	Security Checks	193.60
474	EFT67861	The Table & Chair Co	Furniture	440.00
475	EFT67865	Think Human Pty Ltd	Professional Fees	2,871.00
476	EFT67868	This is Creative	Staff Training	640.00
477	EFT67732	Thomas Debenedictis	Rainwater Tank Rebate	300.00
478	EFT67716	Thomson Geer	Legal Fees	8,239.00
479	EFT67586	Tom's Car Wash	Vehicle Maintenance	231.00
480	EFT67585	Tonkin Consulting	Professional Fees	297.00

ACCOUNTS DUE AND SUBMITTED TO THE FINANCE AND GOVERNANCE STANDING COMMITTEE MEETING
15 JUNE 2021

Ref No.	Cheque/ EFT No.	Payee	Invoice Description	Payment Total
481	EFT67714	Toro Australia Pty Ltd	Mower Repairs	1,257.14
482	EFT67454	Torque Wrench Calibration Services	Calibration	220.00
483	EFT67863	Torrens Safety	Depot Supplies	1,281.72
484	EFT67860	Total Construction Surveys Pty Ltd	Surveys	2,765.13
485	EFT67452	Total Tools Thebarton	Depot Supplies	519.60
486	EFT67715	Total Tools Thebarton	Depot Supplies	647.65
487	EFT67793	Totally Workwear Richmond	Clothing	380.50
488	EFT67455	TPG Telecom	Telephone/Internet	4,207.68
489	EFT67864	TPG Telecom	Telephone/Internet	4,472.56
490	EFT67862	Tree Care Machinery	Depot Supplies	1,126.45
491	EFT67886	Trevor Todd	Refund Overpaid Rates	2,190.00
492	EFT67867	Truck Hydraulics	Vehicle Maintenance	594.00
493	EFT67591	UES (Int'l) Pty Ltd	Depot Supplies	215.56
494	EFT67509	University of South Australia	Culture Survey	6,600.00
495	EFT67869	UrbanVirons Group Pty Ltd	Tree Maintenance	5,797.00
496	EFT67871	Vac Group Operations Pty Ltd	Excavation	2,667.50
497	EFT67593	Veolia Environmental Services	Rubbish Removal	7,540.28
498	EFT67724	Veri Fire	Fire Safety	5,923.43
499	EFT67706	VicRoads	Vehicle Searches	77.60
500	061603	Victoria Seidel	Refund Permit Fee	31.00
501	EFT67458	Vili's	Catering	80.65
502	EFT67459	Villagehood Australia	Sponsorship Grant	3,356.00
503	EFT67739	Vivek Chhabra	Thebarton Community Centre Bond Return	1,000.00
504	EFT67407	Walls That Talk	Labels	286.00
505	EFT67645	Walls That Talk	Signage	5,615.50
506	EFT67877	Waterpro	Irrigation	2,977.19
507	EFT67770	Watersource Pty Ltd	Depot Supplies	1,078.00
508	EFT67730	WC Convenience Management Pty Ltd	Cleaning	5,844.03
509	EFT67874	Web Safety Pty Ltd	Clothing	404.40
510	EFT67595	Well Done International	After Hours Contact Centre	596.97
511	EFT67782	Wendy Eddy	Reimburse Expenses	150.00
512	EFT67875	Westside Services (SA) Pty Ltd	Airconditioner Maintenance	2,997.51
513	EFT67876	Winc Australia Pty Limited	Stationery	176.31
514	EFT67878	Window Shield Australia	Building Maintenance	110.00
515	EFT67460	Worcomp Pty Ltd	Medical	396.00
516	EFT67872	Worcomp Pty Ltd	Medical	423.50
517	EFT67728	Workforce Safety Products	Depot Supplies	115.50
518	EFT67879	Workzone Traffic Control Pty Ltd	Traffic Control	1,422.30
519	EFT67598	Workzone Traffic Control Pty Ltd	Traffic Control	2,646.33
520	EFT67461	Worlds Best Specialised Cleaning	Graffiti Removal	7,931.00
521	EFT67725	Wurth Australia	Depot Supplies	445.05
522	EFT67467	Yunju Heo	Rainwater Tank Rebate	300.00
523	061604	Zara-Rose Nicholls	Junior Development Grant	200.00
				\$ 3,838,800.79

11.2 Council Budget Report - ELEVEN Months to 31 May 2021

Brief

This report provides information to Council on budget results for the eleven months ended 31 May 2021.

RECOMMENDATION

The Committee recommends to Council that the report be received.

Introduction

The report provides year to date (YTD) budget results for May 2021.

Discussion

Budget variances are summarised in the financial report which is included as **Attachment 1**, with key variances explained below in terms of:

- Operational Income
- Operational Expenditure
- Capital Expenditure
- Capital Income
- Capital Works Expenditure

Operational Income

Key variances include:

- Rates are on target to achieve budget YTD.
- Statutory charges are also on target to achieve budget collectively. However Development Act fees are above budget by \$57,055, but this is offset by a reduced level of parking income being \$57,918 below budget YTD.
- User charges are above budget by \$175,315, mostly because of the timing of leased property income payments associated with the new depot and outdoor sports facilities (\$121,975). In addition, sundry user charges are \$44,762 above budget YTD.
- Reimbursements and other income is \$22,652 above budget YTD, due to a strong performance from the Mendelson portfolio (\$45,777) and offset by unfavourable variances in reimbursements (\$30,069) including legal, insurance and sundry.

The end of year (EOY) forecast for operational income is expected to remain unchanged in the current budget.

Operational Expenditure

Key variances include:

- Staff and related costs are \$497,875 below budget YTD, largely due to the provision for vacancies and restrictions resulting from COVID. In addition staff training (\$26,603), workers compensation (\$23,374) and work health & safety (\$20,896) are below budget.
- Buildings, furniture, plant and equipment expenditure is below YTD budget by \$238,854, largely due to the timing of facility maintenance (\$41,246), plant, equipment and vehicle maintenance (\$36,744) and computer related expenditure (\$97,036).

- General expenses are below YTD budgets by \$633,947, largely due to the timing of expenditure associated with professional fees (\$258,059), advertising, promotion, publication and stationery (\$99,574) and sundry items (\$128,005). A summary of variances for selected key general expenses is attached.
- Council related expenditure is \$712,988 below budget YTD, for timing reasons associated with grant funding and donations (\$268,832), street lighting (\$35,743), and levies including the Regional Landscape Levy (\$403,046).
- Contract and material expenditure is \$523,067 below budget, largely for timing reasons associated with depot and property maintenance programs (\$460,193), waste management (\$41,470) and Community Development programs (\$21,404).

The EOY forecast for operational expenditure is expected to remain unchanged in the current budget.

Capital Expenditure

Key variances include:

- Motor vehicle expenditure is \$28,799 below budget YTD, largely for timing reasons.
- Computer expenditure is \$31,737 below budget for timing reasons, with significant commitments made.
- Other plant and equipment expenditure is below YTD budget by \$568,359, mostly for timing reasons. Commitments have already been made which will absorb this variance.
- Land and buildings are \$1,423,919 below budget YTD. This is a result of a \$4,923,919 underspend largely for timing reasons associated with community facility developments. It is offset by proceeds from the sale of the Marion Road depot which is yet to occur.

The EOY forecast for capital expenditure is expected to remain unchanged in the current budget.

Capital Income

Key variances include:

- Capital income is \$1,926,000 under budget YTD due to income not yet received associated with community capital projects.

The EOY forecast for capital income is expected to remain unchanged in the current budget.

Capital Works Expenditure

Expenditure on capital works YTD is \$17,425,036.

A capital works expenditure summary for YTD May 2021 is attached with appropriate comments provided on the status of individual budget lines. 68.2 per cent of the capital works budget has been spent or committed by way of purchase orders as at 31 May 2021.

It is estimated that 100 per cent of the forecast budget of \$36,081,698 is required to complete the program of works and that 82 per cent will be completed by 30 June 2021.

The EOY forecast for capital works expenditure is expected to remain unchanged in the current budget.

Climate Impact Considerations

(Assessment of likely positive or negative implications of this decision will assist Council and the West Torrens Community to build resilience and adapt to the challenges created by a changing climate.)

There is no direct climate impact in relation to this report.

Conclusion

Information is provided in this report on budget results for the eleven months ended 31 May 2021.

Attachments

- 1. May Budget vs Actual**
- 2. Capital Works - Budget vs Actual**
- 3. General Expenses**

<p style="text-align: center;">City of West Torrens Finance Budget Report for the 11 Months Ended 31 May 2021 Operational Income and Expenditure (\$'000's)</p>							
Adopted Budget Original	Adopted Budget Revised	Income & Expenditure	YTD Budgets	YTD Actuals	YTD Variance	YTD Variance %	Budget Remaining
		Income					
61,110	61,128	Rates	60,788	60,793	5	0%	335
2,072	2,081	Statutory Charges	1,904	1,907	3	0%	174
1,604	1,426	User Charges	1,246	1,421	175	14%	5
4,287	3,827	Grants & Subsidies	3,459	3,468	9	0%	359
706	729	Reimbursements & Other Income	650	672	23	3%	56
69,779	69,192	Total Income	68,047	68,262	216	0%	930
		Expenditure					
23,865	23,701	Staff & Related Costs	20,913	20,415	498	2%	3,285
5,749	6,543	Buildings, Furniture, Plant & Equipment	6,034	5,796	239	4%	748
9,858	10,875	Community Asset Costs	9,938	9,938	0	0%	937
4,132	4,464	General Expenses	4,040	3,406	634	16%	1,058
1,128	983	Bank & Finance Charges	734	718	16	2%	265
4,000	4,312	Council Related Expenditure	4,079	3,366	713	17%	946
11,064	11,112	Contract & Material Expenditure	9,728	9,205	523	5%	1,907
2,651	2,658	Occupancy & Property Costs	2,274	2,286	(12)	(1%)	372
(175)	(146)	Expenditure Recovered	(131)	(132)	0	(0%)	(14)
62,272	64,502	Total Expenditure	57,609	54,999	2,610	5%	9,504
7,507	4,691	Operating Surplus/Deficit	10,438	13,264			

<p align="center">City of West Torrens</p> <p align="center">Finance Budget Report for the 11 Months Ended 31 May 2021</p> <p align="center">Capital Income and Expenditure (\$'000's)</p>									
Adopted Budget Original	Adopted Budget Revised	Capital Expenditure and Sales	YTD Budgets	YTD Actuals	YTD Variance	YTD Variance %	Budget Remaining		
175	157	Motor Vehicles	143	115	29	20%	42		
137	379	Computer Equipment	379	347	32	8%	32		
871	1,382	Other Plant & Equipment	1,174	606	568	48%	775		
6,383	5,869	Land & Buildings	5,083	3,659	1,424	28%	2,210		
7,565	7,786	Total Expenditure	6,779	4,727	2,053	30%	3,059		
Adopted Budget Original	Adopted Budget Revised	Capital Income	YTD Budgets	YTD Actuals	YTD Variance	YTD Variance %	Budget Remaining		
0	6,589	Grants & Subsidies - Capital Income	4,378	2,452	1,926	44%	4,137		
0	6,589	Total Income	4,378	2,452	1,926	44%	4,137		
Adopted Budget Original	Adopted Budget Revised	Capital Works Expenditure	YTD Budgets	YTD Actuals	YTD Variance	YTD Variance %	Budget Remaining		
0	6,281	Environment Program	5,758	4,989	769	13%	1,292		
0	8,047	Recreation Program	7,376	2,432	4,944	67%	5,614		
3,125	21,754	Transport Program	19,941	10,004	9,937	50%	11,750		
3,125	36,082	Total Expenditure	33,074	17,425	15,650	47%	18,657		

**CITY OF WEST TORRENS
BUDGET 2020/21 - AS AT 31 MAY 2021
CAPITAL WORKS EXPENDITURE**

ADOPTED BUDGET ORIGINAL	ADOPTED BUDGET REVISED	FUNCTION	YTD ACTUALS	COMMITTED OR CONTRACTED	ACTUALS AND COMMITTED	% SPENT OR COMMITTED	FORECAST EXPENDITURE TO COMPLETE	EOY FORECAST PERCENTAGE COMPLETE	COMMENT / EXPLANATION
ENVIRONMENT PROGRAM									
<i>Stormwater & Drainage</i>									
350,000	595,020	Minor Drainage Upgrades and Replacement Work	434,489	76,822	511,311	85.9%	595,020	100%	Minor Works Upgrade / Program Upgrade - continuing/program commitment for 2020 / 2021.
0	96,502	Ashley St (West St to Hayward Ave)	6,468	90,034	96,502	100.0%	96,502	100%	Works scheduled to commence in March 2021
0	1,483,898	Stormwater Upgrade - Stirling St, Thebarton	1,308,295	52,616	1,360,911	91.7%	1,483,898	100%	Contract awarded, works in progress.
0	296,350	Stormwater Upgrade - Sherrif St, Underdale	302,124	0	302,124	101.9%	296,350	100%	Works completed.
250,000	200,000	Stirling Street Outfall Interface	0	0	0	0.0%	200,000	100%	Currently scoping project subsequent to main underground stormwater drain being completed.
150,000	150,000	Keswick Creek- Everard	0	0	0	0.0%	150,000	100%	Works scheduled to be undertaken during March/April 2021.
650,000	650,000	Packard St Cut-off Drain	80,339	3,234	83,573	12.9%	650,000	100%	Detailed design and documentation is being developed.
<i>Other Environment</i>									
1,345,711	2,809,474	Brown Hill and Keswick Creeks	2,857,298	0	2,857,298	101.7%	2,809,474	100%	Approval for 1st stage of Greater Management Plan has been confirmed by all necessary stake holders. Project for design concept upgrade of Brown Hill Creek through West Torrens area is nearing draft report stage.
2,745,711	6,281,244	Program Total	4,989,013	222,706	5,211,719	83.0%	6,281,244	100%	
RECREATION PROGRAM									
<i>Parks & Gardens</i>									
485,000	1,003,288	Playground Upgrade	327,359	525,527	852,886	85.0%	1,003,288	90%	Project in progress; refer Urban Services Report, 4 May 2021 for an update.
530,000	781,723	Reserve Developments - Various	446,167	164,705	610,872	78.1%	781,723	100%	Project in progress; refer Urban Services Report, 4 May 2021 for an update.
260,000	344,966	River Torrens Upgrade	157,472	129,986	287,458	83.3%	344,966	90%	Project in progress; refer Urban Services Report, 4 May 2021 for an update.
25,000	28,684	River Torrens Path Upgrades	23,606	5,922	29,528	102.9%	28,684	100%	Completed
0	562,201	Kings Reserve Playspace	154,734	323	155,057	27.6%	562,201	20%	Project in progress and update / please refer to City Facilities & Waste Recovery General Committee 23 March 2021
775,000	1,249,585	Reserve Irrigation Upgrades	779,495	319,903	1,099,398	88.0%	1,249,585	90%	Project in progress; refer Urban Services Report, 4 May 2021 for an update.
0	2,000,000	Breakout Creek Stage 3 Redevelopment	0	0	0	0.0%	2,000,000	0%	Project is in planning and design detailing stage.
50,000	50,000	Bikeway Path Upgrade and Reseal	38,169	11,710	49,879	99.8%	50,000	100%	Works underway
<i>Sports Facilities</i>									
325,000	428,559	Tennis Court Upgrades	257,528	151,996	409,524	95.6%	428,559	100%	Project in progress & update / please refer to City Facilities & Waste Recovery General Committee - 23 March 2021
550,000	1,472,846	Thebarton Oval Kings Reserve	121,915	25,374	147,289	10.0%	1,472,846	15%	Project in progress & update / please refer to City Facilities & Waste Recovery General Committee - 23 March 2021
125,000	125,000	Car Parking Upgrade	125,934	1,000	126,934	101.5%	125,000	100%	Project in progress & update / please refer to City Facilities & Waste Recovery General Committee - 23 March 2021
3,125,000	8,046,852	Program Total	2,432,379	1,336,446	3,768,825	46.8%	8,046,852	51%	

**CITY OF WEST TORRENS
BUDGET 2020/21 - AS AT 31 MAY 2021
CAPITAL WORKS EXPENDITURE**

ADOPTED BUDGET ORIGINAL	ADOPTED BUDGET REVISED	FUNCTION	YTD ACTUALS	COMMITTED OR CONTRACTED	ACTUALS AND COMMITTED	% SPENT OR COMMITTED	FORECAST EXPENDITURE TO COMPLETE	EOY FORECAST PERCENTAGE COMPLETE	COMMENT / EXPLANATION
TRANSPORT PROGRAM									
<i>Roads Sealed</i>									
9,679,491	14,505,509	City Funds/ULRG Funds/Carryovers	8,097,765	2,866,897	10,964,662	75.6%	14,505,509	85%	Project in progress; refer Urban Services Report, 4 May 2021 for an update.
617,418	617,418	Roads to Recovery Grant Funds	0	0	0	0.0%	617,418	100%	
<i>Other Transport</i>									
250,000	326,793	Roundabouts / Minor Road Rehabilitation	313,002	100	313,102	95.8%	326,793	100%	Works Underway + Scheduling works for 2020/2021.
300,000	357,643	Bus Shelters	248,342	66,728	315,070	88.1%	357,643	100%	Upgrade works to hard stand area are in progress.
430,000	745,966	Traffic Management	243,318	464,103	707,421	94.8%	745,966	100%	Detailed designs for Novar Gardens LATM are progressing. Hayward Avenue Driveway link design completed and seeking quotes to undertake works. Scheduled to commence in March 2021.
560,000	740,130	Bicycle Management Schemes	133,133	90,417	223,550	30.2%	740,130	100%	Detail design is currently being undertaken.
1,445,000	1,583,334	Public Lighting	197,607	1,349,493	1,547,100	97.7%	1,583,334	80%	LED street light transition to commence in April 2021 (SAPN were delayed in securing materials/ For further information; refer Urban Services Activity Report, 4 May 2021 for an update).
<i>Bridges</i>									
0	2,192,650	Bridge Ancillary Works (as per Bridge Audit)	171,352	649,519	820,871	37.4%	2,192,650	100%	Currently undertaking a re-condition audit.
<i>Footways & Cycle Tracks</i>									
215,992	215,992	Footpath Renewal Program	210,236	18,997	229,233	106.1%	215,992	100%	Project in progress; refer Urban Services Report, 4 May 2021 for an update.
49,952	85,234	Footpath Construction Program	82,706	0	82,706	97.0%	85,234	100%	Project in progress; refer Urban Services Report, 4 May 2021 for an update.
297,832	361,933	Footpath Remediation Program	306,183	108,658	414,841	114.6%	361,933	100%	Project in progress; refer Urban Services Report, 4 May 2021 for an update.
13,845,685	21,732,602	Program Total	10,003,644	5,614,913	15,618,557	71.9%	21,732,602	89%	
SUMMARY:									
2,745,711	6,281,244	Environment Program	4,989,013	222,706	5,211,719	83.0%	6,281,244	100%	
3,125,000	8,046,852	Recreation Program	2,432,379	1,336,446	3,768,825	46.8%	8,046,852	51%	
13,845,685	21,732,602	Transport Program	10,003,644	5,614,913	15,618,557	71.9%	21,732,602	89%	
19,716,396	36,060,698	TOTAL - ALL CAPITAL WORKS	17,425,036	7,174,065	24,599,101	68.2%	36,060,698	82%	

City of West Torrens
Budget 2020/21 - YTD 31 May 2021
(Interim Results - Selected Accounts)

	2019/20	2020/21 Budget				YTD	YTD %	
		Actuals	Account	Annual Original Budget	Annual Revised Budget			Revised Budget
	184,194	131 Training & Conference Costs	136,878	122,788	105,066	78,463	26,603	25.3
	30,855	213 Catering & Entertainment	24,023	8,609	6,250	1,658	4,592	73.5
	35,595	215 Catering/Entertain-Elected Members/others	31,500	7,250	2,592	3,185	-593	-22.9
	245,903	225 Subscriptions & Associations	297,979	315,726	293,811	257,964	35,847	12.2
	22,114	229 Elected Member Travel & Training	20,000	14,000	14,000	7,667	6,333	45.2
	282,965	241 Professional Fees - Legal	327,500	187,500	136,337	159,645	-23,308	-17.1
	7,753	243 Professional Fees - Medical	12,000	8,000	7,000	7,250	-250	-3.6
	670,087	245 Professional Fees - Consultants	572,000	932,707	752,582	578,543	174,039	23.1
	3,358	247 Professional Fees - Recruitment	0	6,000	4,000	2,290	1,710	42.8
	366,613	249 Professional Fees - General	280,500	369,784	330,652	224,784	105,868	32.0
	1,849,437	Total	1,702,380	1,972,364	1,652,290	1,321,449	330,841	20.0

11.3 Legislative Progress Report - June 2021

Brief

This report provides an update on the status of proposed legislative changes affecting local government either dealt with in Parliament, by the Local Government Association, or contained in the Government Gazette between the last meeting of the Committee and 4 June 2021.

RECOMMENDATION

The Committee recommends to Council that the Legislative Progress Report - June 2021 be received.

Introduction

This report provides a monthly update on the progress of Bills through Parliament, using Parliament's defined stages, as well as items contained within the Government Gazette that relate to the City of West Torrens. It also contains information provided by the Local Government Association (LGA) relating to proposed amendments to legislation or other relevant matters.

Information on the status of all Bills and Acts is available on the South Australian Legislative Tracking and the Federal Register of Legislation websites at:

<https://www.parliament.sa.gov.au/Legislation/SALT> and/or <https://www.legislation.gov.au/>

The Parliamentary Library is now releasing Weekly Summaries of each sitting week of the House of Assembly. These summaries will now be attached (where relevant) to each of these reports.

Discussion

Recent Amendments to Legislation
Nil
Summary of Proposed Amendments to Legislation
<i>Fines Enforcement and Debt Recovery (Miscellaneous) Amendment Bill</i> Government Bill
The Bill was introduced by the Attorney General on 12 May 2021 and amends the <i>Fines Enforcement and Debt Recovery Act 2017</i> and the <i>Enforcement of Judgements Act 1991</i> . The Bill seeks to amend the Acts based on feedback from relevant sectors, to create a more workable system for the collection of fines. Further information can be found in Attachment 1.
Bills previously reported on where the status has changed
<i>Landscape South Australia (Miscellaneous) Amendment Bill 2020</i> Government Bill
The Bill was introduced to the Legislative Council on 16 March 2021 and amends the <i>Landscape South Australia Act 2019</i> .

The Bill proposes to amend provisions in the Act relating to declaration of penalties in relation to unauthorised or unlawful taking of water.

The Bill has passed in the Legislative Council on 6 May 2021 and is now awaiting Assent.

Further information can be found on the South Australian Legislative Tracking website.

Fire and Emergency Services (Governance) Amendment Bill 2020

Government Bill

The *Fire and Emergency Services (Governance) Amendment Bill 2020*, was introduced to the Legislative Council on 3 March 2021.

The Bill amends the Governance provisions in the *Fire and Emergency Services Act 2005*, including, the Constitution of the Board, Board proceedings and Annual reports.

The Bill has been passed in the Legislative Council on 6 May 2021.

Further information can be found on the South Australian Legislative Tracking website.

Bills previously reported on where the status remains unchanged

COVID-19 Emergency Response (Expiry)(No 2) Amendment

Government Bill

This Bill has passed the House of Assembly and was introduced to the Legislative Council and read for the first time on 5 May 2021.

This is a Bill to amend section 6 of the *COVID-19 Emergency Response Act 2020*, making the expiry date of that Act 17 September 2021.

The Bill has been adjourned at first reading.

Planning, Development and Infrastructure (Constitution of Commission) Amendment

Private Members Bill

This Bill was introduced to the House of Assembly on 5 May 2021 by the Hon. T Piccolo MP.

This is a Bill to amend the *Planning, Development and Infrastructure Act 2016*, to include 'rural land use or agriculture' as an area of knowledge, expertise and experience for appointments to the State Planning Commission.

The Bill was adjourned at second reading.

Heritage Places (Protection of Heritage Places) Amendment

Private Members Bill

The Bill was introduced to the House of Assembly on 5 May 2021 by Mr S Duluk MP.

This Bill proposes to amend the *Heritage Places Act 1993* so that the whole (or partial) destruction, or the reduction of the heritage significant of a State Heritage Place requires a resolution of Parliament.

The Bill was adjourned at second reading.

Statutes Amendment (Local Government Review) Bill 2020

Government Bill

Introduced and read for the first time on 17 June 2020, this is a Bill to amend the *Local Government Act 1999*, the *Local Government (Elections) Act 1999*, the *City of Adelaide Act 1998* and other related Acts.

The Bill addresses four (4) overarching reform areas being:

- Stronger Council Member Capacity and Better Conduct
- Lower Costs and Enhanced Financial Accountability
- Efficient and Transparent Local Government Representation
- Simpler Regulation

The Bill has now passed the House of Assembly with over 140 government amendments to the original Bill, which were all agreed to by the opposition in Committee.

The Bill was recently debated in the Legislative Council on 18 and 30 March 2021, in relation to a number of ALP amendments.

The Bill is now in the Committee Stage.

Further information on the reforms can be found at on the Department Infrastructure and Transport Website

Statutes Amendment (COVID-19 Permanent Measures) Bill 2021

Government Bill

The Bill was introduced to the House of Assembly by the Hon. V A Chapman MP on 17 March 2021, and proposes to make permanent amendments to the following Acts in respect of COVID-19 measures:

- *Aboriginal Lands Parliamentary Standing Committee Act 2003*;
- *Acts Interpretation Act 1915*;
- ***Emergency Management Act 2004***;
- ***Environment Protection Act 1993***;
- *Parliamentary Committees Act 1991*;
- ***Real Property Act 1886***;
- ***South Australian Public Health Act 2011***.

The Bill also makes related amendments to the *COVID-19 Emergency Response Act 2020*.

The Bill has been adjourned at second reading.

Further information can be found on the South Australian Legislative Tracking website.

Electoral (Ban on Corflutes) Amendment Bill 2020**Private Members Bill**

The Bill was introduced to the House of Assembly by Mr S Duluk MP on 31 March 2021, and proposes to amend the *Electoral Act 1985* and the *Local Government Act 1999*.

The Bill proposes to ban corflutes, limit displays of electoral advertisements and prohibit canvassing near polling booths for State elections. If passed, section 226 of the *Local Government Act 1999*, which relates to moveable signs, will also be amended to reflect this change.

The Bill has been adjourned at second reading.

Further information can be found on the South Australian Legislative Tracking website.

Statutes Amendment (Light Pollution and Nuisance) Bill 2021**Private Members Bill**

The *Statutes Amendment (Light Pollution and Nuisance) Bill 2021*, was introduced to the Legislative Council on 3 March 2021 by the Hon. M C Parnell (MLC).

The Bill proposes amendments to the *Environment Protection Act 1993* and the *Local Nuisance and Litter Control Act 2016*. The Bill proposes to include artificial light as a form of nuisance into the *Local Nuisance and Litter Control Act 2016*, allowing councils to expiate.

The Bill has been adjourned at second reading.

Further information can be found on the South Australian Legislative Tracking website.

Automated External Defibrillators (Public Access) Bill 2019**Private Members Bill**

The *Automated External Defibrillators (Public Access) Bill 2019* was introduced to the Legislative Council on 16 October 2019 by the Hon. F Pangallo (MLC).

An Automated External Defibrillator is a portable device able to treat cardiac arrest by applying an electric shock to restore normal heart rhythm.

If passed by State Parliament, Automated External Defibrillators will be mandatory in all public buildings (including schools and universities, libraries, sporting facilities, local council offices and swimming pools) which the public have access to.

Privately owned buildings including shopping centres, aged care and retirement villages, commercial properties over 600 square metres in size, and certain residential apartments will also be required to install the devices. It will also be mandatory for the devices to be installed in all emergency services vehicles, including SAPOL, Metropolitan Fire Service, Country Fire Service and State Emergency Service.

A maximum fine of up to \$20,000 would be imposed on those who failed to abide by the new laws. The Bill passed the Legislative Council on 15 October 2020 and has been received and adjourned at its first reading in the House of Assembly.

Council has installed defibrillators in the Civic Centre, Hamra Centre, Thebarton Community Centre and Plympton Community Centre.

It has also installed defibrillators in a number of its leased facilities including the Hilton RSL, Western Youth Centre, Fulham Community Centre, Airport Over 50s Club etc. In addition, it has provided community grants to other community groups such as the Glenelg Baseball Club and will continue to receive grant applications for the installation of defibrillators in community facilities within West Torrens. As such, if this Bill is passed then it will not result in any major impost on Council.

Further information can be found on the South Australian Legislative Tracking website.

Planning, Development and Infrastructure (Regulated Trees) Amendment Bill 2020

Private Members Bill

The Hon. M C Parnell (MLC) introduced the Bill to the Legislative Council on 23 September 2020 where it was introduced and read a first and second time. It is essentially a duplicate bill of one that passed the Legislative Council in 2017, with the intent to prevent the unnecessary or premature removal of regulated or significant trees.

The Bill intends to restrict applications for the removal of a significant or regulated tree until such a time that development approval for a structure is processed, blocking developers from creating a "clean slate" on a block of land.

The Bill has been adjourned at second reading.

Further information can be found on the South Australian Legislative Tracking website.

Freedom of Information (Miscellaneous) Amendment Bill 2018

Government Bill

This Bill seeks to change the definition of public interest, amend the processes for determining that a document does not exist and changes definitions relating to the nature and scope of an application. It also changes the processes for determination of an application.

The Bill passed the Legislative Council with amendments on 18 October 2018. It was read for the first time in the House of Assembly on the 8 April 2020, and adjourned at second reading on 21 July 2020.

The Bill is now in the Committee Stage.

Further information can be found on the South Australian Legislative Tracking website.

Local Government (Public Health Emergency) (Rate Relief) Amendment Bill 2020

Private Members Bill

This Bill was introduced as a Private Members Bill by the Hon. Tony Piccolo MP with the intent of enforcing a 100% rate rebate for businesses or non-profit organisations who have been forced to close due to COVID-19 for the period that they were required to be closed.

A motion to move the Bill through all stages failed, and it was adjourned at second reading.

Further information can be found on the South Australian Legislative Tracking website.

Local Government (Fixed Charges) Amendment Bill 2018**Government Bill**

This Bill seeks to amend s152 of the *Local Government Act 1999*.

The amendment seeks to include each residence in a retirement village (within the meaning of the *Retirement Villages Act 1987*) as a type of allotment to which a fixed charge for rates cannot be applied.

The Bill was introduced to the Legislative Council and read a first time on 17 October 2018. It has been adjourned at second reading.

Further information can be found on the South Australian Legislative Tracking website.

Planning, Development and Infrastructure (Carparking Requirements) Amendment Bill 2019**Private Members Bill**

This Bill, introduced by the Hon. Tony Piccolo MP, amends the *Planning, Development and Infrastructure Act 2016* providing minimum carpark requirements on all dwellings.

Amendment of section 108 - categorisation:

In the case of a 1 bedroom dwelling, the requirement to provide for at least 1 carpark, and 2 carparks for a dwelling with 2 or more bedrooms. Carparks are required to be on site or on a site within 100 metres of the dwelling.

If the development does not meet these requirements it will be classified as restricted development.

Amendment of section 110 - restricted development:

If the Commission makes an assessment under s110 of the Act in relation to restricted development, the Commission must take into account the relevant provisions of the Planning and Design Code, but is not bound by those provisions.

The Bill was introduced to the House of Assembly on 13 November 2019 and adjourned at second reading on 13 November 2019.

Further information can be found on the South Australian Legislative Tracking website.

Notices**COVID-19 Emergency Response Various Provisions Expiry Notice 2021**

The Notice was published in the Gazette on 6 May 2021, under which the following provisions of the *COVID-19 Emergency Response Act* will expire upon the commencement of the Notice:

- Part A1 of Schedule 2 – *Bail Act 1985*.
- **Part B1 of Schedule 2 – *Development Act 1993*.**
- Clause 3(a) of Part 3 of Schedule 2 – Some of the provisions of the Act that modify the *Parliamentary Committees Act 1991*.
- **Part 3A of Schedule 2 – *Planning, Development and Infrastructure Act 2016*.**
- Part A1 of Schedule 2 – *Bail Act 1985*.

- **Part B1 of Schedule 2 – *Development Act 1993*.**
- Clause 3(a) of Part 3 of Schedule 2 – Some of the provisions of the Act that modify the *Parliamentary Committees Act 1991*.
- **Part 3A of Schedule 2 – *Planning, Development and Infrastructure Act 2016*.**

The Notice takes effect on 31 May 2021.

For further information, please see the Notice on pages 1324-11325 of Government Gazette - No 29 - Thursday, 6 May 2021.

Regulations

Retail and Commercial Leases (Prescribed Lessee) Variation Regulations 2021

The Regulations amend regulation 4 of the *Retail and Commercial Leases Regulations 2010* so that the *Retail and Commercial Leases Act 1995* no longer applies to leases in which a council is the lessor and the lessee is paying rent of no more than \$50,000 per annum (exclusive of GST) and meets one of the following conditions:

- The lessee is a registered charity under the Australian Charities and Not-for-profits Commission Act 2012; or
- The lessee is a not-for-profit organisation; or
- The lessee is an organisation which uses the premises for the provision of health, welfare, community, cultural, sporting or recreational services on a non-commercial basis.

Regulations came into effect on 22 April 2021.

For further information, please see South Australian Legislation website.

Single-use and Other Plastic Products (Waste Avoidance) (Plastic Spoon Exemption) Variation Regulations 2021

Regulations under *Single-use and Other Plastic Products (Waste Avoidance) Act 2020* to vary the *Single-use and Other Plastic Products (Waste Avoidance) Regulations 2021*.

The Regulations provide an exemption for single-use plastic spoons to be used in medical, dental and other care facility.

Regulations came into effect on 29 April 2021.

For further information, please see South Australian Legislation website.

Declarations

Nil

Planning, Development and Infrastructure Act 2016 & Planning, Development and Infrastructure (General) Regulations 2017

Amendment to the Planning and Design Code

By Notice published in the Government Gazette on 8 April 2021, the Planning and Design Code has been amended to make changes of form, address inconsistency and correct errors that relate to:

- Removal of a duplicate definition of ‘indoor recreation facility’
- Removal of irrelevant accepted development criteria for an ‘outbuilding’ in Table 1 of the General Neighbourhood and Established Neighbourhood zones
- Linking policy on retaining walls in the Hills Neighbourhood Zone to a retaining wall identified in Table 3—Applicable Policies for Performance Assessed Development in the Hills Neighbourhood Zone
- Correcting Overlay and Zone titles to add the words ‘zone’ or ‘overlay’ where missing
- Amending the Suburban Main Street Zone by providing:
 - deemed-to-satisfy development pathways for change of use proposals
 - freestanding advertisement policy consistent with other activity centres as recommended in the Phase Three (Urban Areas) Engagement Report
- Adjusting notification requirements to require notification for boundary walls in the City Living Zone and Rural Settlement Zone, as recommended in the Phase Three (Urban Areas) Engagement Report.
- Updating Housing Renewal General Development Policies on vehicle access to be consistent with Design in Urban Areas General Development Policies, as recommended in the Phase Three (Urban Areas) Engagement Report (0.5m from any street furniture, street pole, infrastructure, services pit, or other stormwater or utility infrastructure; 2m or more from the base of the trunk of a street tree; 6m or more from the tangent point of an intersection; outside of the marked lines or infrastructure for a pedestrian crossing).
- Reducing the maximum shop, office and consulting room floor area in the Urban Corridor (Business) Zone, as recommended in the Phase Three (Urban Areas) Engagement Report (shop, office or consulting room uses not exceeding a maximum gross leasable floor area of 500m square in a single building).
- Correcting spatial application of the **General Neighbourhood Zone to several parts of the City of West Torrens to align with cadastre or roads**, as recommended in the Phase Three (Urban Areas) Engagement Report
- Adjusting the layout of the definition for ‘Special Industry’ for clarity.

The Amendment will come into operation upon being published on the SA planning portal.

For further Information, please see the Notice on pages 1144-1155 of Government Gazette - No 21 - Thursday, 8 April 2021.

Amendment to the Planning and Design Code

By Notice published in the Government Gazette dated 22 April 2021, the Planning and Design Code has been amended to make changes of form, address inconsistency and correct errors that relate to:

- Remove references to 'Significant Tree Overlay' from the Code wherever it appears (e.g. Classification Tables), being an Overlay that does not exist in the Code.
- Correct references to bushfire overlays used in zone Tables 1 and 2 to be consistent with naming conventions adopted for these hazard overlays used in the Code.
- Delete stormwater quality DTS/DPF criteria in the Design General Development Policies to reflect the Commission's Engagement Report
- Adjust criteria in the City Living Zone to reflect the Commission's Engagement Report to accommodate longer boundary wall length in designated subzones.
- Amend the Hills Neighbourhood Zone to increase the boundary wall height criteria used to trigger notification to be consistent with zone policy.
- Amend Conservation Zone linkages so that Visitor Experience Subzone policy is only returned via the online Code's query functions where the Subzone spatially applies.
- Adjust the Code's spatial layers to maintain the correct relationship between parcels and Code spatial layers.

The Amendment will come into operation upon being published on the SA planning portal.

For further Information, please see the Notice on pages 1237-1239 of Government Gazette - No 23 - Thursday, 23 April 2021.

Practice Directions

Pursuant to section 42(4) of the *Planning, Development and Infrastructure Act 2016*, the State Planning Commission has varied the State Planning Commission Practice Direction 13 (Notification of Crown Development Applications) 2021. The variation came into operation on 6 May 2021.

For further Information, please see the Notice on page 1341 of Government Gazette - No 29 - Thursday, 6 May 2021.

Expiration of sub-regulation (1a) of the *Planning, Development and Infrastructure (General) Regulations 2017*

By Notice dated 3 May 2021, sub-regulation (1a) of the *Planning, Development and Infrastructure (General) Regulations 2017* will expire on 30 September 2022.

For further Information, please see the Notice on page 1341 of Government Gazette - No 29 - Thursday, 6 May 2021.

Relevant Common Law

Nil

Climate Impact Considerations

(Assessment of likely positive or negative implications of this decision will assist Council and the West Torrens Community to build resilience and adapt to the challenges created by a changing climate.)

There is no direct environmental impact in relation to this report.

Conclusion

This report on legislative amendments is current as at 7 June 2021.

Attachments**1. Sitting Week Summary - 11 to 13 May 2021**



Motions and resolutions

International Nurses Day and International Midwives Day

On Wednesday 12 May, the House agreed to the following motion moved by the Member for Hurtle Vale (Ms Cook):

- That this House –
- (a) recognises both International Nurses Day and International Midwives Day;
 - (b) notes their key themes – Nurses: A Voice to Lead – A Vision for the Future; and Midwives: Changing the World, one family at a time;
 - (c) notes International Nurses Day is celebrated all around the world every year on 12 May;
 - (d) notes International Midwives Day is celebrated all around the world every year on 5 May; and
 - (e) sincerely thanks all nurses, midwives and care assistants for the important work that they do in our communities, hospitals and homes.

A number of Members spoke to the motion. The Hansard transcript of the debate is available from the [Parliament's website](#).

Government Bills

Details on the passage of Bills through the House are available from the [South Australian Legislative Tracking](#) page of the Parliament's website.

Bills passed

Children and Young People (Safety) (Miscellaneous) Amendment Bill



On Tuesday 11 May, the House resumed the consideration in Committee of this Bill (adjourned on 6 May). The House passed the Bill with a number of amendments and sent it to the Legislative Council for consideration.

The Bill is available from the [Legislation SA website](#).
 The Hansard transcript of the debate is available from the [Parliament's website](#).

Disability Inclusion (Restrictive Practices – NDIS) Amendment Bill



On Tuesday 11 May, the House commenced the second reading debate on this Bill (received from the Legislative Council on 6 May). The House passed the Bill without amendment.

The Bill is now awaiting Royal Assent and is available from the [Legislation SA website](#). The Hansard transcript of the debate is available from the [Parliament's website](#).

Bills introduced

Fines Enforcement and Debt Recovery (Miscellaneous) Amendment Bill



On Wednesday 12 May, the Attorney-General (Hon. V A Chapman), introduced a Bill for an Act to amend the *Fines Enforcement and Debt Recovery Act 2017* and to make related amendments to the *Enforcement of Judgments Act 1991*. The second reading debate was adjourned to Thursday 13 May.

The Bill is available from the [Legislation SA website](#). The Attorney-General's second reading speech is available from the [Parliament's website](#).

Unexplained Wealth (Commonwealth Powers) Bill



On Wednesday 12 May, the Attorney-General (Hon. V A Chapman), introduced a Bill for an Act to adopt certain laws of the Commonwealth relating to unexplained wealth and information gathering, and to refer certain matters relating to unexplained wealth and information gathering to the Parliament of the Commonwealth for the purposes of section 51(XXXVII) of the Constitution of the Commonwealth, and to make related amendments to the *Criminal Assets Confiscation Act 2005* and the *Serious and Organised Crime (Unexplained Wealth) Act 2009*. The second reading debate was adjourned to Thursday 13 May.

The Bill is available from the [Legislation SA website](#). The Attorney-General's second reading speech is available from the [Parliament's website](#).

Bills debated

Health Care (Governance) Amendment Bill



On Tuesday 11 May, the House resumed the second reading debate on this Bill (adjourned on 18 March). On Thursday 13 May, the House commenced the consideration in Committee of the Bill. Further consideration of the Bill was adjourned until Tuesday 25 May.

The Bill is available from the [Legislation SA website](#).
 The Hansard transcript of the debate is available from the [Parliament’s website](#).

Bills received from the Legislative Council

Bills returned without amendments



The following Government Bills were returned from the Legislative Council without amendment:

- Statutes Amendment (Transport Portfolio) Bill
- COVID-19 Emergency Response (Expiry) (No 2) Amendment Bill.

The Bills are now awaiting Royal Assent and are available from the [Legislation SA website](#).

Bills returned with amendments



The following Government Bills were returned from the Legislative Council with amendments:

- Statutes Amendment (Fund Selection and other Superannuation Matters) Bill
- Statutes Amendment (Local Government Review) Bill.

Statutes Amendment (Fund Selection and other Superannuation Matters) Bill

On Tuesday 11 May, the House considered 5 amendments and 19 suggested amendments received from the Legislative Council on Wednesday 5 May.

Section 62(1) of the South Australian Constitution prohibits the Legislative Council from making amendments to any money clause (clauses that relate to the appropriation of public money, taxation or loans). Where the Legislative Council wishes to make amendments to a money clause, it may ‘suggest’ amendments to the House to consider.

The House agreed to the amendments and suggested amendments and amended the Bill accordingly. The Bill is now awaiting Royal Assent and is available from the [Legislation SA website](#).

Statutes Amendment (Local Government Review) Bill

On Wednesday 12 May, the Legislative Council returned this Bill to the House with 26 amendments. Consideration of the amendments was made an Order of the Day for Thursday 13 May.

The Bill as amended by the Legislative Council is available from the [Legislation SA website](#).

Private Members’ Bills

Between 10.30am and 11.30am on each Wednesday of sitting, the House debates Private Members’ Bills. These are Bills introduced by Members who are not Government Ministers.

Details on the passage of Bills through the House are available from the [South Australian Legislative Tracking](#) page of the Parliament’s website.

Bills introduced

Equal Opportunity (Domestic Violence) Amendment Bill



On Wednesday 12 May, the Member for Reynell (Ms Hildyard), introduced a Bill for an Act to amend the *Equal Opportunity Act 1984*. The second reading debate was adjourned until Wednesday 26 May.

The Bill is available from the [Legislation SA website](#).
Ms Hildyard's second reading speech is available from the [Parliament's website](#).

Bills passed

Statutes Amendment (Intervention Orders and Penalties) Bill



On Wednesday 12 May, the House resumed the consideration in Committee of this Bill (adjourned on 5 May). The House passed with the Bill with amendments moved by the Attorney-General (Hon. V A Chapman) and sent it to the Legislative Council for consideration.

The Bill is available from the [Legislation SA website](#).
The Hansard transcript of the debate is available from the [Parliament's website](#).

Bills debated

Voluntary Assisted Dying Bill



On Wednesday 12 May, the House agreed to a contingent motion moved by the Deputy Leader of the Opposition (Dr Close) to postpone all other Private Members' Bills to give precedence to the second reading on this Bill (received from the Legislative Council on 6 May). Following Dr Close's second reading speech, the debate was adjourned until Wednesday 26 May.

On Tuesday 11 May, the House agreed to suspend Standing and Sessional Orders to provide that this Bill take precedence over other business from 7.30pm on Wednesday 26 May and Wednesday 7 June. Accordingly, the second reading debate on this Bill will resume at 7.30pm on Wednesday 26 May.

The Bill is available from the [Legislation SA website](#).
Dr Close's second reading speech is available from the [Parliament's website](#).

Statutes Amendment (Barossa Rail Corridor) Bill



On Wednesday 12 May, the House resumed the second reading debate on this Bill (adjourned on 17 March). The House divided on the question that the Bill be read a second time, which was defeated 20 to 24. The Bill will not proceed further.

The Bill is available from the [Legislation SA website](#).

The Hansard transcript of the debate is available from the [Parliament's website](#).

Committees

At 11.00am to 12.00pm on Thursday of each sitting week, the House debates reports of Committees and motions regarding subordinate legislation (regulations). Committee reports may be tabled at 2.00pm each sitting day during routine business.

Details on committees, including inquiries and reports, are available from the Parliament's website via: <https://www.parliament.sa.gov.au/en/Committees/Committees-Detail>

Reports tabled

Legislative Review Committee

On Wednesday 12 May, the Member for Flinders (Mr Treloar) tabled the 37th Report of the Legislative Review Committee entitled Subordinate Legislation.

Public Works Committee

On Thursday 13 May, the Presiding Member (Mr Cregan) of the Public Works Committee tabled the 147th Report of the Committee entitled Gladstone Rail Corridor Upgrade Project.

Reports noted

Public Works Committee

On Thursday 13 May, the Presiding Member (Mr Cregan) of the Public Works Committee moved that the following reports of the Committee be noted:

- 102nd Report – Happy Valley Water Treatment Plant Health Compliance Upgrade
- 103rd Report – Dublin Saleyard Access Upgrade Project
- 104th Report – Blackwood High School Redevelopment Project
- 105th Report – Naracoorte High School Redevelopment Project
- 106th Report – Norwood Morialta High School Redevelopment Project.

A number of Members spoke to the reports. The Hansard transcripts of the debates are available from the [Parliament's website](#).

Petitions

4 petitions were presented:

- Nos 45 & 47 Hon A Koutsantonis from 103 & 109 Residents of South Australia respectively requesting the House to urge the Government to provide the community with a comprehensive business case for proposed roadworks on Brighton Road.
- No. 46 Mr Hughes from 3611 Residents of greater South Australia requesting the House to reinstate the no take zone for the Giant Australian Cuttlefish north of a line across Spencer Gulf from just north of Wallaroo to just north of Arno Bay.

- No. 48 Ms Hildyard from 3320 Residents of South Australia requesting the House to urge the Government to commit to ongoing funding for an Outer Southern Domestic Violence Service Hub, which provides secondary prevention services, including education, counselling, therapy, referral and support services.

Papers

All papers tabled in the House of Assembly are available from the [Tabled Papers and Petitions database](#) on the Parliament's website.

Questions

Questions without notice (Question Time)

108 questions were asked to Ministers during Question Time (68 by Opposition Members, 16 by Government Members and 24 by Independent Members). Pursuant to Standing Order No. 78, Question Time is held after Routine Business from approx. 2.15pm on each sitting day.

The Hansard transcripts of Question Time are available from the Parliament's website. Question Time is live streamed each sitting day via the [Parliament's website](#) and [Facebook page](#).

Matter of Privilege

Following Question Time on Thursday 13 May, the Member for West Torrens (Hon. A Koutsantonis) raised, as a matter of privilege, the alleged misleading of the House by the Minister for Transport and Infrastructure (Hon. C L Wingard) in his answer to a question regarding road re-sealing on the South Easter Freeway.

A matter of privilege is defined as a matter that can 'genuinely be regarded as tending to impede or obstruct the House in the discharge of its duties'.¹ Under Standing Order No. 132, a matter of privilege suspends any question before the House, and the Speaker must make a ruling on whether the issue should be considered as a matter of privilege. If the Speaker determines that a *prima facie* case of privilege may exist, the matter is given precedence to be debated and may be referred to a Privileges Committee to investigate.

In this case, the Speaker (Hon. J B Teague) requested that the Member for West Torrens provide all available details and undertook to report back to the House as soon as possible. Later that day, the Speaker ruled that the Minister had not misled the House and had not impeded or obstructed the work of the House. As such, the matter was not given precedence and no further action taken.

The Speaker's statement is available from the [Parliament's website](#).

Sitting times and adjournment

Sitting times

The House sat for three days and a total of 18 hours and 12 minutes:

- Tuesday 11 May – 11.00am to 5.43 pm
- Wednesday 12 May – 10.30am to 5.59 pm
- Thursday 13 May – 11.00am to 6.00 pm.

¹ Harris & Wilson (2017). *Parliamentary Practice in New Zealand*, 4th Edition, p. 788, <https://www.parliament.nz/en/visit-and-learn/how-parliament-works/parliamentary-practice-in-new-zealand/chapter-47-proceedings-in-matters-of-privilege/>

Adjournment

At 6.00pm on Thursday 13 May, the House adjourned until Tuesday 25 May at 11.00am.

Further information

Further information is available from the Parliament of South Australia's website via the following pages:

- [Business of the Assembly](#) – links to Notice Papers and daily programs;
- [Committees](#) – information on the work of parliamentary committees;
- [Standing Orders](#) – the rules of the House of Assembly;
- [SA Legislative Tracking System](#) – information on the progress of bills;
- [Tabled Papers and Petitions](#) – indexes and database of tabled papers;
- [Votes and Proceedings](#) – official record of the House of Assembly;
- [Hansard](#) – transcripts of the proceedings of Parliament; and
- [Glossary](#) – a glossary of Parliamentary terms.

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