

# AGENDA

**19 JULY 2022 – 9:00 AM  
COUNCIL CHAMBERS**



1. OPENING BUSINESS .....	2
1.1 PRESENT .....	2
1.2 APOLOGIES .....	2
1.3 LEAVE OF ABSENCE .....	2
1.4 CONFIRMATION OF MINUTES .....	2
1.5 OBLIGATIONS OF COUNCILLORS .....	3
1.6 PETITIONS .....	5
1.7 CONDOLENCES .....	5
1.8 RECOGNITIONS .....	5
1.9 ACKNOWLEDGEMENT OF COUNTRY .....	5
2. REPORTS .....	6
2.01 CHIEF EXECUTIVE OFFICER .....	6
2.01.01 DEPARTMENT OF RESOURCES .....	6
2.01.02 NORTH WEST QUEENSLAND REGIONAL ORGANISATION OF COUNCILS (NWQROC) .....	6
2.01.03 ANDREWS TOWN PLANNING .....	7
2.01.04 MILFORD PLANNING - RECONFIGURATION OF A LOT – 1 LOT INTO 2 LOTS .....	7
2.01.06 SURRENDER AND RE-ISSUE OF PERMIT – LOT A ON AP5734 .....	8
2.01.07 SURRENDER AND RE-ISSUE OF PERMIT - LOT A ON AP2848 .....	8
2.01.08 SUBDIVISION OF ROLLING TERM LEASE – LOT 9 ON SP248068 .....	9
2.01.09 MOUNT ISA TO TOWNSVILLE ECONOMIC DEVELOPMENT ZONE (MITEZ) MEMBERSHIP 2022-2023 .....	9
2.01.10 LGAQ ANNUAL CONFERENCE 2022 .....	9
2.02 CORPORATE AND FINANCE SERVICES .....	10
2.02.01 FINANCIAL REPORT .....	10
2.03 ENGINEERING .....	11
2.03.01 GRID SUBSIDY – ASSESSMENT NUMBER 1010 0592 .....	11
2.04 COMMUNITY SERVICES AND WELLBEING .....	11
2.04.01 COMMUNITY GRANT PROGRAM – COMMUNITY EVENTS STREAM ROUND 3 .....	11
2.04.02 COMMUNITY GROUP FUNDRAISING – HUGHENDEN ALLEN TERRY CARAVAN PARK .....	12
2.04.03 NORTH QUEENSLAND SPORTS FOUNDATION – RESOURCE AND PERFORMANCE AGREEMENT .....	12
4. PROPOSED MEETING CALENDAR .....	13

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# AGENDA

## 19 JULY 2022 – 9:00 AM

### COUNCIL CHAMBERS



## 1. OPENING BUSINESS

Cr Jane McNamara (Mayor) opened the meeting with the Council Prayer

Lord,  
Please guide and direct us,  
In that the decisions to be made,  
Will be for the benefit,  
Of our whole community  
Amen

### 1.1 PRESENT

#### **Councillors**

Mayor Jane McNamara  
Kim Middleton  
Kelly Carter  
Clarence Haydon  
Nicole Flute  
Arthur Bode  
Trevor Mitchell

#### **Staff**

Hari Boppudi - Chief Executive Officer  
Andrew Nunn - Director of Engineering  
Melanie Wicks – Director of Corporate & Financial Services  
Barbra Smith – Director of Community Services & Wellbeing  
Jackie Coleman – Executive Support Officer

#### **School Students**

Nil

### 1.2 APOLOGIES

### 1.3 LEAVE OF ABSENCE

### 1.4 CONFIRMATION OF MINUTES

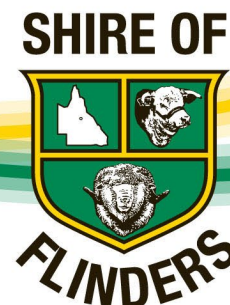
That the Minutes of the Ordinary Meeting of Council held 21 June 2022 be taken as read and signed as correct.

That the Minutes of the Special Budget Meeting of Council held 30 June 2022 be taken as read and signed as correct.

# AGENDA

## 19 JULY 2022 – 9:00 AM

### COUNCIL CHAMBERS



## **1.5 OBLIGATIONS OF COUNCILLORS**

### **1.5.1 Prescribed Conflict of Interest - Sections 150EG, 150EH & 150EI Local Government Act 2009**

Councillors are ultimately responsible for informing of any prescribed conflict of interest on matters to be discussed at a council or committee meeting (other than ordinary business matters).

When dealing with a Prescribed Conflict of Interest, Councillors must abide by the following procedures:

- A Councillor who has notified the Chief Executive Officer of a Prescribed Conflict of Interest in a matter to be discussed in a council meeting must also give notice during the meeting.
- A Councillor who first becomes aware of a Prescribed Conflict of Interest in a matter during a council meeting must immediately inform the meeting of the conflict of the interest.
- When notifying the meeting of a Prescribed Conflict of Interest, the following details must be provided:
  - if it relates to a gift or loan given by an entity - state the details of gift or loan
  - if it relates to a sponsored travel or accommodation benefit - state the benefit details
  - if it relates to a contract between the Councillor and Local Government or close associate of the Councillor – state details
  - if it relates to an application or submission - state the subject of the application or submission
  - if it relates to appointment/employment matters of Chief Executive Office position - state conflict details

The Councillor must then leave the place of the meeting, including any area set aside for the public, and stay away while the matter is being discussed and voted on, unless the subject Councillor has written notice from the Minister to participate in the matter.

Once the Councillor has left the area where the meeting is being conducted, the council can continue discussing and deciding on the matter at hand.

### **1.5.2 Declarable Conflict of Interest - Section 150EN Local Government Act 2009**

Councillors are ultimately responsible for informing of any Declarable Conflict of Interest on matters to be discussed at council or committee meetings that might lead to a decision that is contrary to the public interest (other than ordinary business matters).

A Councillor may raise their personal interests in a matter at the meeting to canvas the view of the other Councillors prior to deciding to declare a conflict of interest. If the other Councillors suspect the personal interest might be a conflict of interest, the Councillor may disclose their suspicion and the processes under section 150EW of the LGA.

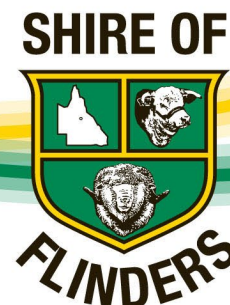
When dealing with a Declarable Conflict of Interest, Councillors must abide by the following procedures:

- A Councillor who has notified the Chief Executive Officer of a Declarable Conflict of Interest in a matter to be discussed at a council meeting must also give notice during the meeting.
- A Councillor who first becomes aware of a Declarable Conflict of Interest in a matter during a council meeting must inform the meeting of the conflict of interest
- When notifying the meeting of a Declarable Conflict of Interest or it could be reasonably presumed that a conflict exists, Councillors should provide sufficient detail to allow the other Councillors to make an informed decision about how best to manage the Declarable Conflict of Interest in the public interest. The following details must be provided:
  - the nature of the Declarable Conflict of Interest
  - if it arises because of the Councillors relationship with a related party:
    - i. the name of the related party to the Councillor
    - ii. the nature of the relationship of the related party to the Councillor
    - iii. the nature of the related party's interest in the matter
  - if it arises because of a gift or loan from another person to the Councillor or a related party:
    - i. the name of the other person
    - ii. the nature of the relationship of the other person to the Councillor or related party
    - iii. the nature of the other person's interest in the matter
    - iv. the value of the gift or loan and the date the gift or loan was made.

# AGENDA

## 19 JULY 2022 – 9:00 AM

### COUNCIL CHAMBERS



After a Councillor has declared a conflict of interest, the Councillor should consider leaving the meeting while the matter is discussed unless they have reasons why their participation would improve making the decision in the public interest.

#### **1.5.3 Procedure if no Quorum for Deciding Matter because of Prescribed Conflicts of Interest of Declarable Conflicts of Interest – Section 150EU Local Government Act 2009**

(1) This section applies in relation to a meeting if:

- (a) a matter in which 1 or more councillors have a prescribed conflict of interest or Declarable Conflict of Interest is to be decided at the meeting; and
- (b) there is less than a quorum remaining at the meeting after any of the councillors mentioned in paragraph (a) leave, and stay away from, the place where the meeting is being held.

(2) The local government must do 1 of the following:

- (a) delegate deciding the matter under section 257, unless the matter cannot be delegated under that section;
- (b) decide, by resolution, to defer the matter to a later meeting;
- (c) decide, by resolution, not to decide the matter and take no further action in relation to the matter.

(3) The local government must not delegate deciding the matter to an entity if the entity, or a majority of its members, have personal interests that are, or are equivalent in nature to, a prescribed conflict of interest or Declarable Conflict of Interest in the matter.

(4) A councillor does not contravene section 150EK(1), 150EM(2), 150EQ(2)(a) or (3)(a) or 150ES(5) by participating in a decision, or being present while the matter is discussed and voted on, for the purpose of delegating the matter or making a decision under subsection (2)(b) or (c).

#### **1.5.4 Closed Meeting Discussion Items – Section 254J Local Government Regulation 2012**

Council and standing committee meetings may resolve that a meeting be closed to the public if its Councillors consider it necessary to discuss any of the following matters:

- appointment, dismissal or discipline of the CEO
- industrial matters affecting employees
- the council's budget
- rating concessions
- legal advice obtained by the council, including legal proceedings that may be taken by or against the council
- matters that may directly affect the health and safety of an individual or a group of individuals
- negotiations relating to a commercial matter involving the council for which a public discussion could prejudice the interests of the council
- negotiations relating to the taking of land by the council under the *Acquisition of Land Act 1967*
- a matter that the council is required to keep confidential under a law of, or a formal agreement with, the Commonwealth or state.

A Council or committee meeting cannot resolve that a meeting be closed where the meeting is informed of a Councillors personal interest in the matter by another person and the eligible Councillors at the meeting must decide whether the Councillor has a Declarable Conflict of Interest or Prescribed Conflict of Interest in the matter.

Further, the meeting must not be closed if a quorum is lost due to the number of conflicted Councillors who leave the meeting and the council must;

- delegate the matter
- decide by resolution to defer to a later meeting
- decide by resolution to take no further action on the matter.

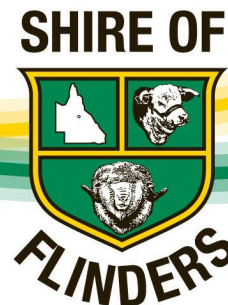
**Note:** None of the above will be considered, discussed, voted on or made during a closed session.

If a closed session includes attendance by teleconference, the Councillor/s attending by teleconference must maintain confidentiality by ensuring no other person can hear their conversation while in the closed meeting.

# AGENDA

## 19 JULY 2022 – 9:00 AM

### COUNCIL CHAMBERS



To take a matter into a closed session the council must abide by the following:

- pass a resolution to close the meeting
- the resolution must state the matter to be discussed, an overview of what is to be discussed and why the meeting should be closed while the matter is considered
- if the matter is known in advance, the agenda should clearly identify that the matter will be considered in closed session, and an explanation of why it is deemed necessary to take the issue into closed session must be stated
- not make a resolution while in a closed meeting (other than a procedural resolution).

#### **1.6 PETITIONS**

Nil

#### **1.7 CONDOLENCES**

#### **1.8 RECOGNITIONS**

#### **1.9 ACKNOWLEDGEMENT OF COUNTRY**

The Flinders Shire Council would like to acknowledge the Yirendali people as Traditional Owners and the oldest living culture of the land on which our Council operates, and pay respect to Elders past, present and emerging.



# AGENDA

19 JULY 2022 – 9:00 AM  
COUNCIL CHAMBERS



## 2. REPORTS

### 2.01 CHIEF EXECUTIVE OFFICER

#### 2.01.01 DEPARTMENT OF RESOURCES

**Background** – Council applied to the Department of Resources to purchase State Land required for the Off Stream Water Storage Project. The Department has made the following offer to Council for the land purchase:

- Lot 113 on DG111 (surveyed land) – Offer to Purchase Price \$83,889.35 including GST, fees payable and stamp duty applicable with deposit of \$18,889.35 payable by 22 July 2022 and balance owing of \$65,000.00 to be paid in full by 23 September 2022.
- Lot 164 on DG179 (non-surveyed land) – Offer to Purchase Price \$499,864.85 including GST, fees payable and stamp duty applicable with deposit of \$69,864.85 payable by 22 July 2022 and balance owing of \$430,000.00 to be paid in full by 23 September 2022. Council is also required to provide a Survey Plan for this lot prepared by a Cadastral Surveyor as a condition of purchase.

In accordance with the Department's Operation Policy 'Revenue Share Policy for Local Government Operational Trust Land' states an offer to reallocate the trust land as a deed of grant will require the local government to pay the purchase price for the land equivalent to the full current market value of the land including payment of GST, Stamp Duty and other statutory fees. Following the issue of the deed of grant, 50% of the purchase price less the department's fee of 4% of the purchase price will be refunded to Council

**Officer's Recommendation** – That Council note and accept the 'Offers to Purchase State Land' over Lot 113 on DG111 and Lot 164 on DG179, as presented.

#### 2.01.02 NORTH WEST QUEENSLAND REGIONAL ORGANISATION OF COUNCILS (NWQROC)

Appendix 2.01.02

**Background** – The NWQROC is the representative organisation for the councils of the North West Queensland region with a vision to making North Queensland a region attractive for people and businesses to live, work and invest. Through collaboration and innovation, NWQROC works with the councils, communities and people of the North West creating and shaping the future of the region.

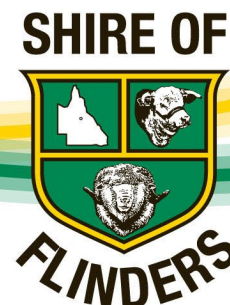
Invoice received from NWQROC for the 2022-2023 annual membership of \$25,000.00 (Ex GST)

**Officer's Recommendation** – That Council resolve to remain a member of the North West Queensland Regional Organisation of Councils (NWQROC) for the 2022-2023 financial year for a total annual membership fee of \$25,000.00 (Ex GST).

# AGENDA

## 19 JULY 2022 – 9:00 AM

### COUNCIL CHAMBERS



#### 2.01.03 ANDREWS TOWN PLANNING

Appendix 2.01.03

**Background** – Letter of Engagement for Professional/Consulting Services submitted by Andrews Town Planning for the 2022-2023 financial year for General Planning Advice at a retainer of \$8,580.00 (Ex GST) per financial year, paid quarterly, and Assessment of Development Applications as outlined in Table1: Fee Proposal.

**Officer's Recommendation** – That Council accept the Letter of Engagement for Professional/Consultancy services from Andrews Town Planning for the 2022-2023 financial year under Local Buy Contract BUS265, as presented.

#### 2.01.04 MILFORD PLANNING - RECONFIGURATION OF A LOT – 1 LOT INTO 2 LOTS

Appendix 2.01.04

**Background –**

FILE:	FSC96
RP DESCRIPTION:	LOT 1 on SP175984
PROPERTY LOCATION:	6975 Ulva Road, Torrens Creek
PROPOSAL:	Reconfiguration of a Lot – 1 Lot into 2 Lots
APPLICANT:	Milford Planning
OWNERS:	Robert Michael Herrod
SUBMISSIONS:	N/A

**EXECUTIVE SUMMARY:**

The application is seeking an approval of an application for subdivision from 1 lot into 2 lots.

**PLANNING CONSIDERATIONS:**

The subject land is located in the Rural zone.

Reconfiguration of a Lot is Code assessable.

The following components of the Planning Scheme are considered as relevant to the assessment of this application:

Rural zone code.

Reconfiguration of a lot Code

The proposal is to subdivide a large rural allotment, approx. 26,360ha into 2 lots, one 12,135 ha (Proposed Lot 1) and the other 11,495 ha (Proposed Lot 2).

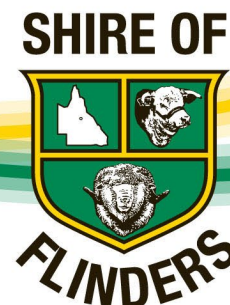
Proposed lot 1 exceeds 12,000 ha which is the acceptable solution for minimum lots size in the Shire of Flinders Planning Scheme (2017). However proposed lot 2 is marginally smaller than 12000 ha (11,495 ha).

However, the applicant has advised that proposed Lot 2 will function operationally with existing Lot 4 on WL22 – located in the Charters Towers Regional local government area – resulting in the operational area of approximately 12,321 ha. In addition, Lot 4 on WL22 is leasehold land which requires the use of surrounding grazing land and the associated infrastructure to operate efficiently and is therefore it is anticipated to remain operating with proposed Lot 2 indefinitely.

# AGENDA

## 19 JULY 2022 – 9:00 AM

### COUNCIL CHAMBERS



Therefore, proposed Lot 2 is considered to be of suitable size to facilitate the efficient use of the land for the intended purpose, and to accommodate all relevant infrastructure and services as prescribed in PO10 of the Reconfiguration of a Lot Code.

Accordingly, following assessment, is considered generally compliant with the Shire of Flinders Planning Scheme (2017).

**REFERRAL TO THE STATE ASSESSMENT AND REFEREERAL AGENCY (SARA):**  
N/A

**PUBLIC NOTIFICATION:**  
N/A

**Officer's Recommendation** – That the development application for a Development Permit for a Reconfiguration of a lot – (1 lot into 2 lots) on land described as lot 1 on SP175984, situated at 6975 Ulva Road, Torrens Creek be approved subject to the following plans (Refer Attachment 1) M1963-SK-01 dated 08 April 2022 and the attached conditions of approval.

Attachment 1 - Approved Plans  
Attachment 2 - Development conditions  
Attachment 3 - Summary of Appeal Rights

#### 2.01.06 **SURRENDER AND RE-ISSUE OF PERMIT – LOT A ON AP5734**

Appendix 2.01.06

**Background** – Council received an Application for a Surrender of Permit to Occupy 0/214516, and an application for new Permit to Occupy over Lot A on Crown Plan AP5734, as part of present owner's Succession Planning of adjoining property, described as Lot A, AP5734, Lot 1 SP112354, Lot 9 CP D15750, Lot 3 CP D15750 and Lot 238 CP DG72.

**Officer's Recommendation** – That Council offers no objection to the surrender and re-issue of Permit to Occupy over land described as Lot A, AP5734, on the condition that wild dogs and noxious weeds are controlled, and the land holder be encouraged to participate in the 'Good Neighbour Program' as part of the Flinders Shire Council Local Government Biosecurity Plan.

#### 2.01.07 **SURRENDER AND RE-ISSUE OF PERMIT - LOT A ON AP2848**

Appendix 2.01.07

**Background** – Council received an Application for a Surrender of Permit to Occupy 0/216224, and Application for new Permit to Occupy over Lot A on Crown Plan AP2848, as part of present owner's Succession Planning of adjoining property, described as Lot 238 CP DG72 and Lot 239 CP DG 72.

**Officer's Recommendation** – That Council offers no objection to the surrender and re-issue of Permit to Occupy over land described as Lot A on AP2848, on the condition that wild dogs and noxious weeds are controlled, and the land holder be encouraged to participate in the 'Good Neighbour Program' as part of the Flinders Shire Council Local Government Biosecurity Plan.



# AGENDA

19 JULY 2022 – 9:00 AM  
COUNCIL CHAMBERS



## 2.01.08 SUBDIVISION OF ROLLING TERM LEASE – LOT 9 ON SP248068

Appendix 2.01.08

**Background** – Council received a Letter from the Department of Environment and Science regarding an Application to subdivide Rolling Term Lease – Lot 9 on SP248068.

**Officer's Recommendation** – That Council offers no objection to the subdivision of Rolling Term Lease Lot 9 on SP248068, on the condition that roads be surveyed in current alignment, within the dedicated road area and that Council and the Department of Transport are guaranteed access to the section of Highway that runs through this property to allow for the roads current upgrade and future maintenance needs.

## 2.01.09 MOUNT ISA TO TOWNSVILLE ECONOMIC DEVELOPMENT ZONE (MITEZ) MEMBERSHIP 2022-2023

Appendix 2.01.09

**Background** – Local Government membership in MITEZ is an opportunity for Councils and Shires to invest in the substantial future of their region. MITEZ has the official recognition of both the Queensland and Federal Government, meaning the organisation benefits from significant access to the resources and political authority of the broader community. Working towards a more stable and sustainable future for your region is made much simpler with the cooperation and access to private corporations and organisations that MITEZ offers.

Invoice received from MITEZ for the 2022-2023 annual membership of \$20,000.00 (Ex GST)

**Officer's Recommendation** – That Council resolve to remain a member of the Mount Isa to Townsville Economic Development Zone (MITEZ) for the 2022-2023 financial year for a total annual membership fee of \$20,000.00 (Ex GST).

## 2.01.10 LGAQ ANNUAL CONFERENCE 2022

**Background** – The LGAQ Annual Conference is being held in Cairns from 17 – 19 October 2022. Submission of Motions for the conference close on 10 August 2022. Councillors will be participating in a workshop on 29 July 2022 to complete the submission of motions.

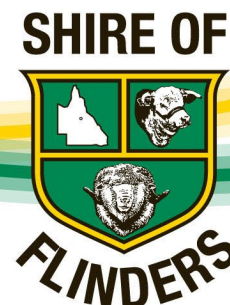
**Officer's Recommendation** – That Council submit the following motions to the LGAQ Annual Conference 2022, following the workshop:

- Rural Health Services
- Community Housing Project
- Financial Sustainability of Council

# AGENDA

## 19 JULY 2022 – 9:00 AM

### COUNCIL CHAMBERS



## 2.02 CORPORATE AND FINANCE SERVICES

### 2.02.01 FINANCIAL REPORT

Appendix 2.02.01

**Background** – In accordance with section 204 of the Local Government Regulation 2012, the Chief Executive Officer must present a financial report to the Council at its monthly ordinary meetings. Monthly financial reports consist of:

- Statement of financial performance;
- Statement of financial position;
- Statement of cash flows;
- Statement of Changes in Equity;

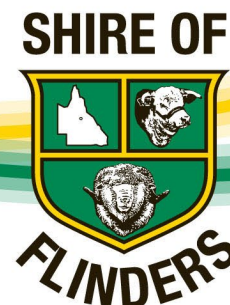
The following is a summary of the financial results as at 30 June 2022:

<b>1. Statement of Comprehensive Income</b>			
	<b>\$,000</b>		
Total Recurrent Revenue	46,652	93%	
Total Recurrent Expenditure	39,520	79%	
Net Operating Result - Surplus/(Deficit)	7,132	12297%	
Total Capital Income	(675)	-5%	
Total Capital Expense	78	-	
Net Result - Surplus/(Deficit)	6,379	47%	
<b>2. Statement of Financial Position</b>			
	<b>\$,000</b>		
Total Current Assets	42,885	140%	
Total Non-Current Assets	235,398	92%	
Total Assets	278,283	97%	
Total Current Liabilities	4,730	97%	
Total Non-Current Liabilities	9,215	104%	
Total Liabilities	13,945	102%	
Net Community Assets	264,338	97%	
Asset Revaluation Surplus	80,233	90%	
Retained Surplus/(Deficiency)	184,105	101%	
Total Community Equity	264,338	97%	
<b>3. Cash Flow Statement</b>			
	<b>\$,000</b>		
Cash at the beginning of the period	33,951	103%	
Total Payments Received	61,081	100%	
Total Payments Made	(53,451)	80%	
Cash as the end of the period	41,581	152%	

# AGENDA

## 19 JULY 2022 – 9:00 AM

### COUNCIL CHAMBERS



**Officer's Recommendation** – That in accordance with Section 204 of the *Local Government Regulation 2012*, Council receives and approves the financial report, which includes the following statements, for the period ending 30 June 2022.

- i. Statement of financial performance;
- ii. Statement of financial position;
- iii. Statement of cash flows;
- iv. Statement of Changes in Equity.

## 2.03 ENGINEERING

### 2.03.01 GRID SUBSIDY – ASSESSMENT NUMBER 1010 0592

**Background** – Council has received an application from a ratepayer to purchase a grid under the Grid Subsidy Program.

**Officer's Recommendation** – That Council receive and accept the Grid Subsidy Application, as presented.

## 2.04 COMMUNITY SERVICES AND WELLBEING

### 2.04.01 COMMUNITY GRANT PROGRAM – COMMUNITY EVENTS STREAM ROUND 3

**Background** – The objectives of the Flinders Shire Council's Community Grants Program - Events Stream, is designed to build relationships with community organisations to provide benefits to the Flinders Shire residents and visitors by ensuring Flinders Shire is a vibrant active community.

The Events Stream Funding is offered in two tiers:

- Event Support - Up to \$1000 focusing on supporting local events
- Event Development - Up to \$5000 focusing on the development and building capacity of events and seed funding for new and developing initiatives.

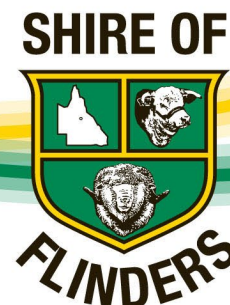
#### Community Grant Program – Event Stream – Event Support (July to December 2022)

Organisation	Event Description	Amount Requested	Recommendation
Flinders Tennis Club Inc.	Event: Junior Tennis Coaching Clinics  Event Description: Tennis Coaching Clinics provided by professional coach John Single for local children aged 4 – 16 years old.	\$1,000.00	Recommended

**Officer's Recommendation** – That Council approve the application, as presented above.

# AGENDA

19 JULY 2022 – 9:00 AM  
COUNCIL CHAMBERS



## 2.04.02 COMMUNITY GROUP FUNDRAISING – HUGHENDEN ALLEN TERRY CARAVAN PARK

**Background** – Letter received from community member, regarding proposal to coordinate dinner for visitors at the Allan Terry Caravan Park, as fundraiser for community groups.

The community member will lead the coordination and planning of the initiative and has received support from Caravan Park Managers and initial interest from a selection for community groups for this initiative.

The proposal is to provide dinners on Thursday night at the Caravan Park, with frequency to be confirmed depending on club interest and availability. Participation in the initiative will be offered to all community groups and clubs and be scheduled on a roster basis.

**Officer's Recommendation** – That Council supports the proposal for the introduction of fundraising dinners by community groups at the Hughenden Allen Terry Caravan Park and authorises the Director of Community Services and Wellbeing to work with event organiser to ensure all insurance, safety and food handling requirements are met.

## 2.04.03 NORTH QUEENSLAND SPORTS FOUNDATION – RESOURCE AND PERFORMANCE AGREEMENT

Appendix 2.04.03

**Background** – Flinders Shire Council have been members of the North Queensland Sports Foundation (NQS F) for many years. NQS F is a non-government organisation, committed to improving participation in sport and recreation, through bursary programs, the MoveIT NQ initiative and events such as North Queensland and Western Queensland Games.

Council has received a draft copy of the Resource and Performance Agreement for our perusal. The agreement is for 3 years with Council paying \$413.05 in 2022/23 with fee increasing with CPI over the second and third year.

**Officer's Recommendation** – That Council approves the renewal of the Resource and Performance Agreement with North Queensland Sports Foundation for a further three (3) years, expiring 30 June 2025, for a total contribution of \$1,276.70 (ex GST) for financial assistance; and

That Council delegate's authority to the Chief Executive Officer to negotiate and finalise any and all matters relating to the Resource and Performance Agreement.

# AGENDA

19 JULY 2022 – 9:00 AM  
COUNCIL CHAMBERS



## 4. PROPOSED MEETING CALENDAR

<i>DATE</i>	<i>TIME</i>	<i>MEETING VENUE</i>	<i>TOPIC</i>
<b>Monday 18 July 2022</b>	9:00am – 2:00pm	Council Chambers	<b>Briefing</b>
<b>Tuesday 19 July 2022</b>	9:00am – 12:30pm	Council Chambers	<b>Council Meeting</b>
<b>Monday 15 August 2022</b>	9:00am – 2:00pm	Council Chambers	<b>Briefing</b>
<b>Tuesday 16 August 2022</b>	9:00am – 12:30pm	Council Chambers	<b>Council Meeting</b>
<b>Monday 19 September 2022</b>	9:00am – 2:00pm	Council Chambers	<b>Briefing</b>
<b>Tuesday 20 September 2022</b>	9:00am – 12:30pm	Council Chambers	<b>Council Meeting</b>
<b>Monday 10 October 2022</b>	9:00am – 2:00pm	Council Chambers	<b>Briefing</b>
<b>Tuesday 11 October 2022</b>	9:00am – 12:30pm	Council Chambers	<b>Council Meeting</b>
<b>Monday 14 November 2022</b>	9:00am – 2:00pm	Council Chambers	<b>Briefing</b>
<b>Tuesday 15 November 2022</b>	9:00am – 12:30pm	Council chambers	<b>Council Meeting</b>
<b>Monday 12 December 2022</b>	9:00am – 2:00pm	Council Chambers	<b>Briefing</b>
<b>Tuesday 13 December 2022</b>	9:00am – 12:30pm	Council Chambers	<b>Council Meeting</b>



**AGENDA**  
**19 JULY 2022 – 9:00 AM**  
**COUNCIL CHAMBERS**



The meeting closed at

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**Jane McNamara**  
**Mayor**  
**Flinders Shire Council**



**Invoice No :** 202204

**Date :** 6/07/2022

**Customer ID :** FSC

**Name :** Hari Boppudi  
**Council :** Flinders Shire Council  
**Mailing Address :** PO Box 274  
 HUGHENDEN QLD 4821  
**Email :** [ceo@flinders.qld.gov.au](mailto:ceo@flinders.qld.gov.au)  
**Phone :** 07 4741 2900

## TAX INVOICE

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
1	2022/2023 NWQROC Membership	25,000.00	\$25,000.00
THANK YOU FOR YOUR SUPPORT!		SUBTOTAL	\$25,000.00
		GST	\$2,500.00
		TOTAL	<b>\$27,500.00</b>

**DIRECT ALL INQUIRIES TO:**

Greg Hoffman PSM  
 0418 756 005  
 email: [nwqroc@carpentaria.qld.gov.au](mailto:nwqroc@carpentaria.qld.gov.au)  
 ABN: 24 725 075 477

**FOR DIRECT DEPOSIT**

a/c name: NWQROC  
 bsb: 034-205  
 a/c no: 17 2098



[www.nwqroc.com.au](http://www.nwqroc.com.au)



0418 756 005



[nwqroc@carpentaria.qld.gov.au](mailto:nwqroc@carpentaria.qld.gov.au)



PO Box 31, Normanton Qld 4890



Andrews Town Planning

Mob: 0431 441 877

[frank@andrewstownplanning.com.au](mailto:frank@andrewstownplanning.com.au)

30 June 2022

**Flinders Shire Council**  
**34 Gray Street**  
**Hughenden QLD 4821**

**Attention: Hari Boppudi**

## **TOWN PLANNING SERVICES:**

- **GENERAL PLANNING ADVICE FOR FLINDERS SHIRE COUNCIL; AND**
- **ASSESSMENT OF DEVELOPMENT APPLICATIONS FOR COUNCIL**

## **LETTER OF ENGAGEMENT FOR PROFESSIONAL/CONSULTING SERVICES**

Dear Hari

Thank you for the opportunity to provide a fee proposal for the above services for the 2022/23 financial year. I have enjoyed my time working with Council on the Planning Scheme and other projects over the last five years and I look forward to working with you, Council and the Flinders community into the future.

### **1.0 Service Proposal**

As discussed, this fee proposal is based on provision of the following services:

- (a). General planning advice for Flinders Shire Council; and
- (b). Assessment of Development Applications for Council.

## **2.0 General Planning Advice**

### **2.1 Proposed Scope of Services – General Planning Advice**

I propose to be available to provide general town planning support and advice for Council as required. In particular, with respect to the application of the existing and new Planning Scheme.

The scope of this support would include:

- (a). Response to phone and email requests for advice from any Council officer or Councillor.
- (b). Provision of general advice to the Flinders Community with respect to the application of the Planning Scheme where referred by Council. For this, I would be happy to receive direct emails from the customer. If necessary I would be happy to call enquirers back where appropriate, or otherwise make arrangements for a phone call at an agreed time.
- (c). Provision of general advice to Council with respect to its responsibilities under relevant legislation, for example, the *Planning Act (2017)*.
- (d). Attend meetings by teleconference to provide advice as required.
- (e). For minor issues, act on behalf of Council, with respect to representation on planning matters with other government agencies, for example DILGP.

The scope of services, as outlined above, are based on responses to general enquiries and addressing minor matters.

Where more comprehensive advice or support is required, for example drafting formal responses, or providing advice on more complicated matters, I would be happy to provide fee proposals on a case by case basis.

I will respond to any request for advice within 1-3 business days. If I cannot respond in that time, I will advise Council accordingly.

### **2.2 Proposed Fee – General Planning Advice**

I would be happy to provide general planning advice for Council as outlined in the Proposed Scope of Services, based on a retainer of **\$8,580.00 per financial year** excluding GST.

It is proposed that this fee be paid as 4 quarterly payments of **\$2,145.00** plus GST.

## **3.0 Assessment of Development Applications**

### **3.1 Proposed Scope of Services – Assessment of Development Applications**

Local authorities have the responsibility to assess Development Applications in accordance with the Integrated Development Assessment System (IDAS) as prescribed by SPA. The following list outlines the primary tasks I propose to undertake to assist Council with the assessment of applications:

- (a). Overall project management of the assessment of the Development Application.
- (b). Assess the application against the relevant provisions of the Planning Scheme.
- (c). Prepare a written report with recommendations, suitable for inclusion in Council agendas.
- (d). Prepare an acknowledgment letter to be sent to the applicant (under Council letterhead and signature), if required.
- (e). Prepare the Decision Notice and Development Conditions.
- (f). Provide an Information Request (if required).
- (g). Assess and collate submissions on Impact Assessable applications, if required.
- (h). Provide advice to the State Assessment and Referral Agency (SARA), if required.
- (i). Liaise with applicants by email or phone as required.

- (j). Provide advice to applicants to assist with their submission of “Properly Made” Development Applications.
- (k). Arrange and attend (by teleconference) formal Pre-lodgement Meetings and provide written minutes.

### 3.2 Proposed Fees - Assessment of Development Applications

The proposed fee depends on the type and complexity of application. The following table, **Table 1**, outlines likely application scenarios and the proposed fees for each.

*Note 1: Any development assessment work will be invoiced at the completion of the application process.*

*Note 2: These fees are the same as the previous year as no change to development application fees are proposed.*

<b>TABLE 1: FEE PROPOSAL – ASSESSMENT OF DEVELOPMENT APPLICATIONS</b>	
<b>APPLICATION TYPE</b>	<b>PROPOSED FEE (EXCLUDING GST)</b>
Minor Change to a Development Approval	<b>\$750.00</b>
Change Representation during appeal period	<b>\$550.00</b>
Other Change to a Development	70% of fee for the development.  (e.g. Application for Code assessment, Other development: \$1050.00)
Code assessable application, Home based business	<b>\$450.00</b>
Code assessable application, Other Development	<b>\$1,400.00</b>
Impact assessable application, Home based business	<b>\$900.00</b>
Impact assessable application, Other Development	<b>\$2,750.00</b>
Operational work, Advertising device	<b>\$220.00</b>
Operational work, Other	<b>\$660.00</b>
Formal Pre-lodgement meeting	<b>\$330.00</b>

**Validity disclaimer** - The schedule of fees detailed above are valid for the 2022/23 Financial year



I really look forward to continuing assisting Council with its planning needs and the opportunity to discuss this proposal with you further.

Yours sincerely

A handwritten signature in black ink, appearing to be 'F. Andrews', written over a light blue grid background.

**Frank Andrews**

Town Planning Consultant

**ANDREWS TOWN PLANNING**

**AGENDA ITEM:****MEETING:****FILE:**

<b>RP DESCRIPTION:</b>	LOT 1 ON SP175984
<b>PROPERTY LOCATION:</b>	6975 ULVA ROAD, TORRENS CREEK
<b>PROPOSAL:</b>	RECONFIGURATION OF A LOT – 1 LOT INTO 2 LOTS
<b>APPLICANT:</b>	MILFORD PLANNING
<b>OWNERS:</b>	ROBERT MICHAEL HERROD
<b>SUBMISSIONS:</b>	N/A

**EXECUTIVE SUMMARY**

The application is seeking an approval of an application for subdivision from 1 lot into 2 lots.

**PLANNING CONSIDERATIONS**

The subject land is located in the Rural zone.

Reconfiguration of a Lot is Code assessable.

The following components of the Planning Scheme are considered as relevant to the assessment of this application:

- Rural zone code.
- Reconfiguration of a lot Code

The proposal is to subdivide a large rural allotment, approx. 26,360ha into 2 lots, one 12,135 ha (Proposed Lot 1) and the other 11,495 ha (Proposed Lot 2).

Proposed lot 1 exceeds 12,000 ha which is the acceptable solution for minimum lots size in the Shire of Flinders Planning Scheme (2017). However proposed lot 2 is marginally smaller than 12000 ha (11,495 ha).

However, the applicant has advised that proposed Lot 2 will function operationally with existing Lot 4 on WL22 – located in the Charters Towers Regional local government area – resulting in the operational area of approximately 12,321 ha. In addition, Lot 4 on WL22 is leasehold land which requires the use of surrounding grazing land and the associated infrastructure to operate efficiently and is therefore it is anticipated to remain operating with proposed Lot 2 indefinitely.

Therefore, proposed Lot 2 is considered to be of suitable size to facilitate the efficient use of the land for the intended purpose, and to accommodate all relevant infrastructure and services as prescribed in **PO10** of the Reconfiguration of a Lot Code.

Accordingly, following assessment, is considered generally compliant with the Shire of Flinders Planning Scheme (2017).

#### **REFERRAL TO THE STATE ASSESSMENT AND REFEREERAL AGENCY (SARA)**

N/A

#### **PUBLIC NOTIFICATION**

N/A

#### **RECOMMENDATION:**

The development application for a Development Permit for a Reconfiguration of a lot – (1 lot into 2 lots) on land described as lot 1 on SP175984, situated at 6975 Ulva Road, Torrens Creek be **approved** subject to:

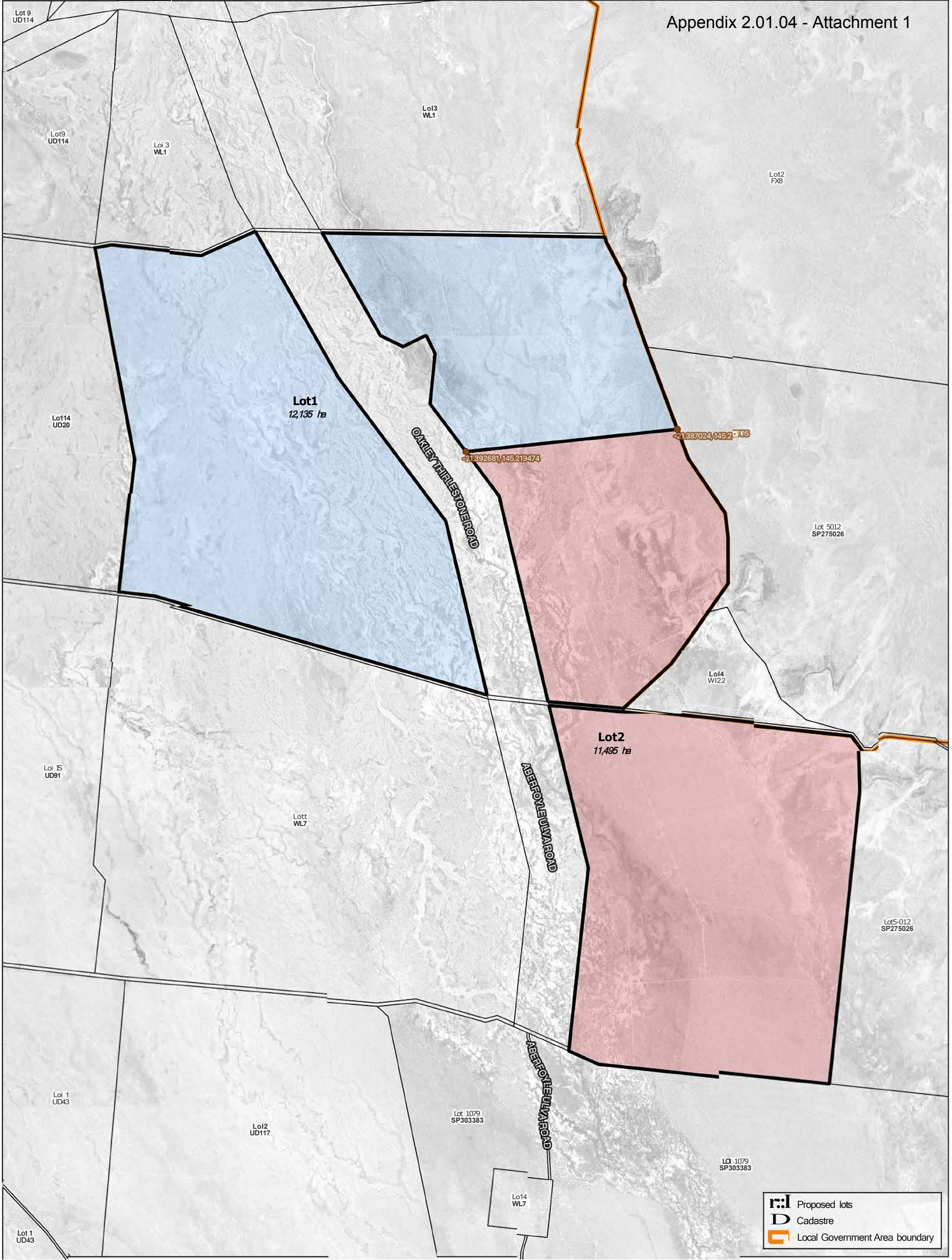
1. Plan No. M1963-SK-01 dated 08 April 2022

and the attached conditions of approval.

Frank Andrews  
Andrews Town Planning  
July 2022

**Attachment 1 - Approved Plans**  
**Attachment 2 - Development conditions**  
**Attachment 3 - Summary of Appeal Rights**







## **SCHEDULE OF CONDITIONS OF APPROVAL**

**APPLICANT:** Milford Planning  
PO Box 5463,  
Townsville City QLD 4810

Attention: Matteo Sandona

**LAND OWNED BY:** Robert Michael Herrod

**LAND DESCRIBED AS:** Lot 1 on SP175984

**PROPOSED DEVELOPMENT:** DEVELOPMENT PERMIT: RECONFIGURATION OF  
A LOT (1 LOT INTO 2 LOTS)

### **1.0 General**

1.1 The proposed development must generally be in accordance with -

- (a) the following approved plans:
  - Plan No. M1963-SK-01 dated 08 April 2022

which forms part of this approval, unless otherwise specified.

- (b) The proposed development must comply with all Planning Scheme requirements applying at the date of this application, except as otherwise specified by any condition of this approval;

1.2 All requirements of the conditions of this approval must be satisfied prior to Council signing the survey plan.



## **2.0 Public Utilities**

- 2.1 If any existing public utility service including telephone, electricity, water, sewerage needs to be altered or relocated to complete the subdivision the developer must bear the cost of alteration or relocation.

## **3.0 Stormwater/Flood**

- 3.1 The approved development and use must not interfere with the natural flow of stormwater and floodwaters in the locality in such a manner as to cause ponding or concentration of stormwater or flooding on adjoining land or roads.

## **4.0 Access**

- 4.1 Any intersection or driveway access is to be designed, constructed and maintained in accordance with current DTMR standards.

## **Advice**

### **a) Building Work**

A subsequent Development Permit for Building Works must be obtained before any Building Works are carried out as part of the approved use.

### **b) Operational Works**

All civil infrastructure works associated with this development must be submitted to council for assessment and approval prior to any works commencing on site. Design associated with such an application must be prepared and certified by a RPEQ if applicable.

### **c) Definitions**

In these conditions -

- a reference to an Act includes all statutory instruments and subordinate legislation made under that Act; and
- terms used have the meaning contained in the Shire of Flinders Planning Scheme 2017, the *Planning Act 2016* or the legislation referred to in those conditions, as the case may be.

- (2) The person is taken to have engaged in the representative's conduct, unless the person proves the person could not have prevented the conduct by exercising reasonable diligence.

- (3) In this section—

**conduct** means an act or omission.

**representative** means—

- (a) of a corporation—an executive officer, employee or agent of the corporation; or
- (b) of an individual—an employee or agent of the individual.

**state of mind**, of a person, includes the person's—

- (a) knowledge, intention, opinion, belief or purpose; and
- (b) reasons for the intention, opinion, belief or purpose.

## Chapter 6 Dispute resolution

### Part 1 Appeal rights

#### 229 Appeals to tribunal or P&E Court

- (1) Schedule 1 states—
- (a) matters that may be appealed to—
    - (i) either a tribunal or the P&E Court; or
    - (ii) only a tribunal; or
    - (iii) only the P&E Court; and
  - (b) the person—
    - (i) who may appeal a matter (the **appellant**); and
    - (ii) who is a respondent in an appeal of the matter; and

- (iii) who is a co-respondent in an appeal of the matter; and
- (iv) who may elect to be a co-respondent in an appeal of the matter.

- (2) An appellant may start an appeal within the appeal period.

- (3) The **appeal period** is—

- (a) for an appeal by a building advisory agency—10 business days after a decision notice for the decision is given to the agency; or
- (b) for an appeal against a deemed refusal—at any time after the deemed refusal happens; or
- (c) for an appeal against a decision of the Minister, under chapter 7, part 4, to register premises or to renew the registration of premises—20 business days after a notice is published under section 269(3)(a) or (4); or
- (d) for an appeal against an infrastructure charges notice—20 business days after the infrastructure charges notice is given to the person; or
- (e) for an appeal about a deemed approval of a development application for which a decision notice has not been given—30 business days after the applicant gives the deemed approval notice to the assessment manager; or
- (f) for any other appeal—20 business days after a notice of the decision for the matter, including an enforcement notice, is given to the person.

*Note—*

See the P&E Court Act for the court's power to extend the appeal period.

- (4) Each respondent and co-respondent for an appeal may be heard in the appeal.
- (5) If an appeal is only about a referral agency's response, the assessment manager may apply to the tribunal or P&E Court to withdraw from the appeal.

- (6) To remove any doubt, it is declared that an appeal against an infrastructure charges notice must not be about—
- (a) the adopted charge itself; or
  - (b) for a decision about an offset or refund—
    - (i) the establishment cost of trunk infrastructure identified in a LGIP; or
    - (ii) the cost of infrastructure decided using the method included in the local government's charges resolution.

## 230 Notice of appeal

- (1) An appellant starts an appeal by lodging, with the registrar of the tribunal or P&E Court, a notice of appeal that—
  - (a) is in the approved form; and
  - (b) succinctly states the grounds of the appeal.
- (2) The notice of appeal must be accompanied by the required fee.
- (3) The appellant or, for an appeal to a tribunal, the registrar, must, within the service period, give a copy of the notice of appeal to—
  - (a) the respondent for the appeal; and
  - (b) each co-respondent for the appeal; and
  - (c) for an appeal about a development application under schedule 1, table 1, item 1—each principal submitter for the development application; and
  - (d) for an appeal about a change application under schedule 1, table 1, item 2—each principal submitter for the change application; and
  - (e) each person who may elect to become a co-respondent for the appeal, other than an eligible submitter who is not a principal submitter in an appeal under paragraph (c) or (d); and

- (f) for an appeal to the P&E Court—the chief executive; and
  - (g) for an appeal to a tribunal under another Act—any other person who the registrar considers appropriate.
- (4) The *service period* is—
  - (a) if a submitter or advice agency started the appeal in the P&E Court—2 business days after the appeal is started; or
  - (b) otherwise—10 business days after the appeal is started.
- (5) A notice of appeal given to a person who may elect to be a co-respondent must state the effect of subsection (6).
- (6) A person elects to be a co-respondent by filing a notice of election, in the approved form, within 10 business days after the notice of appeal is given to the person.
- (7) Despite any other Act or rules of court to the contrary, a copy of a notice of appeal may be given to the chief executive by emailing the copy to the chief executive at the email address stated on the department's website for this purpose.

## 231 Other appeals

- (1) Subject to this chapter, schedule 1 and the P&E Court Act, unless the Supreme Court decides a decision or other matter under this Act is affected by jurisdictional error, the decision or matter is non-appealable.
- (2) The *Judicial Review Act 1991*, part 5 applies to the decision or matter to the extent it is affected by jurisdictional error.
- (3) A person who, but for subsection (1) could have made an application under the *Judicial Review Act 1991* in relation to the decision or matter, may apply under part 4 of that Act for a statement of reasons in relation to the decision or matter.
- (4) In this section—  
*decision* includes—

- (a) conduct engaged in for the purpose of making a decision; and
- (b) other conduct that relates to the making of a decision; and
- (c) the making of a decision or the failure to make a decision; and
- (d) a purported decision; and
- (e) a deemed refusal.

**non-appealable**, for a decision or matter, means the decision or matter—

- (a) is final and conclusive; and
- (b) may not be challenged, appealed against, reviewed, quashed, set aside or called into question in any other way under the *Judicial Review Act 1991* or otherwise, whether by the Supreme Court, another court, any tribunal or another entity; and
- (c) is not subject to any declaratory, injunctive or other order of the Supreme Court, another court, any tribunal or another entity on any ground.

## 232 Rules of the P&E Court

- (1) A person who is appealing to the P&E Court must comply with the rules of the court that apply to the appeal.
- (2) However, the P&E Court may hear and decide an appeal even if the person has not complied with rules of the P&E Court.

## Schedule 1 Appeals

section 229

### 1 Appeal rights and parties to appeals

- (1) Table 1 states the matters that may be appealed to—
  - (a) the P&E court; or
  - (b) a tribunal.
- (2) However, table 1 applies to a tribunal only if the matter involves—
  - (a) the refusal, or deemed refusal of a development application, for—
    - (i) a material change of use for a classified building; or
    - (ii) operational work associated with building work, a retaining wall, or a tennis court; or
  - (b) a provision of a development approval for—
    - (i) a material change of use for a classified building; or
    - (ii) operational work associated with building work, a retaining wall, or a tennis court; or
  - (c) if a development permit was applied for—the decision to give a preliminary approval for—
    - (i) a material change of use for a classified building; or
    - (ii) operational work associated with building work, a retaining wall, or a tennis court; or
  - (d) a development condition if—
    - (i) the development approval is only for a material change of use that involves the use of a building classified under the Building Code as a class 2 building; and

- (ii) the building is, or is proposed to be, not more than 3 storeys; and
  - (iii) the proposed development is for not more than 60 sole-occupancy units; or
  - (e) a decision for, or a deemed refusal of, an extension application for a development approval that is only for a material change of use of a classified building; or
  - (f) a decision for, or a deemed refusal of, a change application for a development approval that is only for a material change of use of a classified building; or
  - (g) a matter under this Act, to the extent the matter relates to the Building Act, other than a matter under that Act that may or must be decided by the Queensland Building and Construction Commission; or
  - (h) a decision to give an enforcement notice—
    - (i) in relation to a matter under paragraphs (a) to (g); or
    - (ii) under the Plumbing and Drainage Act; or
  - (i) an infrastructure charges notice; or
  - (j) the refusal, or deemed refusal, of a conversion application; or
  - (l) a matter prescribed by regulation.
- (3) Also, table 1 does not apply to a tribunal if the matter involves—
- (a) for a matter in subsection (2)(a) to (d)—
    - (i) a development approval for which the development application required impact assessment; and
    - (ii) a development approval in relation to which the assessment manager received a properly made submission for the development application; or
  - (b) a provision of a development approval about the identification or inclusion, under a variation approval, of a matter for the development.

- (4) Table 2 states the matters that may be appealed only to the P&E Court.
- (5) Table 3 states the matters that may be appealed only to the tribunal.
- (6) In each table—
  - (a) column 1 states the appellant in the appeal; and
  - (b) column 2 states the respondent in the appeal; and
  - (c) column 3 states the co-respondent (if any) in the appeal; and
  - (d) column 4 states the co-respondents by election (if any) in the appeal.
- (7) If the chief executive receives a notice of appeal under section 230(3)(f), the chief executive may elect to be a co-respondent in the appeal.
- (8) In this section—
 

*storey* see the Building Code, part A1.1.

<b>Table 1</b>
<b>Appeals to the P&amp;E Court and, for certain matters, to a tribunal</b>
<p>1. Development applications</p> <p>For a development application other than a development application called in by the Minister, an appeal may be made against—</p> <ul style="list-style-type: none"> <li>(a) the refusal of all or part of the development application; or</li> <li>(b) the deemed refusal of the development application; or</li> <li>(c) a provision of the development approval; or</li> <li>(d) if a development permit was applied for—the decision to give a preliminary approval.</li> </ul>



Table 1 Appeals to the P&E Court and, for certain matters, to a tribunal			
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The applicant	The assessment manager	If the appeal is about a concurrence agency's referral response—the concurrence agency	1 A concurrence agency that is not a co-respondent 2 If a chosen assessment manager is the respondent—the prescribed assessment manager 3 Any eligible advice agency for the application 4 Any eligible submitter for the application
2. Change applications For a change application other than a change application made to the P&E Court or called in by the Minister, an appeal may be made against— (a) the responsible entity's decision on the change application; or (b) a deemed refusal of the change application.			

Table 1 Appeals to the P&E Court and, for certain matters, to a tribunal			
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
1 The applicant 2 If the responsible entity is the assessment manager—an affected entity that gave a pre-request notice or response notice	The responsible entity	If an affected entity starts the appeal—the applicant	1 A concurrence agency for the development application 2 If a chosen assessment manager is the respondent—the prescribed assessment manager 3 A private certifier for the development application 4 Any eligible advice agency for the change application 5 Any eligible submitter for the change application
3. Extension applications For an extension application other than an extension application called in by the Minister, an appeal may be made against— (a) the assessment manager's decision on the extension application; or (b) a deemed refusal of the extension application.			

Table 1 Appeals to the P&E Court and, for certain matters, to a tribunal			
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
1 The applicant 2 For a matter other than a deemed refusal of an extension application—a concurrence agency, other than the chief executive, for the application	The assessment manager	If a concurrence agency starts the appeal—the applicant	If a chosen assessment manager is the respondent—the prescribed assessment manager
<p>4. Infrastructure charges notices</p> <p>An appeal may be made against an infrastructure charges notice on 1 or more of the following grounds—</p> <p>(a) the notice involved an error relating to—</p> <p>(i) the application of the relevant adopted charge; or</p> <p><i>Examples of errors in applying an adopted charge—</i></p> <ul style="list-style-type: none"> <li>the incorrect application of gross floor area for a non-residential development</li> <li>applying an incorrect ‘use category’, under a regulation, to the development</li> </ul> <p>(ii) the working out of extra demand, for section 120; or</p> <p>(iii) an offset or refund; or</p> <p>(b) there was no decision about an offset or refund; or</p> <p>(c) if the infrastructure charges notice states a refund will be given—the timing for giving the refund; or</p> <p>(d) for an appeal to the P&amp;E Court—the amount of the charge is so unreasonable that no reasonable relevant local government could have imposed the amount.</p>			

Table 1 Appeals to the P&E Court and, for certain matters, to a tribunal			
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The person given the infrastructure charges notice	The local government that gave the infrastructure charges notice	—	—
<p>5. Conversion applications</p> <p>An appeal may be made against—</p> <p>(a) the refusal of a conversion application; or</p> <p>(b) a deemed refusal of a conversion application.</p>			
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The applicant	The local government to which the conversion application was made	—	—
<p>6. Enforcement notices</p> <p>An appeal may be made against the decision to give an enforcement notice.</p>			
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The person given the enforcement notice	The enforcement authority	—	If the enforcement authority is not the local government for the premises in relation to which the offence is alleged to have happened—the local government

Table 2 Appeals to the P&E Court only			
<p>1. Appeals from tribunal</p> <p>An appeal may be made against a decision of a tribunal, other than a decision under section 252, on the ground of—</p> <p>(a) an error or mistake in law on the part of the tribunal; or</p> <p>(b) jurisdictional error.</p>			
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A party to the proceedings for the decision	The other party to the proceedings for the decision	—	—
<p>2. Eligible submitter appeals</p> <p>For a development application or change application other than an application decided by the P&amp;E Court or called in by the Minister, an appeal may be made against the decision to approve the application, to the extent the decision relates to—</p> <p>(a) any part of the development application or change application that required impact assessment; or</p> <p>(b) a variation request.</p>			
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
<p>1 For a development application—an eligible submitter for the development application</p> <p>2 For a change application—an eligible submitter for the change application</p>	<p>1 For a development application—the assessment manager</p> <p>2 For a change application—the responsible entity</p>	<p>1 The applicant</p> <p>2 If the appeal is about a concurrence agency's referral response—the concurrence agency</p>	Another eligible submitter for the application

Table 2 Appeals to the P&E Court only			
<p>3. Eligible submitter and eligible advice agency appeals</p> <p>For a development application or change application other than an application decided by the P&amp;E Court or called in by the Minister, an appeal may be made against a provision of the development approval, or a failure to include a provision in the development approval, to the extent the matter relates to—</p> <p>(a) any part of the development application or change application that required impact assessment; or</p> <p>(b) a variation request.</p>			
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
<p>1 For a development application—an eligible submitter for the development application</p> <p>2 For a change application—an eligible submitter for the change application</p> <p>3 An eligible advice agency for the development application or change application</p>	<p>1 For a development application—the assessment manager</p> <p>2 For a change application—the responsible entity</p>	<p>1 The applicant</p> <p>2 If the appeal is about a concurrence agency's referral response—the concurrence agency</p>	Another eligible submitter for the application
<p>4. Compensation claims</p> <p>An appeal may be made against—</p> <p>(a) a decision under section 32 about a compensation claim; or</p> <p>(b) a decision under section 265 about a claim for compensation; or</p> <p>(c) a deemed refusal of a claim under paragraph (a) or (b).</p>			

<b>Table 2 Appeals to the P&amp;E Court only</b>			
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A person dissatisfied with the decision	The local government to which the claim was made	—	—
<b>5. Registered premises</b> An appeal may be made against a decision of the Minister under chapter 7, part 4.			
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
1 A person given a decision notice about the decision  2 If the decision is to register premises or renew the registration of premises—an owner or occupier of premises in the affected area for the registered premises who is dissatisfied with the decision	The Minister	—	If an owner or occupier starts the appeal—the owner of the registered premises
<b>6. Local laws</b> An appeal may be made against a decision of a local government, or conditions applied, under a local law about— (a) the use of premises, other than a use that is the natural and ordinary consequence of prohibited development; or (b) the erection of a building or other structure.			

<b>Table 2 Appeals to the P&amp;E Court only</b>			
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A person who— (a) applied for the decision; and (b) is dissatisfied with the decision or conditions.	The local government	—	—

<b>Table 3 Appeals to a tribunal only</b>			
<b>1. Building advisory agency appeals</b> An appeal may be made against giving a development approval for building work to the extent the building work required code assessment against the building assessment provisions.			
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A building advisory agency for the development application related to the approval	The assessment manager	The applicant	1 A concurrence agency for the development application related to the approval  2 A private certifier for the development application related to the approval

<b>Table 3 Appeals to a tribunal only</b>			
<b>2. Inspection of building work</b> An appeal may be made against a decision of a building certifier or referral agency about the inspection of building work that is the subject of a building development approval under the Building Act.			
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The applicant for the development approval	The person who made the decision	—	—
<b>3. Certain decisions under the Building Act and the Plumbing and Drainage Act</b> An appeal may be made against— (a) a decision under the Building Act, other than a decision made by the Queensland Building and Construction Commission, if an information notice about the decision was given or required to be given under that Act; or (b) a decision under the Plumbing and Drainage Act, part 4 or 5, if an information notice about the decision was given or required to be given under that Act.			
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A person who received, or was entitled to receive, an information notice about the decision	The person who made the decision	—	—
<b>4. Local government failure to decide application under the Building Act</b> An appeal may be made against a local government's failure to decide an application under the Building Act within the period required under that Act.			

<b>Table 3 Appeals to a tribunal only</b>			
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A person who was entitled to receive notice of the decision	The local government to which the application was made	—	—

**From:** Shannyn Condon <Shannyn@cnavarrolegal.com.au>  
**Sent:** Wednesday, 22 June 2022 10:19 AM  
**To:** Public Enquiries  
**Cc:** Connie Navarro  
**Subject:** [210046] Rural Property - Restructure of Assets  
**Attachments:** 130308 1220 - Title Search (Lot 1 SP112354).pdf; 130308 1223 - Title Search (Lot 9 D15750).pdf; 130308 1223 - Title Search (Lot 3 D15750).pdf; 130308 1223 - Title Search (Lot 238 DG72).pdf; 130308 1223 - Title Search (Lot 239 DG72).pdf; 130308 1220 - Title Search (PO 0-214556).pdf; 130308 1220 - Title Search (PO 0-216224).pdf; 220617 0938 D - Surrender of Permit (216224) (signed).pdf; 220617 0938 E - Surrender of Permit (214556) (signed).pdf; 220620 1242 E - Application for Permit (216224) (signed).pdf; 220620 1242 D - Application for Permit (214556) (signed).pdf; 220412 1103 - Part C Statement.pdf

Attention: Flinders Shire Council

#### **Restructure of Assets – Transfer of Rural Property**

We act for Owners in relation to the above matter.

#### **Background**

**Real Property Description:** Lot 1 on SP112354, Title Reference 50230824  
 Lot 9 on CP D15750, Title Reference 50289257  
 Lot 3 on CP D15750, Title Reference 50289256  
 Lot 238 on CP DG72, Title Reference 50289259  
 Lot 239 on CP DG72, Title Reference 50289260

We attach current Title Searches for your information.

As part of Property's Succession Planning, Owners are in the process of transferring property to their son.

There are two (2) existing Permits to Occupy used in conjunction with this Property, described as follows:

Permit to Occupy PO 0/214516, Lot A on CP AP5734, Title Reference 40026199  
 Permit to Occupy PO 0/216224, Lot A on CP AP2848, Title Reference 40030121

We attach a copy of the Permit Searches for your information.

#### **Surrender of Permit to Occupy and Application for new Permit to Occupy**

On the transfer of this Property, the Owners agree to surrender their Permits to Occupy, contemporaneously with the Application for and grant of a new, replacement Permits to Occupy in the name of their Son and Daughter-in-Law.



We attach copies of the Surrenders of Permit to Occupy and Applications for new Permit to Occupy signed by our clients.

The Department requires the Application for Surrender and Application for new Permit to Occupy to be accompanied by the Form LA30 - Statement in relation to an application under the *Land Act 1994* over State land from the Reserve Manager (Council). On this basis, we now attach the Form LA30 for your information.

We hereby request Council provide:

- its support for the Application to Surrender of the existing Permit to Occupy; contemporaneously with,
- its support for the Application for a New Permit to Occupy, to replace the existing Permit to Occupy, in the name of Anthony; and
- a duly completed and signed Form LA30 confirming that the Council supports the Applications detailed above.

Would you please arrange for the Form LA30 to be completed, signed and returned to this office as soon as possible as our client is not able to commence the applications with the Department without the Council Part C.

#### **Future Action**

Should you wish to discuss the foregoing, please do not hesitate to contact Connie Navarro or Shannyn Condon.

Regards

Shannyn Condon  
Paralegal



---

M: 0439 803 538 | Connie: 0407 725 306 | E: [shannyn@cnavarrolegal.com.au](mailto:shannyn@cnavarrolegal.com.au)  
P: PO Box 126, Deeragun QLD 4818

**Confidential Communication:** This email is confidential and intended for named recipients only.

**Cyber Risk Warning:** Law Firms in Queensland have fallen victim to fraudulent activity by scammers which has resulted in the hacking of email accounts. If you are concerned about the authenticity of this email, phone Connie Navarro Legal on a known or verified telephone number.

**Caution – Money:** Please **DO NOT** deposit money to an account nominated by us (via email) without first verifying those details by telephone. Similarly, we will ensure to verify any account details provided by you (via email) by telephone.

***Liability limited by a scheme approved under professional standards legislation.***

**Part A – Form LA00****Contact and Land Details****Requirements**

1. **Part A:** Contact and land details will need to be completed.
2. **Part B:** Application specific form will need to be completed.
3. Payment of the prescribed Application fee (per title reference), if relevant. A refund of application fees will not be given. (Details of fees are available on the Department of Resources website at <<https://www.resources.qld.gov.au>> or from a regional department's business office or call 13 QGOV 13 74 68).
4. If the application is not lodged by a solicitor, bank or consultant on behalf of the applicant, then all applicants must sign the declaration on the appropriate Part B application form.
5. All parts of this application form need to be completed accurately, otherwise your application may be returned to you to complete.
6. Your application will not be considered as having been properly made unless all parts of this application form have been completed accurately, otherwise your application may be returned to you to complete.
7. Prior to lodging your application, the Department encourages the applicant to have a pre-lodgement meeting with a departmental officer who will provide additional information in relation to native title, expected timeframes, anticipated costs and to ensure the application will achieve your desired outcome.

**Important information**

8. All applications will be processed having regard to the requirements of the Land Act 1994 <<https://www.legislation.qld.gov.au/>> and related legislation, approved policies and procedures and the requirements of all other agencies with an interest in the land.
9. All completed applications can be lodged with the department by sending information to the following email or postal addresses.
10. **Email:** [SLAMlodgement@resources.qld.gov.au](mailto:SLAMlodgement@resources.qld.gov.au)
11. **Post:**  
  
Department of Resources  
  
PO Box 5318  
  
Townsville QLD 4810
12. If lodging an application, all relevant Part B application forms must be signed and supporting documentation must be scanned and then emailed.
13. In terms of the Right to Information Act 2009 interested parties may seek access to the department's records and view relevant documents.
14. Information on this form, and any attachments, is being collected to process and assess your application under the Land Act 1994. If required, we may need to consult with third parties such as relevant local or state agencies and adjoining property owners. Details provided to third parties will generally be limited to type of application, area applied for and intended use. Your personal information will not otherwise be disclosed unless authorised or required by law.
15. Please note that we may wish to contact you to seek your views on our service, to advise you of any legislative changes that might affect you or to seek your participation in surveys or programs relevant to your application type.



## **Part A – Form LA00**

### **Contact and Land Details**

#### **Requirements**

1. **Part A:** Contact and land details will need to be completed.
2. **Part B:** Application specific form will need to be completed.
3. Payment of the prescribed Application fee (per title reference), if relevant. A refund of application fees will not be given. (Details of fees are available on the Department of Resources website at <<https://www.resources.qld.gov.au>> or from a regional department's business office or call 13 QGOV 13 74 68).
4. If the application is not lodged by a solicitor, bank or consultant on behalf of the applicant, then all applicants must sign the declaration on the appropriate Part B application form.
5. All parts of this application form need to be completed accurately, otherwise your application may be returned to you to complete.
6. Your application will not be considered as having been properly made unless all parts of this application form have been completed accurately, otherwise your application may be returned to you to complete.
7. Prior to lodging your application, the Department encourages the applicant to have a pre-lodgement meeting with a departmental officer who will provide additional information in relation to native title, expected timeframes, anticipated costs and to ensure the application will achieve your desired outcome.

#### **Important information**

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Department of Resources  
  
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## Part A – Form LA00

### Contact and Land Details

#### Requirements

1. **Part A:** Contact and land details will need to be completed.
2. **Part B:** Application specific form will need to be completed.
3. Payment of the prescribed Application fee (per title reference), if relevant. A refund of application fees will not be given. (Details of fees are available on the Department of Resources website at <<https://www.resources.qld.gov.au>> or from a regional department's business office or call 13 QGOV 13 74 68).
4. If the application is not lodged by a solicitor, bank or consultant on behalf of the applicant, then all applicants must sign the declaration on the appropriate Part B application form.
5. All parts of this application form need to be completed accurately, otherwise your application may be returned to you to complete.
6. Your application will not be considered as having been properly made unless all parts of this application form have been completed accurately, otherwise your application may be returned to you to complete.
7. Prior to lodging your application, the Department encourages the applicant to have a pre-lodgement meeting with a departmental officer who will provide additional information in relation to native title, expected timeframes, anticipated costs and to ensure the application will achieve your desired outcome.

#### Important information

8. All applications will be processed having regard to the requirements of the Land Act 1994 <<https://www.legislation.qld.gov.au/>> and related legislation, approved policies and procedures and the requirements of all other agencies with an interest in the land.
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Department of Resources  
PO Box 5318  
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12. If lodging an application, all relevant Part B application forms must be signed and supporting documentation must be scanned and then emailed.
13. In terms of the Right to Information Act 2009 interested parties may seek access to the department's records and view relevant documents.
14. Information on this form, and any attachments, is being collected to process and assess your application under the Land Act 1994. If required, we may need to consult with third parties such as relevant local or state agencies and adjoining property owners. Details provided to third parties will generally be limited to type of application, area applied for and intended use. Your personal information will not otherwise be disclosed unless authorised or required by law.
15. Please note that we may wish to contact you to seek your views on our service, to advise you of any legislative changes that might affect you or to seek your participation in surveys or programs relevant to your application type.

**Part A – Form LA00****Contact and Land Details****Requirements**

1. **Part A:** Contact and land details will need to be completed.
2. **Part B:** Application specific form will need to be completed.
3. Payment of the prescribed Application fee (per title reference), if relevant. A refund of application fees will not be given. (Details of fees are available on the Department of Resources website at <<https://www.resources.qld.gov.au>> or from a regional department's business office or call 13 QGOV 13 74 68).
4. If the application is not lodged by a solicitor, bank or consultant on behalf of the applicant, then all applicants must sign the declaration on the appropriate Part B application form.
5. All parts of this application form need to be completed accurately, otherwise your application may be returned to you to complete.
6. Your application will not be considered as having been properly made unless all parts of this application form have been completed accurately, otherwise your application may be returned to you to complete.
7. Prior to lodging your application, the Department encourages the applicant to have a pre-lodgement meeting with a departmental officer who will provide additional information in relation to native title, expected timeframes, anticipated costs and to ensure the application will achieve your desired outcome.

**Important information**

8. All applications will be processed having regard to the requirements of the Land Act 1994 <<https://www.legislation.qld.gov.au/>> and related legislation, approved policies and procedures and the requirements of all other agencies with an interest in the land.
9. All completed applications can be lodged with the department by sending information to the following email or postal addresses.
10. **Email:** [SLAMlodgement@resources.qld.gov.au](mailto:SLAMlodgement@resources.qld.gov.au)
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Department of Resources  
  
PO Box 5318  
  
Townsville QLD 4810
12. If lodging an application, all relevant Part B application forms must be signed and supporting documentation must be scanned and then emailed.
13. In terms of the Right to Information Act 2009 interested parties may seek access to the department's records and view relevant documents.
14. Information on this form, and any attachments, is being collected to process and assess your application under the Land Act 1994. If required, we may need to consult with third parties such as relevant local or state agencies and adjoining property owners. Details provided to third parties will generally be limited to type of application, area applied for and intended use. Your personal information will not otherwise be disclosed unless authorised or required by law.
15. Please note that we may wish to contact you to seek your views on our service, to advise you of any legislative changes that might affect you or to seek your participation in surveys or programs relevant to your application type.

## Part C – Form LA30

### Statement in relation to an application under the Land Act 1994 over State land

#### Requirements

1. Part C Form LA30 is to be used to support the following applications under the *Land Act 1994* (Land Act):
  - Part A – Form LA00 – Contact and Land Details
  - Part B - Form LA03: Permit to Occupy application
  - Part B - Form LA18: Road Closure application
  - Part B - Form LA20: Simultaneous Road Opening and Closure application.
2. Please refer to the Department of Resources website <<https://www.dnrme.qld.gov.au/land-water>> (and search 'State Land Forms') for the relevant Part B form for specific application requirements or by contacting a regional department's business office or call 13 QGOV 13 74 68.

#### Important information

3. Notice of your application must be first provided to the road manager (if application is over a road) or trustee of the reserve (if application is over a reserve) to determine the impacts of your application.
4. Road Manager is –
  - the local government for a road that is under the control of the local government; or
  - for a State controlled road – the chief executive of the Queensland Government agency administering the Transport Infrastructure Act 1994 visit the Department of Transport and Main Roads website at <<https://www.tmr.qld.gov.au>>.
5. Section 68 of the Local Government Act 2009 <<https://www.legislation.qld.gov.au/>> and section 74 of the City of Brisbane Act 2010 requires notice of any proposed closure or opening be provided to the local government. The local government must fully state its reasons for its decision, which this department will consider.
6. The local government may have a specific local law for administering the use of local roads and reserves.
7. If the local government can authorise the proposed activity over a local road under a specific local law for administering the use of local roads, an application for a permit to occupy is not required by this department. Contact the relevant local government for authorisation of the proposed activity.
8. If the State government department administering state-controlled roads can authorise the proposed activity on a state controlled road under the *Transport Infrastructure Act 1994*, an application for permit to occupy is not required by this department. Contact Department of Transport and Main Roads for authorisation of the proposed activity.
9. A Permit to Occupy application over a reserve or road must include the support of the reserve trustee or the road manager (please see items 11 and 12 below). For reserve land, the trustee of the reserve must provide additional comments stating why a trustee lease is not supported
10. This form must be supported by a drawing (minimum size A4) which includes the following information:
  - specific location
  - area of land under application
  - Lot on Plan information
  - Scale
  - Dimensions





Our Ref: CTS11245/22

Department of  
**Environment and Science**

30 June 2022

Mr Hari Boppudi  
Chief Executive Officer  
Flinders Shire Council  
[flinders@flinders.qld.gov.au](mailto:flinders@flinders.qld.gov.au)

**Request for Council's views on application to subdivide Rolling Term Lease - Lot 9 on SP248068**

Dear Mr Boppudi

I am writing to you regarding the Department of Environment and Science's (the Department) recent acquisition of "The Lakes" property within Flinders Shire Council. You will be aware that in January 2022, the Department acquired "The Lakes", Lot 8 on SP248068 (Lot 8) for future dedication as a National Park under the *Nature Conservation Act 1992*.

The Department and the current leaseholder, Mr Richard Dudley Anning, have also executed a Contract of Sale over part of adjoining Lot 9 on SP248068 (Lot 9), with the settlement of the contract conditional on the Department of Resources' approving the subdivision of the Rolling Term Lease 233528 over Lot 9. Under the terms of the Contract of Sale, the Department is acting on behalf of Mr Anning to prepare and lodge the subdivision application. A letter from Mr Anning confirming this arrangement is attached for your information.

In line with the Contract, the Department is currently preparing to lodge an application to subdivide the lease over Lot 9 and as part of this process, we are seeking the views of the Flinders Shire Council on the proposed subdivision.

The attached Subdivision Map shows the proposed lease subdivision of Lot 9. The yellow outline shows the portion of Lot 9 subject to the Contract of Sale and the red outline shows the portion to be retained by Mr Anning. The blue outline shows The Lakes property. Lot 9 is 31,500 hectares in total, with the portion subject to the Contract of Sale comprising approx. 8,180 hectares.

The Department is working to acquire this northern portion of Lot 9 for future dedication as National Park as it has many outstanding values, including:

- it contains numerous 'endangered' and 'of concern' Regional Ecosystems that have very low representation within the Queensland protected area system
- it contains the catchment headwaters of Poison Creek which have highly significant aquatic conservation values; and
- the acquisition adds to and complements the outstanding biodiversity conservation and indigenous cultural values of the adjoining "The Lakes" property (lot 8).

PO Box 15187 City East  
Queensland 4002 Australia  
Telephone (07) 3330 5056  
Website [www.des.qld.gov.au](http://www.des.qld.gov.au)  
ABN 46 640 294 485

Almost all of the portion of Lot 9 subject to this Contract of Sale is unproductive land for stock grazing purposes and is currently fenced off from stock due to the presence of the toxic Heart Leaf Poison Bush (*Gastrolobium grandiflorum*). Much of the proposed lease subdivision boundary follows the existing fence line and management trail. If DOR approves the proposed subdivision of Lot 9, the current lessee intends to continue his pastoral enterprise on the residual lease area (about 23,320 ha) in conjunction with Lot 3 on WNG3 (adjoining the eastern boundary of Lot 9) which is also held as a Rolling Term Lease.

On an associated matter, I would like to reassure you that the Department recognises the importance of the current upgrade to the Kennedy Development Road, both to Council's residents and the region's economy. With this in mind, and in anticipation of future cooperative negotiations with Council and the Department of Transport and Main Roads, I can confirm that as part of the proposed dedication of part of Lot 9 and Lot 8 as National Park, the Department will seek to ensure that suitable arrangements are put in place to allow for the roads current upgrade and future maintenance needs.

I thank you in advance for your facilitation of this request and note that the Department would appreciate a response outlining Councils' views on the application to subdivide the Lease for Lot 9 by **5 August 2022**.

Should you require any further information, please contact Mr Dennis Devine, Senior Program Officer - Strategic Acquisitions, of the Department of Environment and Science on telephone (07) 4222 5207 or by email at [QPWSacquisitions@des.qld.gov.au](mailto:QPWSacquisitions@des.qld.gov.au).

Yours sincerely



Jen Collin  
**Director, Protected Area Investment**  
Department of Environment and Science

Encl.:  
Letter of consent from Mr Anning  
Subdivision Map

13. June - 2022.  
Richard ANNING  
Pretty Plains.  
Haghtonden, QLD  
4821.

DEANNA HOLDER  
SENIOR LAND OFFICER  
DEPT OF RESOURCES  
P.O. Box 94.  
INNISFAIR QLD, 4860.

I, RICHARD DUNCAN ANNING, hereby  
give consent for the Department of Environment & Science  
to Lodge an application on my behalf to subdivide  
ROLLING TERM LEASE TL 333528 (TIME REF 4058914)  
over Lot 9 on SP248068.

I understand that, should the subdivision application  
be approved, the offer of two new Rolling Term  
Leases will be made directly to myself.

Kind Regards

  
Richard D. ANNING



# Lot 9 SP248068 Proposed Subdivision Boundary



☐ Lot 8 on SP248068  
☐ Lot 9 on SP248068  
**Proposed Subdivision Boundary**  
 Coordinate system: GCS GDA 1994  
 Horizontal datum: GDA 1994

**Accuracy statement**  
 Due to varying sources of data, spatial locations may not coincide when overlaid.

**Disclaimer**  
 This map is compiled from information supplied to the Department of Environment and Science. Whilst all care is taken in the preparation of this map, neither the Department of Environment and Science nor its officers or staff accept any responsibility for any loss or damage which may result from inaccuracy or omission in the map from the use of the information contained therein.

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**Map production**  
 03 June 2022  
 Queensland Parks and Wildlife Service  
 Department of Environment and Science  
 Version 202004  
 Template: KM\_20220603 (markhak)





# Lot 9 SP248068 Proposed Subdivision Boundary



- Lot 8 on SP248068
  - Lot 9 on SP248068
  - Proposed Subdivision Boundary
- Coordinate system: GCS GDA 1994  
Horizontal datum: GDA 1994

## Accuracy statement

Due to varying sources of data, spatial locations may not coincide when overlaid.

## Disclaimer

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## Map production

03 June 2022  
Queensland Parks and Wildlife Service  
Department of Environment and Science  
Version 202004  
Template\_KM\_20220603 (markhak)





13 June - 2022  
Richard Arwing  
Pretty Plains  
Haystack (140)

Deanna Huse

Serial Line Card

Det of Kansas

Rob. Lee 9

100-100000 (100)

4 July 2022

Dear Members

Welcome to the new financial year, my first as the newly appointed Chief Executive Officer.

I hope to meet with all members early in my tenure to gain a better understanding of how your company operates, to listen and learn, but more importantly to ascertain how MITEZ can add value to your business by ensuring that we deliver outcomes that make you more productive, more efficient and more effective thereby contributing to strong economic growth across the entire Northwest corridor.

MITEZ has a vision for our region as a strong and globally competitive economy, with world-class infrastructure and liveability for our communities. Our primary goal is to facilitate the delivery of optimal impact, sustainably sound, economic growth initiatives that will create employment opportunities and raise prosperity in all seven LGAs from Mount Isa to Townsville.

Through collaborative and inclusive engagement, we can achieve strong economic growth outcomes across key industry sectors including mining, agriculture, renewables, manufacturing, tourism and defence. MITEZ is the voice of the Northwest, advocating for our members by bringing together industry sectors and associated stakeholders to address the opportunities and issues affecting our region with a delivery focus.

I am grateful for your continuing membership. Together we can enhance the future of our region, and your company, by empowering you with access to practical resources and a strong network of professional peers.

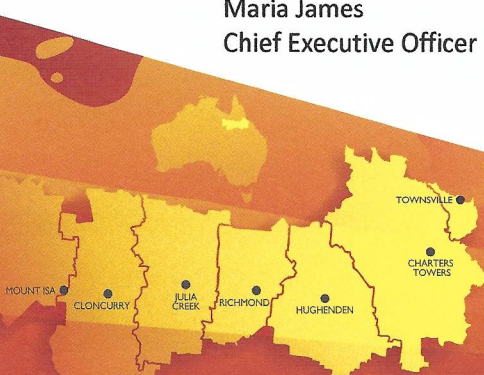
Being a MITEZ member consolidates our partnership and ensures we elevate your organisation by working in unison to transcend the challenges of freight, transport, energy, water, communication, housing and liveability. MITEZ protects your industry, enhances your reputation and fights on your behalf for opportunities and outcomes.

2022/2023 will be an exciting year for MITEZ and I am proud to lead this peak regional development organisation based on the foundation of a strong and committed membership base.

Yours sincerely



Maria James  
Chief Executive Officer





# TAX INVOICE

Flinders Shire Council  
P O Box 274  
HUGHENDEN QLD 4821  
ABN: 24 420 911 643

**Invoice Date**  
4 Jul 2022

**Invoice Number**  
INV-0089

**Reference**  
Mitez Membership  
2022/23

**ABN**  
74 648 140 789

Mount Isa to Townsville  
Economic Development  
Zone Incorporated  
PO Box 1258  
MOUNT ISA QLD 4825

Description	Quantity	Unit Price	GST	Amount AUD
Mitez Membership 2022/23	1.00	20,000.00	10%	20,000.00
Subtotal				20,000.00
TOTAL GST 10%				2,000.00
TOTAL AUD				22,000.00

## Due Date: 18 Jul 2022

### How to Pay

by Direct Deposit:

Please quote your company name as the reference:

Bank: Queensland Country Bank

BSB: 704-640

Account Number: 4148 3926

Account Name: MITEZ Inc

by Post:

Please send copy of this invoice and your cheque to:

MITEZ Inc

PO Box 1258

Mount Isa QLD 4825



# SHIRE OF FLINDERS

*Discovery • Opportunity • Lifestyle*

## Financial Report

**For the period ended**

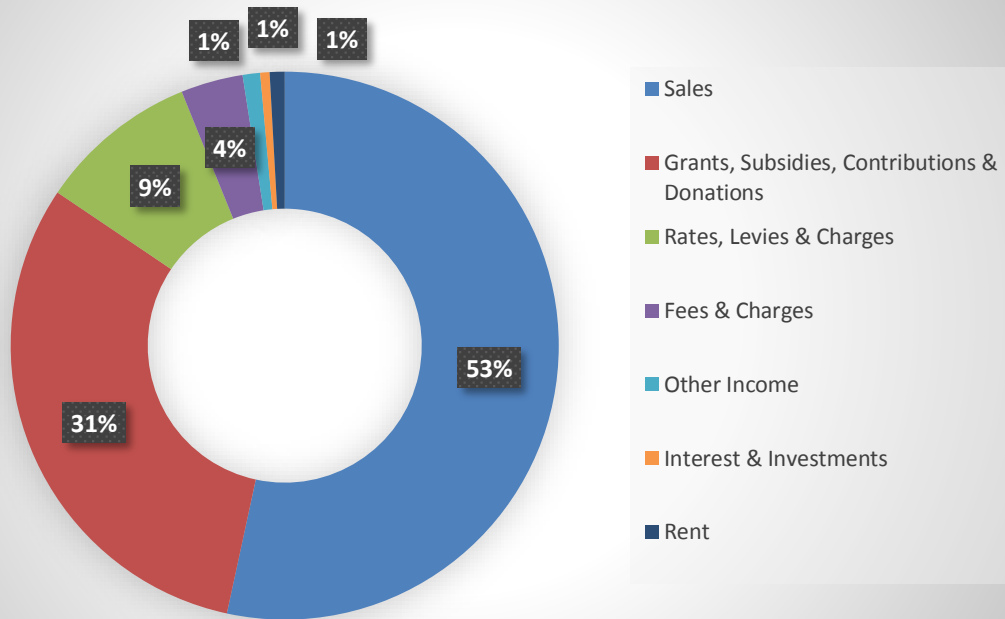
**30 June 2022**

**Flinders Shire Council**  
**Statement of Comprehensive Income**  
for the financial year to date 30 June 2022

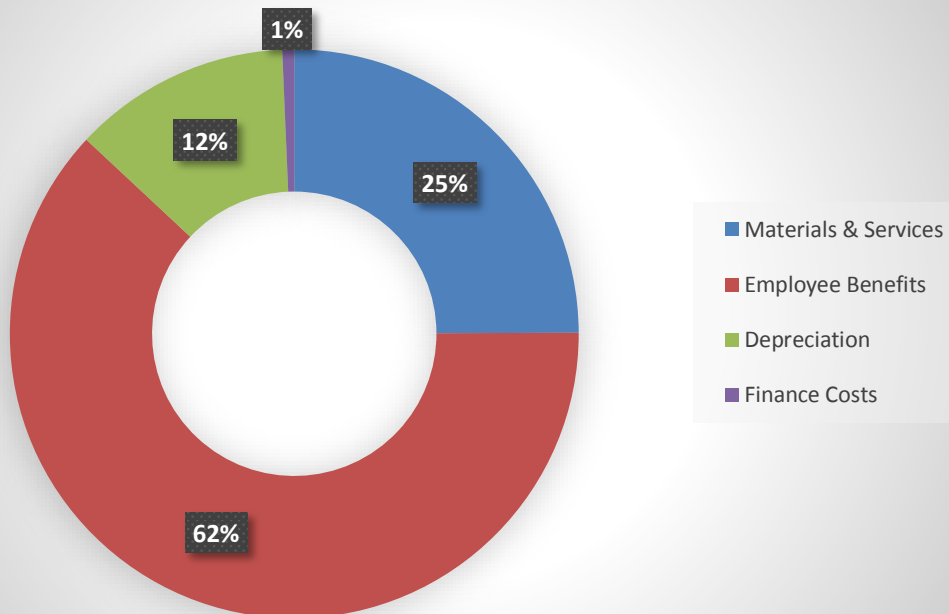
	Actual YTD 21/22	Revised Annual Budget 21/22	Variance Target 100%	Actual 20/21
<b>\$'000</b>				
<b><u>Income from Continuing Operations</u></b>				
<b><u>Recurrent Revenue</u></b>				
Rates, Levies and Charges	4,398	4,349	101%	4,227
Fees and Charges	1,712	1,575	109%	1,794
Rental Income	411	208	198%	184
Interest and Investment Revenue	258	192	134%	214
Sales Revenue	24,907	35,129	71%	26,881
Other Income	480	316	152%	468
Grants, Subsidies, Contributions and Donation	14,486	8,412	172%	15,863
<b>Total Recurrent Revenue</b>	<b>46,652</b>	<b>50,181</b>	<b>93%</b>	<b>49,631</b>
<b><u>Expenses from Continuing Operations</u></b>				
<b><u>Recurrent Expenses</u></b>				
Employee Benefits	24,506	19,419	126%	10,591
Materials and Services	9,857	25,080	39%	23,444
Finance Costs	267	288	93%	113
Depreciation	4,890	5,336	92%	4,571
<b>Total Recurrent Expenses</b>	<b>39,520</b>	<b>50,123</b>	<b>79%</b>	<b>38,719</b>
<b>Net Operating Result</b>	<b>7,132</b>	<b>58</b>	<b>12297%</b>	<b>10,912</b>
<b><u>Capital Revenue</u></b>				
Grants, Subsidies, Contributions and Donation	(703)	13,405	(5%)	15,536
Capital Income	28	10	280%	-
<b>Total Capital Revenue</b>	<b>(675)</b>	<b>13,415</b>	<b>(5%)</b>	<b>15,536</b>
Capital Expenses	78	-	-	317
<b>Total Capital Expenses</b>	<b>78</b>	<b>-</b>	<b>-</b>	<b>317</b>
<b>Net Result</b>	<b>6,379</b>	<b>13,473</b>	<b>47%</b>	<b>26,131</b>
<b><u>Other Comprehensive Income</u></b>				
Items that will not be reclassified subsequent Net Result				
Gain/(Loss) on Revaluation of Property, Plant and Equipment	-	-	-	(9,211)
<b>Total Comprehensive Income</b>	<b>6,379</b>	<b>13,473</b>	<b>47%</b>	<b>16,920</b>



## Recurrent Revenue

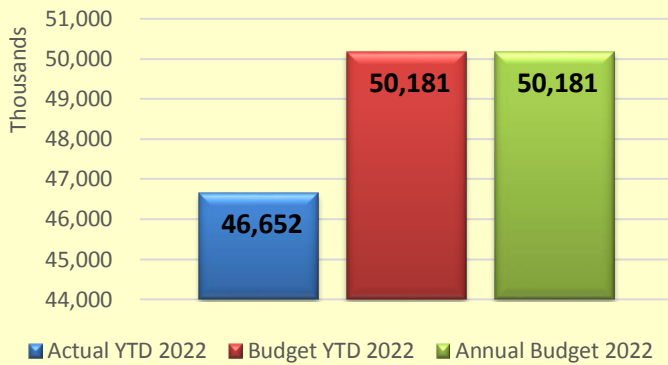


## Recurrent Expenses

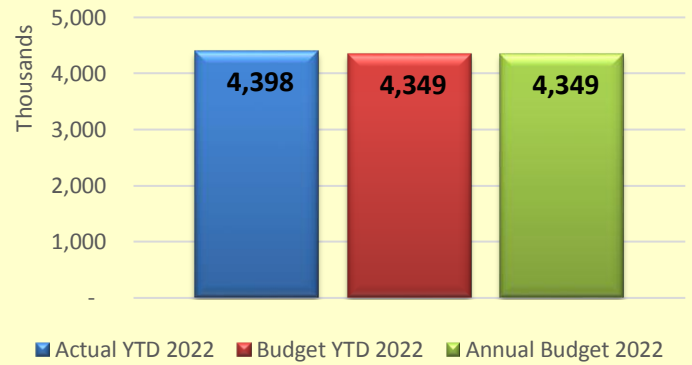


## Recurrent Income Actual YTD v Budget YTD v Annual Budget 2022

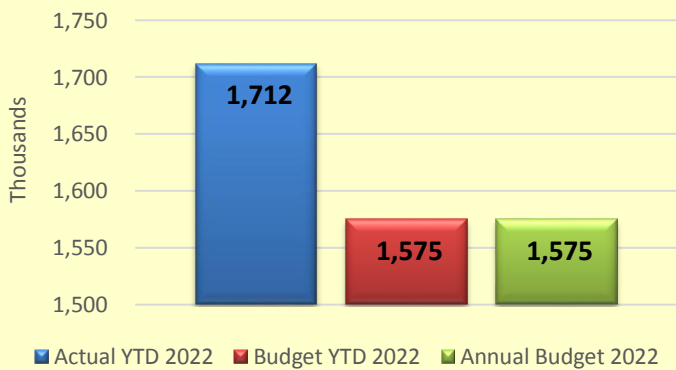
### Total Recurrent Income



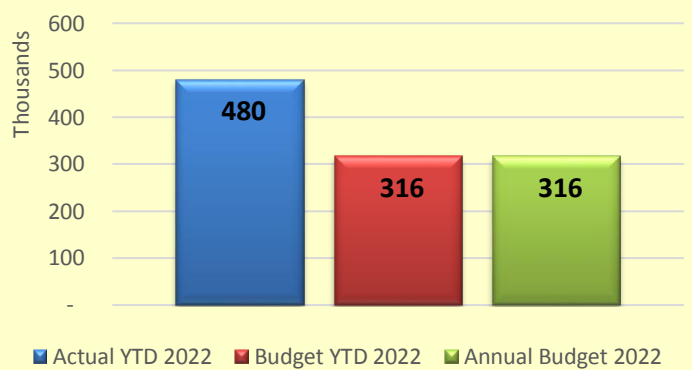
### Rates, Levies & Charges



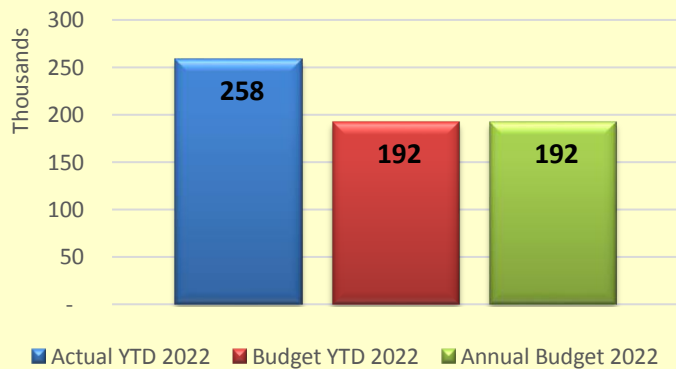
### Fees & Charges



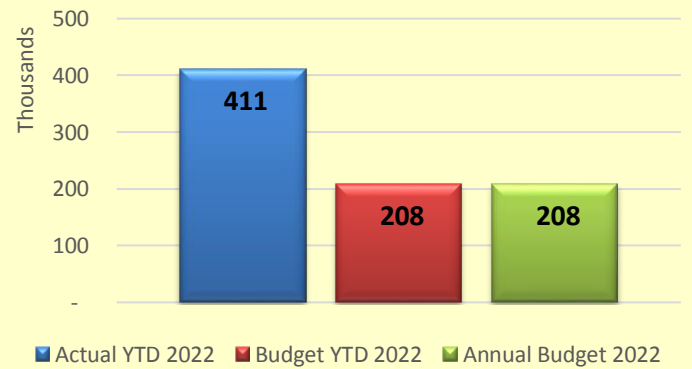
### Other Income



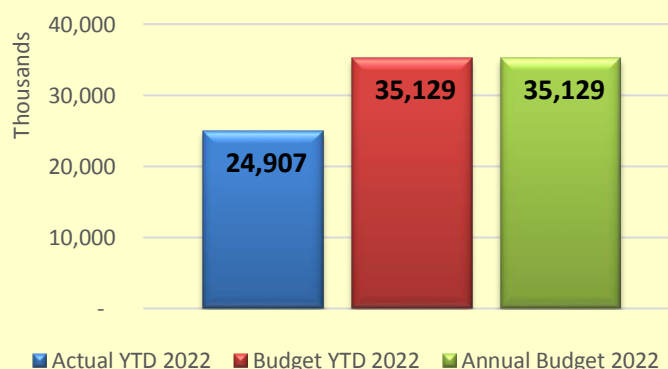
### Interest & Investment Revenue



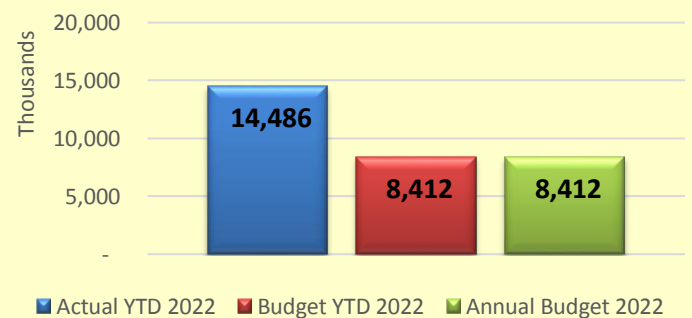
### Rent



### Sales Revenue

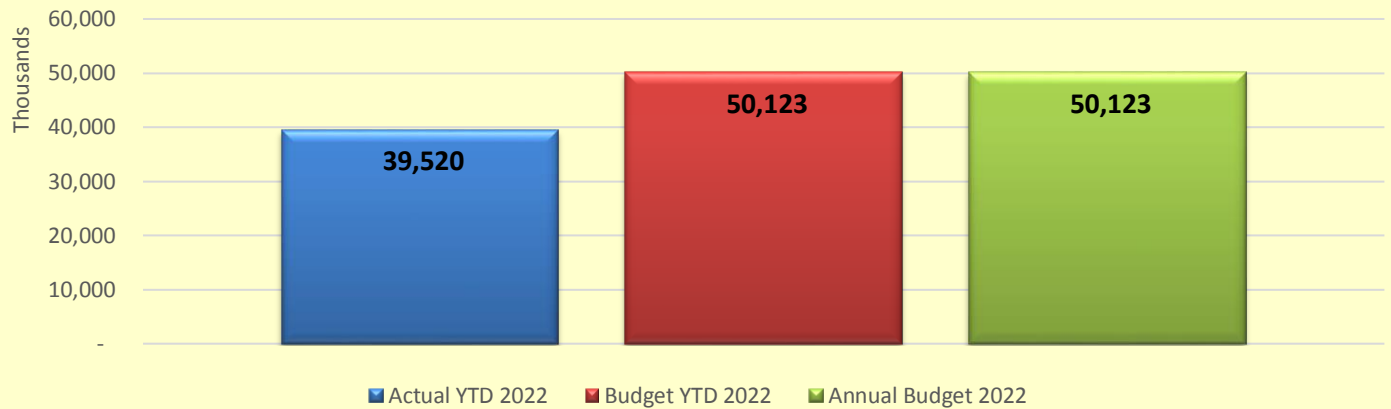


### Grants, Subsidies, Contributions & Donations

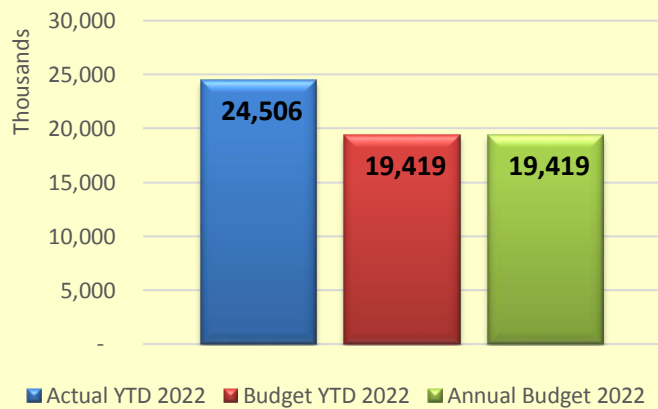


# Recurrent Expenses Actual YTD v Budget YTD v Annual Budget 2022

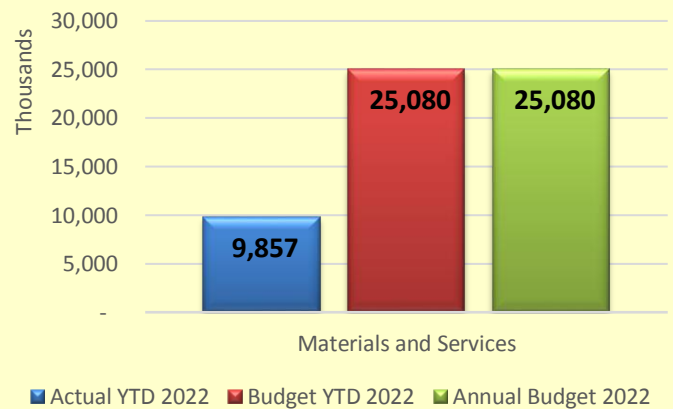
## Total Recurrent Expenses



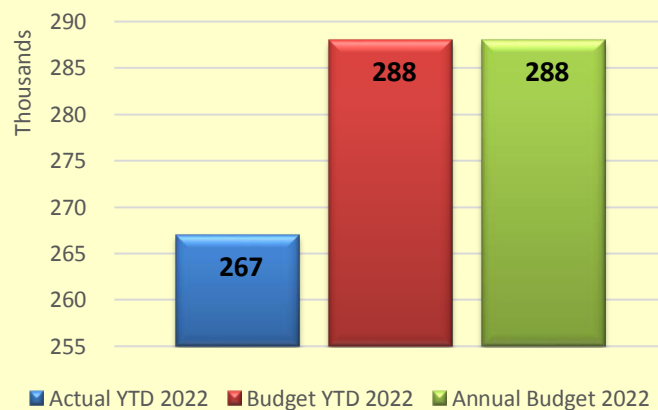
## Employee Benefits



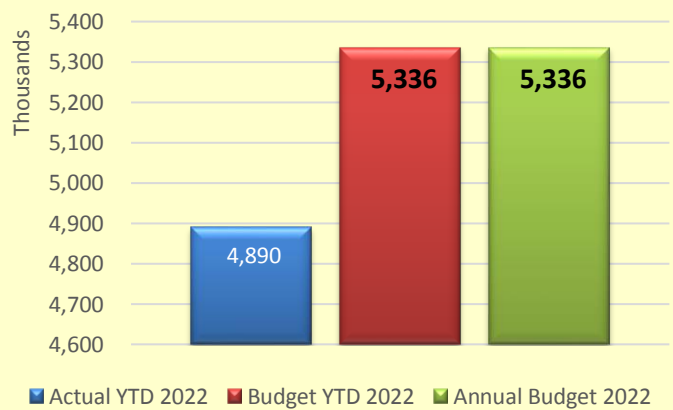
## Materials & Services



## Finance Costs



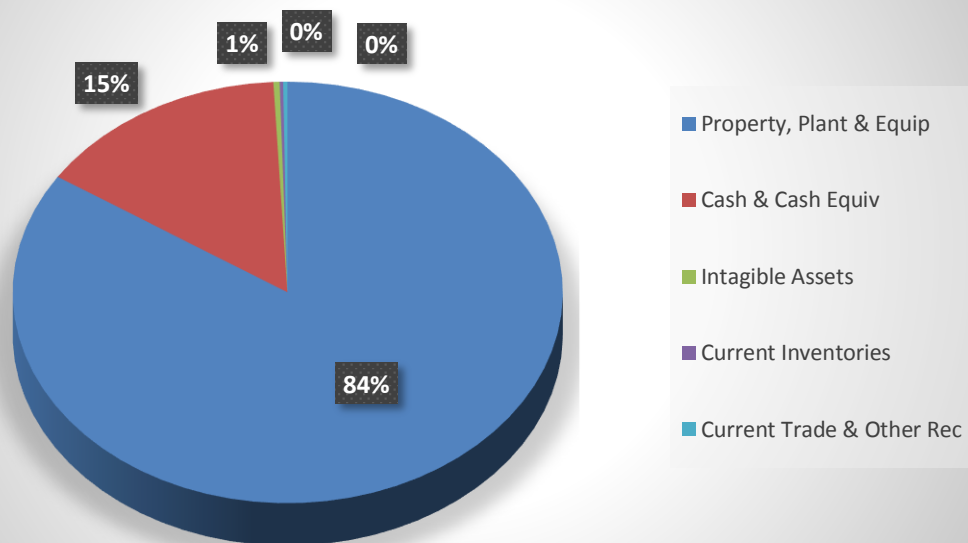
## Depreciation



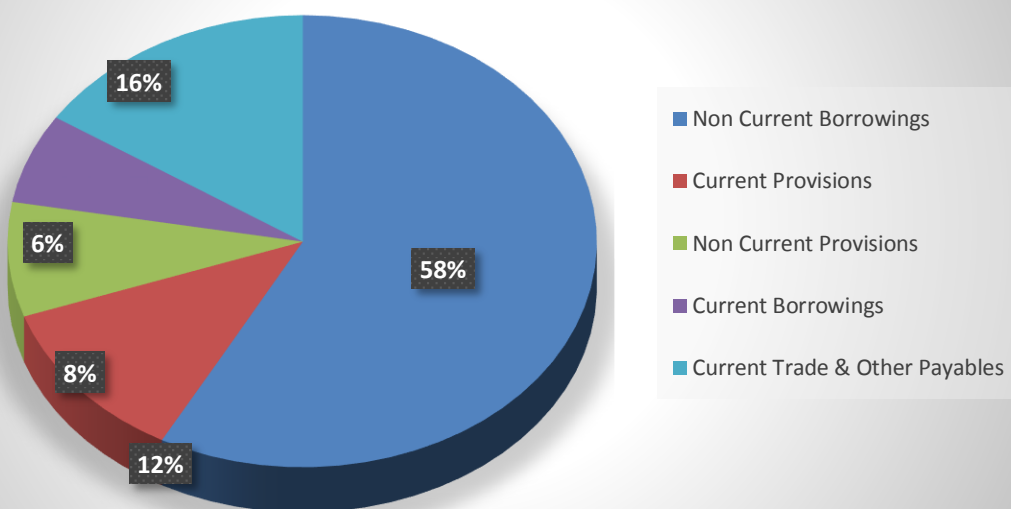
**Flinders Shire Council**  
**Statement of Financial Position**  
As at 30 June 2022

	Actual YTD 21/22	Revised Annual Budget 21/22	Variance Target 100%	Actual 20/21
<b>\$'000</b>				
<b>ASSETS</b>				
<b>Current Assets</b>				
Cash and Cash Equivalents	41,581	27,271	152%	33,951
Trade and Other Receivables	687	2,633	26%	5,966
Inventories	563	534	105%	464
Contract Assets	-	-	-	7,588
Other Assets	54	88	61%	88
<b>Total Current Assets</b>	<b>42,885</b>	<b>30,526</b>	<b>140%</b>	<b>48,057</b>
<b>Non-Current Assets</b>				
Trade and Other Receivables	1	1	100%	1
Inventories	-	-	-	-
Property, Plant and Equipment	234,375	254,132	92%	230,258
Intangible assets	1,022	1,022	0%	1,022
<b>Total Non-Current Assets</b>	<b>235,398</b>	<b>255,155</b>	<b>92%</b>	<b>231,281</b>
<b>TOTAL ASSETS</b>	<b>278,283</b>	<b>285,681</b>	<b>97%</b>	<b>279,338</b>
<b>LIABILITIES</b>				
<b>Current Liabilities</b>				
Trade and Other Payables	2,199	2,184	101%	5,919
Contract Liabilities	-	-	-	2,854
Borrowings	895	1,046	86%	895
Provisions	1,636	1,642	100%	1,640
<b>Total Current Liabilities</b>	<b>4,730</b>	<b>4,872</b>	<b>97%</b>	<b>11,308</b>
<b>Non-Current Liabilities</b>				
Trade and Other Payables	-	-	-	-
Borrowings	8,076	7,814	103%	8,932
Provisions	1,139	1,013	112%	1,139
<b>Total Non-Current Liabilities</b>	<b>9,215</b>	<b>8,827</b>	<b>104%</b>	<b>10,071</b>
<b>TOTAL LIABILITIES</b>	<b>13,945</b>	<b>13,699</b>	<b>102%</b>	<b>21,379</b>
<b>Net Community Assets</b>	<b>264,338</b>	<b>271,982</b>	<b>97%</b>	<b>257,959</b>
<b>COMMUNITY EQUITY</b>				
Asset Revaluation Surplus	80,233	89,444	90%	80,233
Retained Surplus/(Deficiency)	184,105	182,538	101%	177,726
<b>TOTAL COMMUNITY EQUITY</b>	<b>264,338</b>	<b>271,982</b>	<b>97%</b>	<b>257,959</b>

## Total Assets



## Total Liabilities

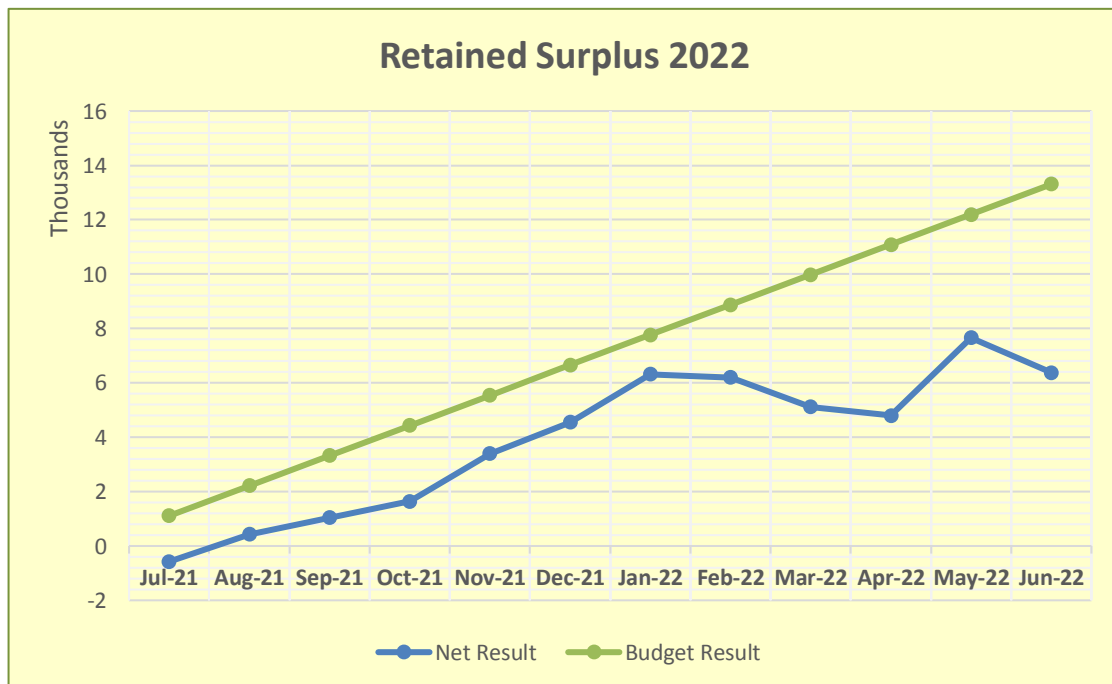


**Flinders Shire Council**  
**Statement of Changes in Equity**  
for the financial year to date 30 June 2022

\$'000	Asset Revaluation Surplus	Retained Surplus	Total Equity
<b>Actual 21/22</b>			
Opening Balance as at 1 July 2021	80,233	177,726	257,959
Net Result		6,379	6,379
Equity Balance as at 30 June 2022	80,233	184,105	264,338

**Actual 20/21**

Opening Balance as at 1 July 2020	89,444	151,595	241,039
Net Result		26,131	26,131
Other Comprehensive Income			
Increase / Decrease in Asset Revaluation Surplus	(9,211)	-	(9,211)
Equity Balance as at 30 June 2021	80,233	177,726	257,959

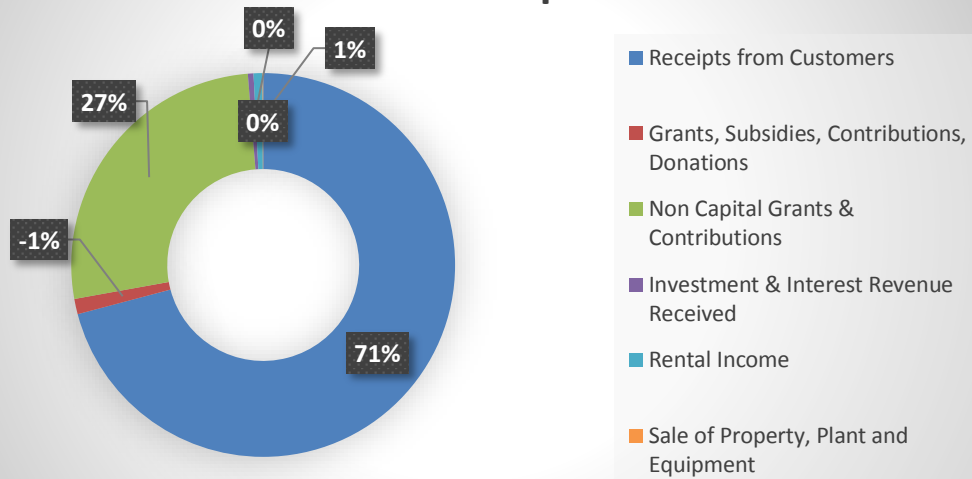


**Flinders Shire Council**  
**Statement of Cash Flows**  
for the financial year to date 30 June 2022

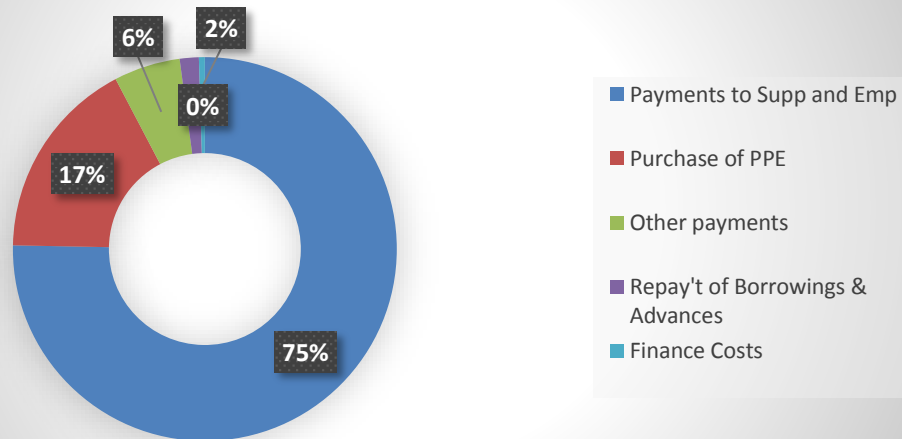
<b>\$'000</b>	<b>Actual YTD 21/22</b>	<b>Revised Annual Budget 21/22</b>	<b>Variance</b>	<b>Actual 20/21</b>
<b><u>Cash Flows from Operating Activities</u></b>				
Receipts from Customers	38,655	39,142	99%	27,121
Payments to Suppliers and Employees	(40,253)	(47,008)	86%	(37,062)
	(1,598)	(7,866)	20%	(9,941)
<b><u>Receipts :</u></b>				
Investment and Interest Revenue Received	258	192	134%	214
Rental Income	411	208	198%	184
Non Capital Grants and Contributions	14,486	7,926	183%	15,863
Other	7,946	-	-	-
<b><u>Payments:</u></b>				
Finance Costs	(267)	(288)	93%	(113)
Other	(2,990)	-	-	-
<b>Net Cash Flows from Operating Activities</b>	<b>18,246</b>	<b>172</b>	<b>10608%</b>	<b>6,207</b>
<b><u>Cash Flows from Investing Activities</u></b>				
<b><u>Receipts :</u></b>				
Sale of Property, Plant and Equipment (Capital)	28 (703)	661 12,866	0 -5%	807 15,536
<b><u>Payments:</u></b>				
Payments for real estate assets	-	-	-	-
Purchase of Property, Plant & Equipment	(9,085)	(18,296)	50%	(26,794)
Payments for intangible assets	-	-	-	-
<b>Net Cash Flows from Investing Activities</b>	<b>(9,760)</b>	<b>(4,769)</b>	<b>205%</b>	<b>(10,451)</b>
<b><u>Cash Flows from Financing Activities</u></b>				
Proceeds from Borrowings	-	-	-	7,777
Repayment of Borrowings	(856)	(1,146)	75%	(499)
<b>Net Cash Flows from Investing Activities</b>	<b>(856)</b>	<b>(1,146)</b>	<b>75%</b>	<b>7,278</b>
<b>NET INCREASE/(DECREASE) FOR THE YEAR</b>	<b>7,630</b>	<b>(5,743)</b>	<b>-133%</b>	<b>3,034</b>
plus: Cash and Cash Equivalents - opening	33,951	33,014	103%	30,917
<b>CASH AT END OF FINANCIAL YEAR</b>	<b>41,581</b>	<b>27,271</b>	<b>152%</b>	<b>33,951</b>



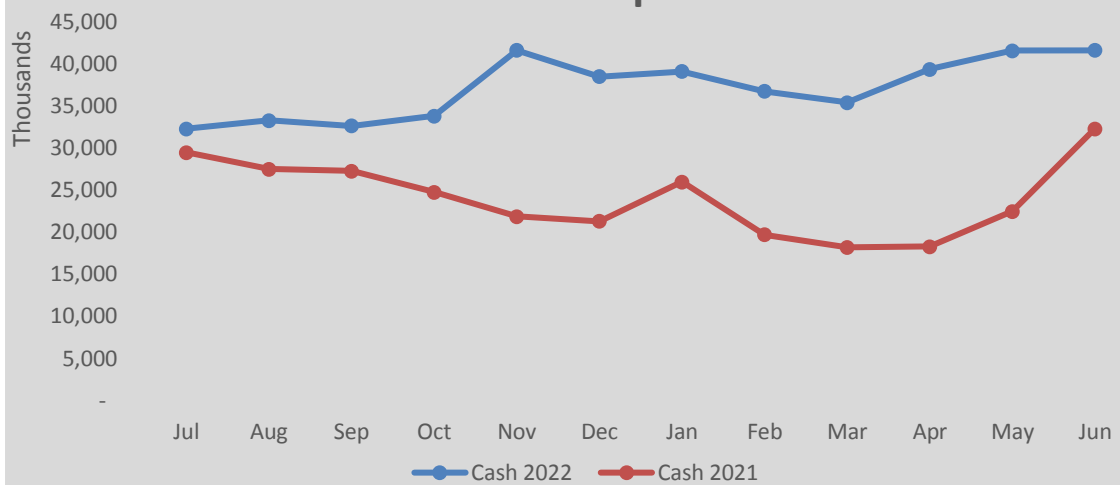
## Cash Receipts



## Cash Payments



## Cash & Cash Equivalents



# FLINDERS SHIRE COUNCIL UNRESTRICTED CASH RECONCILIATION

As at 30 June 2022

	\$000	\$000
Cash Balance at		41,581
Less: Current Liabilities		4,730
Non-Current Provisions		1,139
Unspent Grants		5,137
Reserves		12,000
- Roads	4,000	
- Water	1,500	
- Sewer	1,500	
- Buildings and Other Structures	2,500	
- Plant Replacement	2,000	
- Cemeteries	500	
<b>Total Unrestricted Cash at 30 June 2022</b>		<b>18,575</b>

## FLINDERS SHIRE COUNCIL MEASURES OF FINANCIAL SUSTAINABILITY

As at 30 June 2022

Operating Surplus Ratio	30 June 2022	2021/2022 Budget
	15%	2%

Operating or Net Result (excl Capital Items)/Total Operating Revenue  
(excl Capital Items)

Target: Between 0% and 10%

Indicator of the extent to which revenues raised cover operational expenses only or are available for capital funding purposes or other purposes.

Net Financial Liabilities Ratio	30 June 2022	2021/2022 Budget
	(62%)	(18%)

Total Liabilities - Current Assets/Total Operating Revenue  
(excluding Capital Items)

Target: < 60%

Indicator of the extent to which the net financial liabilities of the Council can be serviced by its operating revenues.

Asset Sustainability Ratio	30 June 2022	2021/2022 Budget
	18%	194%

An approximation of the extent to which the infrastructure assets managed by the Council are being replaced as they reach the end of their useful lives.

Target: > 90%

# REVENUE AND EXPENDITURE BY DEPARTMENT

As at 30 June 2022

Actual YTD 2022	Revised Annual Budget 21/22	Variance Target 100%
-----------------------	-----------------------------------	----------------------------

## REVENUE

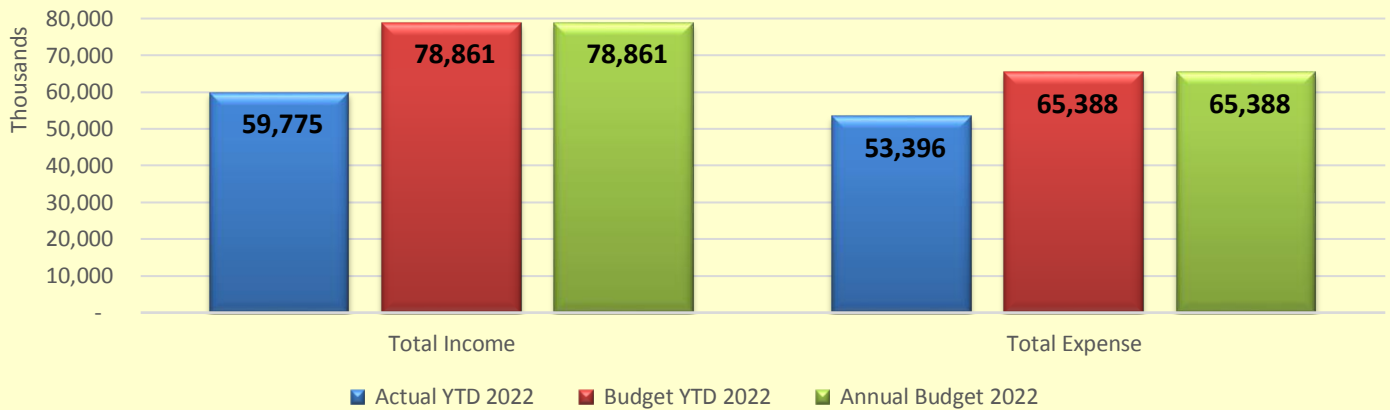
Councillors	-	-	0%
Chief Executive Officer	13,517	3,250	416%
Community Care	1,805,475	2,005,613	90%
Community Services	1,746,503	2,219,129	79%
Corporate Services & Finance	13,781,060	10,678,411	129%
Engineering	37,202,361	58,782,009	63%
Environmental Health Officer	242,992	242,674	100%
Human Resources	4,207,812	4,107,962	102%
Rural Lands	288,939	364,988	79%
Workplace Health & Safety	486,766	457,000	107%
<b>TOTAL</b>	<b>59,775,425.00</b>	<b>78,861,036</b>	<b>76%</b>

## EXPENSES

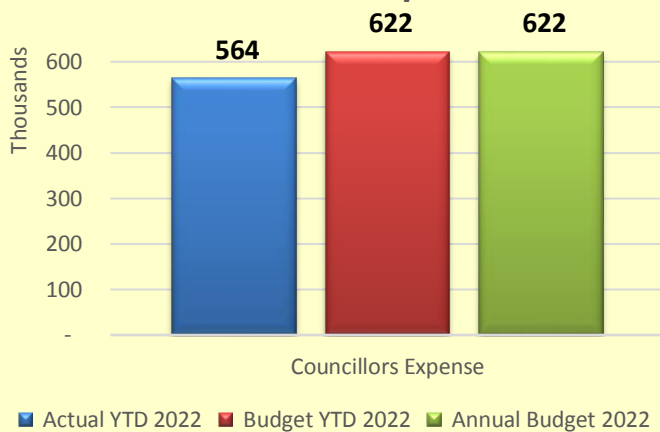
Councillors	563,754	621,641	91%
Chief Executive Officer	413,114	741,954	56%
Community Care	1,825,677	1,745,551	105%
Community Services	2,225,778	2,713,958	82%
Corporate Services & Finance	3,005,286	2,931,527	103%
Engineering	39,215,192	49,600,978	79%
Environmental Health Officer	955,890	1,059,138	90%
Human Resources	4,383,226	4,726,703	93%
Rural Lands	587,070	918,727	64%
Workplace Health & Safety	220,957	328,241	67%
<b>TOTAL</b>	<b>53,395,944</b>	<b>65,388,418</b>	<b>82%</b>
<b>TOTAL SURPLUS/(DEFICIT)</b>	<b>6,379,481</b>	<b>13,472,618</b>	<b>47%</b>

## Income & Expense by Department 30 June 2022

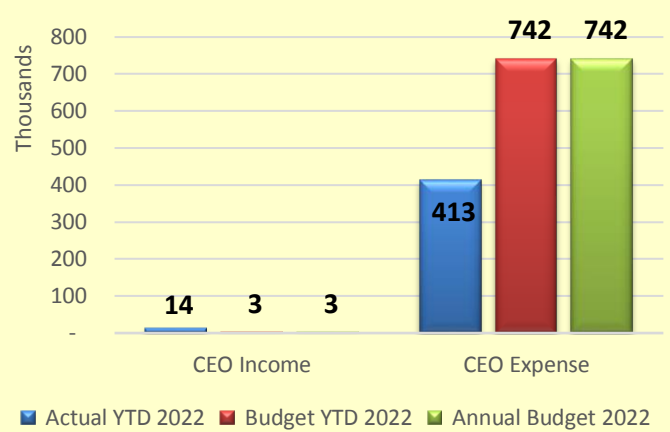
### Flinders Shire Council Consolidated



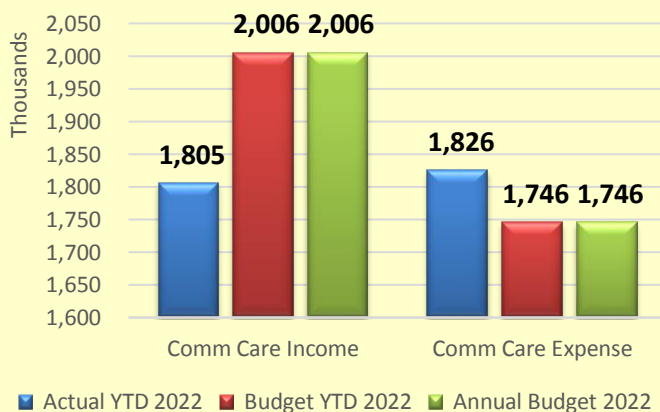
### Councillors Expense



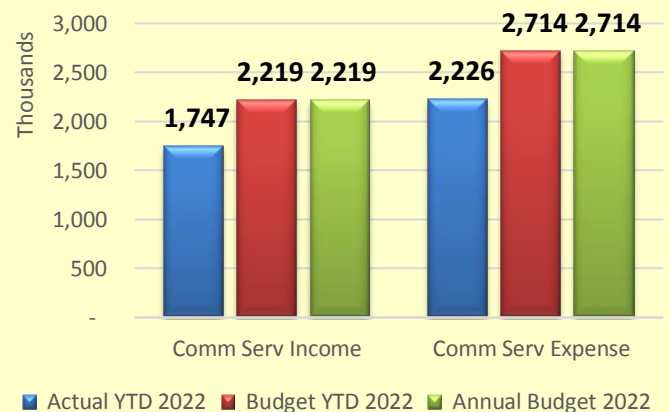
### CEO



### Community Care

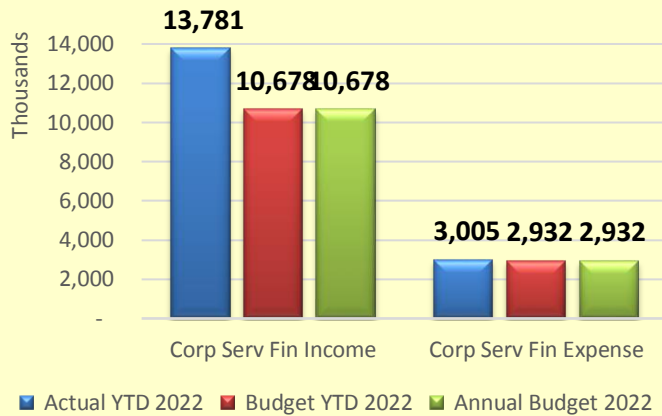


### Community Services

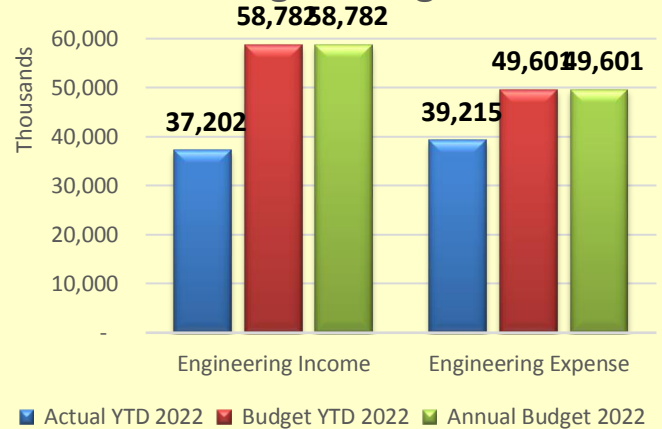


## Income & Expense by Department 30 June 2022

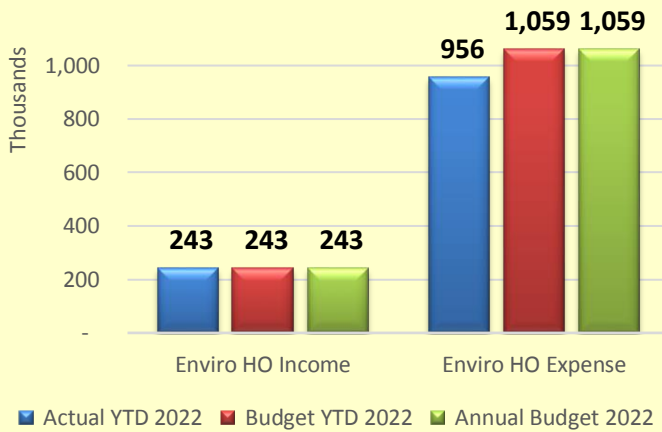
### Corporate Services & Finance



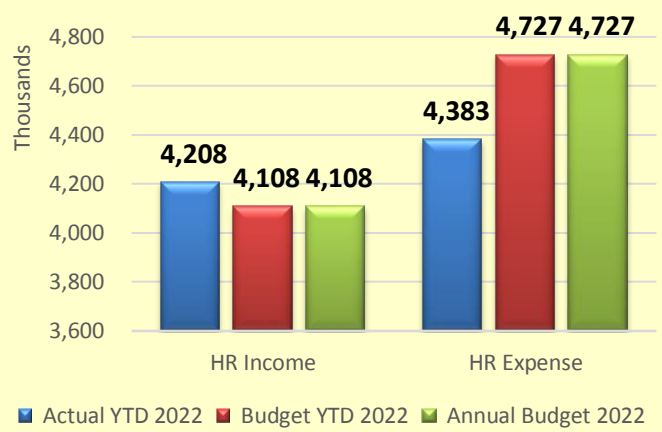
### Engineering



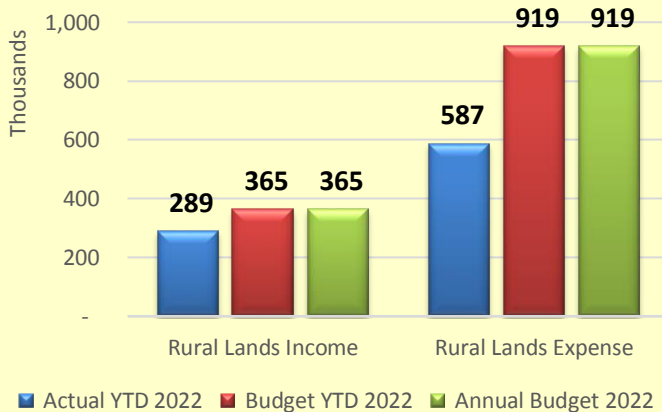
### Environmental Health Officer



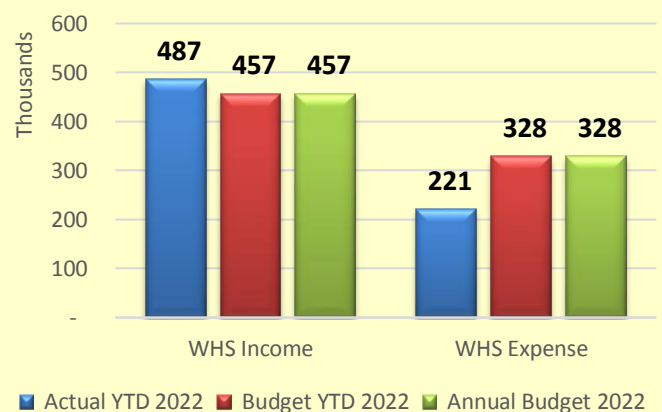
### Human Resources



### Rural Lands



### Work Health & Safety



# Flinders Shire Council - Revenue and Expenditure Budget



		Actual YTD 2022	Revised Budget 2022	Budget %
<b>Corporate Services</b>	<b>117</b>			
01100 - Corporate Services Management Revenue				
0110 - User Fees & Charges		(9,691)	(5,050)	192%
0115 - Operating Grants Received		(8,272,603)	(6,160,058)	134%
0125 - Recoveries		(283)	0	No Budget
0130 - Other Income		(21,803)	(18,300)	119%
0178 - Property Leases		(209,429)	0	No Budget
0950 - Proceeds on Sales of Assets		(27,902)	0	No Budget
0986 - Oncosts Recovered		(2,342,661)	(1,811,241)	129%
1499 - Council Properties		(56,646)	0	No Budget
03100 - Corporate Services Management Expenses				
0300 - Employee Costs		869,665	899,600	97%
0380 - Bank Charges		0	100	0%
0385 - Bad Debts		0	50,000	0%
0565 - Operating Expenses		276,346	275,219	100%
0945 - Loan Repayments		108,258	107,995	100%
<b>Corporate Services</b>	<b>TOTAL</b>	<b>(9,686,749)</b>	<b>(6,661,735)</b>	<b>145%</b>
<b>Operating</b>				
<b>Statement/Office/Corporate Services</b>				
<b>Finance</b>	<b>119</b>			
01120 - Financial Control Revenue				
0120 - Interest & Investment Income		(215,669)	(150,000)	144%
03120 - Financial Control Expenses				
0380 - Bank Charges		85,200	55,600	153%
<b>Finance</b>	<b>TOTAL</b>	<b>(130,469)</b>	<b>(94,400)</b>	<b>138%</b>
01190 - Insurance Claims				
0125 - Recoveries		(24,500)	(13,000)	188%
03190 - Insurance Claims				
0411 - Insurance Claim Expenses		25,843	13,000	199%
<b>Insurance Claims</b>	<b>TOTAL</b>	<b>1,343</b>	<b>0</b>	<b>No Budget</b>
<b>Governance</b>	<b>6639</b>			
03105 - Governance Expenses				
0300 - Employee Costs		371,658	239,674	155%
0455 - Project Expenses		0	1,600	0%
0565 - Operating Expenses		92,910	123,950	75%
<b>Governance</b>	<b>TOTAL</b>	<b>464,568</b>	<b>365,224</b>	<b>127%</b>
<b>Shire Office</b>	<b>6245</b>			
04330 - Shire Office Expenses				
0530 - Building Maintenance		124,399	79,246	157%
0565 - Operating Expenses		179,409	202,200	89%
0680 - Depreciation		107,633	117,418	92%
<b>Shire Office</b>	<b>TOTAL</b>	<b>411,441</b>	<b>398,864</b>	<b>103%</b>
<b>Information Technology</b>	<b>120</b>			
03140 - IT Services Expenses				
0455 - Project Expenses		58,057	85,000	68%
0565 - Operating Expenses		385,906	402,930	96%
0680 - Depreciation		43,896	47,887	92%
<b>Information Technology</b>	<b>TOTAL</b>	<b>487,859</b>	<b>535,817</b>	<b>91%</b>
<b>TV &amp; Radio Services</b>	<b>6244</b>			
04310 - TV & Radio Expenses				
0530 - Building Maintenance		0	200	0%
0565 - Operating Expenses		1,584	1,550	102%
0680 - Depreciation		7,634	8,328	92%
<b>TV &amp; Radio Services</b>	<b>TOTAL</b>	<b>9,218</b>	<b>10,078</b>	<b>91%</b>
<b>Rates</b>	<b>118</b>			
01110 - Rates Revenue				
0100 - Rates & Charges		(2,329,974)	(2,322,152)	100%
03110 - Rates Section Expenses				
0100 - Rates & Charges		17,642	18,930	93%
<b>Rates</b>	<b>TOTAL</b>	<b>(2,322,332)</b>	<b>(2,326,132)</b>	<b>100%</b>
<b>Store</b>	<b>6266</b>			
02340 - Store Office Revenue				
0986 - Oncosts Recovered		(259,899)	(175,700)	148%
04340 - Store Office Expenses				
0300 - Employee Costs		199,217	163,300	122%
0450 - Sundry Expenses		21,591	5,000	432%
0565 - Operating Expenses		28,438	32,800	87%
<b>Store</b>	<b>TOTAL</b>	<b>(10,653)</b>	<b>25,400</b>	<b>-42%</b>

		<b>Actual YTD 2022</b>	<b>Revised Budget 2022</b>	<b>Budget %</b>
<b>Depot Operations</b>	<b>142</b>			
01570 - Depot Operations Revenue				
0110 - User Fees & Charges		(715)	(726)	98%
0125 - Recoveries		(8,591)	(100)	8591%
03570 - Depot Operations Expenses				
0500 - General Maintenance		39,133	30,169	130%
0530 - Building Maintenance		47,699	51,779	92%
0565 - Operating Expenses		118,486	128,614	92%
0680 - Depreciation		37,104	40,478	92%
<b>Depot Operations TOTAL</b>	<b>125</b>	<b>233,116</b>	<b>250,214</b>	<b>93%</b>
<b>Engineering Technical Services</b>				
01200 - Engineering Operations Revenue				
0125 - Recoveries		(100)	(6,456)	2%
0987 - Works Supervision Oncosts Recovered		(2,100,830)	(1,900,738)	111%
03200 - Engineering Management Expenses				
0300 - Employee Costs		438,952	304,130	144%
0530 - Building Maintenance		504	500	101%
0565 - Operating Expenses		676,485	736,285	92%
<b>Engineering Technical Services TOTAL</b>	<b>141</b>	<b>(984,989)</b>	<b>(866,279)</b>	<b>114%</b>
<b>Plant Operations</b>				
01550 - Plant & Equipment Revenue				
0110 - User Fees & Charges		(363)	(437)	83%
0125 - Recoveries		0	(2,420)	0%
0170 - Diesel Fuel Rebate		(147,866)	(126,500)	117%
0190 - Profit on Sale of Assets		0	(9,751)	0%
0975 - Plant Hire Recovery (Internal)		(4,697,828)	(7,040,000)	67%
03550 - Plant & Equipment Expenses				
0520 - Fuel and Oil Expenses		1,076,893	1,126,400	96%
0521 - Registration and Insurance Expenses		210,615	188,256	112%
0522 - Parts		453,576	415,800	109%
0523 - Tyres, Tubes & Batteries		155,120	163,300	95%
0524 - Plant Repairs		469,515	596,200	79%
0525 - Accident Repairs		2,806	7,744	36%
0528 - Operating Leases Expenses		94,949	110,000	86%
0680 - Depreciation		998,275	1,089,578	92%
0690 - Loss on Disposal of Assets		77,702	0	No Budget
<b>Plant Operations TOTAL</b>	<b>6614</b>	<b>(1,306,606)</b>	<b>(3,481,830)</b>	<b>38%</b>
<b>Workshop Operations</b>				
03571 - Workshop Operations Expenses				
0500 - General Maintenance		4,702	10,800	44%
0530 - Building Maintenance		429	11,300	4%
0565 - Operating Expenses		375,728	463,799	81%
<b>Workshop Operations TOTAL</b>	<b>7362</b>	<b>380,859</b>	<b>485,899</b>	<b>78%</b>
<b>Workers Accommodation</b>				
01580 - Workers Accommodation Revenue				
0110 - User Fees & Charges		(59,535)	0	No Budget
03580 - Workers Accommodation Expense				
0530 - Building Maintenance		99,599	0	No Budget
0565 - Operating Expenses		20,522	0	No Budget
<b>Workers Accommodation TOTAL</b>	<b>6243</b>	<b>60,586</b>	<b>0</b>	<b>No Budget</b>
<b>Employee Housing</b>				
02320 - Employee Housing Revenue				
0110 - User Fees & Charges		(75,178)	(121,702)	62%
0125 - Recoveries		(1,929)	0	No Budget
04320 - Employee Housing Expenses				
0500 - General Maintenance		17,381	0	No Budget
0530 - Building Maintenance		190,893	222,091	86%
0565 - Operating Expenses		110,778	70,546	157%
0680 - Depreciation		146,886	160,239	92%
<b>Employee Housing TOTAL</b>	<b>143</b>	<b>388,831</b>	<b>331,174</b>	<b>117%</b>
<b>Private Works</b>				
01600 - Private Works Revenue				
0110 - User Fees & Charges		(22,231)	(19,109)	116%
03600 - Private Works Expenses				
0695 - Private Works		36,690	12,000	306%
<b>Private Works TOTAL</b>		<b>14,459</b>	<b>(7,109)</b>	<b>-203%</b>



		<b>Actual YTD 2022</b>	<b>Revised Budget 2022</b>	<b>Budget %</b>
<b>Sewer</b>	<b>135</b>			
01480 - Sewerage Services Revenue				
0100 - Rates & Charges		(844,136)	(844,045)	100%
0110 - User Fees & Charges		(77)	(1,050)	7%
0130 - Other Income		(582)	0	No Budget
03480 - Sewerage Services Expenses				
0100 - Rates & Charges		18,211	21,824	83%
0500 - General Maintenance		422,270	396,224	107%
0530 - Building Maintenance		367	8,190	4%
0565 - Operating Expenses		157,345	174,353	90%
0680 - Depreciation		356,052	388,419	92%
0945 - Loan Repayments		21,525	22,327	96%
<b>TOTAL</b>	<b>134</b>	<b>130,975</b>	<b>166,242</b>	<b>79%</b>
<b>Sewer Water</b>				
01470 - Water Revenue				
0100 - Rates & Charges		(971,755)	(922,647)	105%
0110 - User Fees & Charges		(8,139)	(4,620)	176%
0135 - Capital Grants Received		577,066	(1,617,922)	-36%
03470 - Water Expenses				
0100 - Rates & Charges		27,730	33,016	84%
0455 - Project Expenses		0	30,182	0%
0500 - General Maintenance		479,709	411,372	117%
0530 - Building Maintenance		233,220	6,235	3740%
0565 - Operating Expenses		384,700	522,233	74%
0680 - Depreciation		274,940	299,940	92%
0945 - Loan Repayments		35,289	35,203	100%
03475 - Stormwater Drainage Expenses				
0500 - General Maintenance		1,039	5,000	21%
0680 - Depreciation		116,973	127,608	92%
<b>TOTAL</b>	<b>6475</b>	<b>1,150,772</b>	<b>(1,074,400)</b>	<b>-107%</b>
<b>Water Industrial Estate</b>				
02190 - Industrial Estate Development Revenue				
0135 - Capital Grants Received		16,205	(241,847)	-7%
04190 - Industrial Estate Expenses				
0500 - General Maintenance		3,124	0	No Budget
0565 - Operating Expenses		770	883	87%
<b>TOTAL</b>	<b>138</b>	<b>20,099</b>	<b>(240,964)</b>	<b>-8%</b>
<b>Industrial Estate Airport</b>				
01510 - Airport Revenue				
0110 - User Fees & Charges		(49,463)	(44,976)	110%
03510 - Airport Expenses				
0500 - General Maintenance		150,040	121,563	123%
0530 - Building Maintenance		10,973	15,000	73%
0565 - Operating Expenses		83,061	118,007	70%
0680 - Depreciation		9,508	10,373	92%
<b>TOTAL</b>	<b>128</b>	<b>204,119</b>	<b>219,967</b>	<b>93%</b>
<b>Airport Shire Roads and Streets</b>				
01270 - Shire Roads Revenue				
0115 - Operating Grants Received		(1,709,458)	0	No Budget
0125 - Recoveries		(99,540)	0	No Budget
0135 - Capital Grants Received		3,357,586	(5,574,688)	-60%
1000 - Roads to Recovery		(922,038)	(548,548)	168%
1107 - Flood Damage Income 2018		0	0	No Budget
1108 - Flood Damage Income 2019		(2,933,466)	0	No Budget
1109 - Flood Damage Income 2020		258,951	0	No Budget
1200 - TIDS Income		(751,319)	(445,000)	169%
01330 - Town Streets Revenue				
0115 - Operating Grants Received		(100,000)	(450,000)	22%
0135 - Capital Grants Received		550,000	(1,590,000)	-35%
03270 - Shire Roads Expenses				
0565 - Operating Expenses		436,593	0	No Budget
0680 - Depreciation		1,917,743	2,092,190	92%
0717 - Shire Road Maintenance		1,306,712	1,603,000	82%
03330 - Town Streets Maintenance Expenses				
0530 - Building Maintenance		61	500	12%
0717 - Shire Road Maintenance		794,598	889,532	89%
07270 - Roads - Flood Damage				
0740 - Roads - Flood Damage		423,706	50,000	847%
<b>Shire Roads and Streets TOTAL</b>		<b>2,530,129</b>	<b>(3,973,014)</b>	<b>-64%</b>

		<b>Actual YTD 2022</b>	<b>Revised Budget 2022</b>	<b>Budget %</b>
<b>Main Roads Contracts</b>	<b>6240</b>			
02160 - Main Road Contract Revenue				
0122 - Main Roads RMPC		(4,276,705)	(3,058,000)	140%
1103 - Flood Damage Income 2012		(980,581)	0	No Budget
1111 - Flood Damage Income 2021		0	(100,000)	0%
1200 - TIDS Income		(128,636)	(440,000)	29%
1300 - Torrens Creek/Aramac 5703		(10,040,387)	(16,386,949)	61%
1301 - Hughenden/Muttaborra 5701		(422,164)	0	No Budget
1302 - Hann Highway 99B		(1,945,217)	(8,036,139)	24%
1303 - Hughenden/Richmond 14C		(6,495,136)	(7,108,184)	91%
1304 - Hughenden/Charters Towers 14B		(811)	0	No Budget
1305 - Hughenden/Winton 99C		(605,038)	0	No Budget
04160 - Main Roads Contracts Expenses				
0670 - Main Roads TIDS		790,106	440,000	180%
0696 - Main Roads RMPC		3,417,020	2,738,439	125%
0697 - Main Roads Contract Expenses		19,087,326	30,355,452	63%
0698 - Main Roads Flood Damage		31,632	95,000	33%
<b>TOTAL</b>	<b>6388</b>	<b>(1,568,591)</b>	<b>(1,500,381)</b>	<b>105%</b>
<b>Main Roads Contracts</b>				
<b>Caravan Park</b>				
02150 - Caravan Park Revenue				
0110 - User Fees & Charges		(696,762)	(707,731)	98%
0135 - Capital Grants Received		(543,000)	(650,000)	84%
04150 - Caravan Park Expenses				
0500 - General Maintenance		22,867	19,248	119%
0530 - Building Maintenance		65,653	99,165	66%
0565 - Operating Expenses		390,953	423,008	92%
0680 - Depreciation		102,970	112,330	92%
0945 - Loan Repayments		16,444	17,113	96%
<b>TOTAL</b>	<b>140</b>	<b>(640,875)</b>	<b>(686,867)</b>	<b>93%</b>
<b>Caravan Park</b>				
<b>Cemeteries</b>				
01530 - Cemetery and Funeral Revenue				
0110 - User Fees & Charges		(45,264)	(58,299)	78%
03530 - Cemetery and Funeral Expenses				
0500 - General Maintenance		84,124	87,172	97%
0530 - Building Maintenance		1,698	2,715	63%
0565 - Operating Expenses		47,763	68,776	69%
0680 - Depreciation		20,100	21,927	92%
<b>TOTAL</b>	<b>6642</b>	<b>108,421</b>	<b>122,291</b>	<b>89%</b>
<b>Cemeteries</b>				
<b>Parks - Hughenden</b>				
01230 - Parks - Hughenden Revenue				
0110 - User Fees & Charges		(1,560)	(1,872)	83%
0135 - Capital Grants Received		(156,520)	0	No Budget
03230 - Parks - Hughenden Expenses				
0500 - General Maintenance		356,782	404,056	88%
0530 - Building Maintenance		3,271	8,000	41%
0565 - Operating Expenses		126,896	184,916	69%
0680 - Depreciation		69,253	75,549	92%
<b>TOTAL</b>	<b>6643</b>	<b>398,122</b>	<b>670,649</b>	<b>59%</b>
<b>Parks - Hughenden</b>				
<b>Parks - Prairie</b>				
03231 - Parks - Prairie Expenses				
0500 - General Maintenance		11,502	13,909	83%
0565 - Operating Expenses		5,278	5,939	89%
<b>TOTAL</b>	<b>6644</b>	<b>16,780</b>	<b>19,848</b>	<b>85%</b>
<b>Parks - Prairie</b>				
<b>Parks - Torrens Creek</b>				
03232 - Parks - Torrens Creek Expenses				
0500 - General Maintenance		1,080	691	156%
0530 - Building Maintenance		123	9,202	1%
0565 - Operating Expenses		5,881	8,431	70%
<b>TOTAL</b>	<b>6645</b>	<b>7,084</b>	<b>18,324</b>	<b>39%</b>
<b>Parks - Torrens Creek</b>				
<b>Parks - Stamford</b>				
03233 - Parks - Stamford Expenses				
0500 - General Maintenance		12,085	6,200	195%
0565 - Operating Expenses		4,695	6,044	78%
<b>TOTAL</b>	<b>133</b>	<b>16,780</b>	<b>12,244</b>	<b>137%</b>
<b>Parks - Stamford</b>				
<b>Public Conveniences</b>				
03450 - Public Amenities Expenses				
0530 - Building Maintenance		14,469	21,373	68%
0565 - Operating Expenses		89,160	84,092	106%
0680 - Depreciation		46,506	50,734	92%
<b>TOTAL</b>	<b>133</b>	<b>150,135</b>	<b>156,199</b>	<b>96%</b>
<b>Public Conveniences</b>				

			<b>Actual YTD 2022</b>	<b>Revised Budget 2022</b>	<b>Budget %</b>
<b>Street Lighting</b>		<b>130</b>			
03390 - Street Lighting Expenses					
	0415 - Utilities		37,957	38,000	100%
<b>Street Lighting</b>	<b>TOTAL</b>		<b>37,957</b>	<b>38,000</b>	100%
<b>Skate Park</b>		<b>6481</b>			
04260 - Skate Park Expenses					
	0500 - General Maintenance		9,521	10,840	88%
	0530 - Building Maintenance		2,115	1,995	106%
	0565 - Operating Expenses		13,018	26,304	49%
	0680 - Depreciation		23,666	25,817	92%
<b>Skate Park</b>	<b>TOTAL</b>		<b>48,320</b>	<b>64,956</b>	74%
<b>Racecourse</b>		<b>6483</b>			
02240 - Racecourse Revenue					
	0130 - Other Income		(1,040)	(1,600)	65%
04240 - Racecourse Expenses					
	0500 - General Maintenance		1,618	1,900	85%
	0530 - Building Maintenance		99	1,520	7%
	0565 - Operating Expenses		6,442	6,817	94%
	0680 - Depreciation		14,246	15,543	92%
<b>Racecourse</b>	<b>TOTAL</b>		<b>21,365</b>	<b>24,180</b>	88%
<b>Showgrounds</b>		<b>6484</b>			
02230 - Showgrounds Revenue					
	0110 - User Fees & Charges		(39,483)	(10,311)	383%
04230 - Showgrounds Expenses					
	0500 - General Maintenance		172,380	161,638	107%
	0530 - Building Maintenance		18,070	62,792	29%
	0565 - Operating Expenses		69,515	80,411	86%
	0680 - Depreciation		247,445	269,949	92%
<b>Showgrounds</b>	<b>TOTAL</b>		<b>467,927</b>	<b>564,479</b>	83%
<b>Recreation Lake</b>		<b>6829</b>			
01220 - Recreation Lake Revenue					
	0135 - Capital Grants Received		(208,402)	(123,344)	169%
03220 - Recreation Lake Expenses					
	0500 - General Maintenance		217,221	259,359	84%
	0530 - Building Maintenance		11,552	10,000	116%
	0565 - Operating Expenses		41,589	58,206	71%
	0680 - Depreciation		10,911	11,907	92%
<b>Recreation Lake</b>	<b>TOTAL</b>		<b>72,871</b>	<b>216,128</b>	34%
<b>Community Bus</b>		<b>150</b>			
01860 - Community Bus Revenue					
	0110 - User Fees & Charges		(3,930)	(6,000)	66%
<b>Community Bus</b>	<b>TOTAL</b>		<b>(3,930)</b>	<b>(6,000)</b>	66%
<b>Museums and Cultural Centres</b>		<b>6529</b>			
03905 - Museums and Cultural Centres Expenses					
	0530 - Building Maintenance		0	200	0%
	0565 - Operating Expenses		3,662	3,887	94%
<b>Museums and Cultural Centres</b>	<b>TOTAL</b>		<b>3,662</b>	<b>4,087</b>	90%
<b>Halls and Community Centres</b>		<b>6486</b>			
01740 - Halls & Community Centres Revenue					
	0110 - User Fees & Charges		(18,338)	(13,395)	137%
	0135 - Capital Grants Received		(19,650)	(19,650)	100%
03740 - Halls & Community Centre Expenses					
	0500 - General Maintenance		49,463	45,964	108%
	0530 - Building Maintenance		46,411	21,051	220%
	0565 - Operating Expenses		76,315	68,937	111%
	0680 - Depreciation		90,647	98,887	92%
<b>Halls and Community Centres</b>	<b>TOTAL</b>		<b>224,848</b>	<b>201,794</b>	111%
<b>Community Offices</b>		<b>6242</b>			
04300 - Stansfield Street Office Expenses					
	0530 - Building Maintenance		4,901	12,000	41%
	0565 - Operating Expenses		7,868	7,153	110%
	0680 - Depreciation		12,652	13,802	92%
<b>Community Offices</b>	<b>TOTAL</b>		<b>25,421</b>	<b>32,955</b>	77%
<b>Hughenden Railway Social Club</b>		<b>7392</b>			
03760 - Hughenden Railway Social Club Expenses					
	0565 - Operating Expenses		82	0	No Budget
<b>Hughenden Railway Social Club</b>	<b>TOTAL</b>		<b>82</b>	<b>0</b>	No Budget

		<b>Actual YTD 2022</b>	<b>Revised Budget 2022</b>	<b>Budget %</b>
<b>CEO Office</b>	<b>112</b>			
03000 - CEOs Office Expenses				
0300 - Employee Costs		321,593	492,654	65%
0455 - Project Expenses		38,231	115,000	33%
0565 - Operating Expenses		18,516	14,300	129%
<b>CEO Office</b>	<b>TOTAL</b>	<b>378,340</b>	<b>621,954</b>	<b>61%</b>
<b>Meatworks</b>	<b>6597</b>			
03490 - Meatworks Project Expenses				
0455 - Project Expenses		4,433	20,000	22%
<b>Meatworks</b>	<b>TOTAL</b>	<b>4,433</b>	<b>20,000</b>	<b>22%</b>
<b>Mitez Projects</b>	<b>6476</b>			
04050 - Mitez Project Expenses				
0455 - Project Expenses		20,000	20,000	100%
<b>Mitez Projects</b>	<b>TOTAL</b>	<b>20,000</b>	<b>20,000</b>	<b>100%</b>
<b>Town Planning</b>	<b>156</b>			
02010 - Town Planning Office Revenue				
0105 - Statutory Fees & Charges		(13,517)	(3,250)	416%
04010 - Town Planning Office Expenses				
0455 - Project Expenses		0	25,000	0%
0565 - Operating Expenses		10,341	15,000	69%
<b>Town Planning</b>	<b>TOTAL</b>	<b>(3,176)</b>	<b>36,750</b>	<b>-9%</b>
<b>Irrigation Project</b>	<b>6479</b>			
04170 - Irrigation Project Expenses				
0455 - Project Expenses		0	5,000	0%
<b>Irrigation Project</b>	<b>TOTAL</b>	<b>0</b>	<b>5,000</b>	<b>0%</b>
<b>Elected Members</b>	<b>113</b>			
03020 - Elected Members Expenses				
0330 - Mayor & Elected Member Expenses		563,754	621,641	91%
<b>Elected Members</b>	<b>TOTAL</b>	<b>563,754</b>	<b>621,641</b>	<b>91%</b>
<b>Workplace Health and Safety</b>	<b>6458</b>			
01180 - Workplace Health & Safety (WHS) Revenue				
0125 - Recoveries		0	(2,000)	0%
0140 - Contributions		(4,500)	0	No Budget
0986 - Oncosts Recovered		(482,266)	(455,000)	106%
03180 - Workplace Health & Safety (WHS) Expenses				
0300 - Employee Costs		103,208	130,941	79%
0455 - Project Expenses		19,303	34,900	55%
0565 - Operating Expenses		98,446	162,400	61%
<b>Workplace Health and Safety</b>	<b>TOTAL</b>	<b>(265,809)</b>	<b>(128,759)</b>	<b>206%</b>
<b>Human Resources</b>	<b>122</b>			
01160 - Human Resources Revenue				
0115 - Operating Grants Received		0	(30,000)	0%
0986 - Oncosts Recovered		(378,923)	(401,570)	94%
03160 - Human Resources Expenses				
0300 - Employee Costs		377,069	454,305	83%
0565 - Operating Expenses		54,054	72,380	75%
<b>Human Resources</b>	<b>TOTAL</b>	<b>52,200</b>	<b>95,115</b>	<b>55%</b>
<b>Employee Provisions</b>	<b>6265</b>			
02350 - On-Costs Revenue				
0115 - Operating Grants Received		(265,750)	(133,000)	200%
0310 - Staff Training		(133,015)	(115,457)	115%
0986 - Oncosts Recovered		(3,353,017)	(3,306,233)	101%
04350 - On-Costs Expenditure				
0310 - Staff Training		191,503	218,770	88%
0320 - Recruitment Costs		122,124	134,350	91%
0321 - Public Holidays - Employee Oncost		326,181	315,331	103%
0322 - Annual Leave - Employee Oncost		933,289	935,000	100%
0323 - Sick Leave - Employee Oncost		327,955	317,206	103%
0324 - Long Service Leave - Employee Oncosts		140,181	232,365	60%
0326 - Superannuation Council Contribution - E		1,028,168	1,101,380	93%
0327 - Bereavement Leave - Employee Oncosts		13,007	12,927	101%
0328 - Safety Equipment/Loose Tools - Emp Oncost		201	4,393	5%
0336 - Wet Pay - Employee Oncosts		44,962	32,755	137%
0337 - Workers Compensation Wages - Employee		154,312	117,527	131%
0338 - Workers Compensation Premiums - Employee		185,518	346,411	54%
0347 - Paid Parental Leave		18,764	13,727	137%
<b>Employee Provisions</b>	<b>TOTAL</b>	<b>(265,617)</b>	<b>227,452</b>	<b>-117%</b>

		<b>Actual YTD 2022</b>	<b>Revised Budget 2022</b>	<b>Budget %</b>
<b>Community Development</b>	<b>151</b>			
01870 - Community Development Revenue				
0115 - Operating Grants Received		(65,891)	(50,000)	132%
03870 - Community Development Expenses				
0300 - Employee Costs		416,377	409,319	102%
0455 - Project Expenses		100,177	212,203	47%
0565 - Operating Expenses		48,672	28,250	172%
<b>Community Development</b>	<b>TOTAL</b>	<b>499,335</b>	<b>599,772</b>	<b>83%</b>
<b>Community Grants</b>	<b>6389</b>			
01730 - Community Grants Revenue				
0115 - Operating Grants Received		(2,000)	0	No Budget
03730 - Community Grants Expenses				
0455 - Project Expenses		75,828	146,000	52%
<b>Community Grants</b>	<b>TOTAL</b>	<b>73,828</b>	<b>146,000</b>	<b>51%</b>
<b>Arts and Cultural Development</b>	<b>6616</b>			
01745 - Arts and Cultural Development Revenue				
0101 - Ticket Sales		(10,716)	(800)	1340%
0115 - Operating Grants Received		0	(6,090)	0%
0125 - Recoveries		(55)	(2,200)	3%
03745 - Arts and Cultural Development				
0455 - Project Expenses		33,808	35,560	95%
<b>Arts and Cultural Development</b>	<b>TOTAL</b>	<b>23,037</b>	<b>26,470</b>	<b>87%</b>
<b>RADF</b>	<b>152</b>			
01890 - Regional Arts Development Fund (RADF) Revenue				
0115 - Operating Grants Received		(33,150)	(33,150)	100%
03890 - Regional Arts Development Fund (RADF) Expenses				
0455 - Project Expenses		26,375	97,300	27%
<b>RADF</b>	<b>TOTAL</b>	<b>(6,775)</b>	<b>64,150</b>	<b>-11%</b>
<b>Centrelink Services</b>	<b>6527</b>			
02430 - Centrelink Services Revenue				
0115 - Operating Grants Received		(35,816)	(39,264)	91%
04430 - Centrelink Services Expenses				
0300 - Employee Costs		47,276	41,813	113%
0565 - Operating Expenses		8,319	6,350	131%
<b>Centrelink Services</b>	<b>TOTAL</b>	<b>19,779</b>	<b>8,899</b>	<b>222%</b>
<b>Library</b>	<b>145</b>			
01710 - Library Revenue				
0110 - User Fees & Charges		(1,999)	(2,350)	85%
0115 - Operating Grants Received		(9,782)	(17,200)	57%
0125 - Recoveries		(458)	0	No Budget
0130 - Other Income		(100)	(150)	67%
0135 - Capital Grants Received		(219,745)	(70,000)	314%
03710 - Library Expenses				
0300 - Employee Costs		169,741	225,464	75%
0455 - Project Expenses		4,670	3,850	121%
0530 - Building Maintenance		12,393	11,860	104%
0565 - Operating Expenses		44,897	52,926	85%
0680 - Depreciation		34,388	37,514	92%
<b>Library</b>	<b>TOTAL</b>	<b>34,005</b>	<b>241,914</b>	<b>14%</b>
<b>Community Events</b>	<b>6468</b>			
01910 - Community Events Revenue				
0110 - User Fees & Charges		(4,635)	(4,146)	112%
0125 - Recoveries		(3,636)	0	No Budget
03910 - Community Events Expense				
0455 - Project Expenses		82,925	150,000	55%
0565 - Operating Expenses		4,021	0	No Budget
<b>Community Events</b>	<b>TOTAL</b>	<b>78,675</b>	<b>145,854</b>	<b>54%</b>
<b>Sport and Recreation Officer</b>	<b>6482</b>			
02250 - Sport & Recreation Officer Revenue				
0115 - Operating Grants Received		(16,500)	0	No Budget
04250 - Sport & Recreation Officer Expenses				
0300 - Employee Costs		89,205	106,000	84%
0455 - Project Expenses		5,649	37,000	15%
0565 - Operating Expenses		3,704	5,300	70%
<b>Sport and Recreation Officer</b>	<b>TOTAL</b>	<b>82,058</b>	<b>148,300</b>	<b>55%</b>

		<b>Actual YTD 2022</b>	<b>Revised Budget 2022</b>	<b>Budget %</b>
<b>Flinders Discovery Centre</b>		<b>6472</b>		
01920 - Flinders Discovery Centre Revenue				
0102 - Souvenir Sales		(109,377)	(77,669)	141%
0110 - User Fees & Charges		(48,183)	(32,000)	151%
0115 - Operating Grants Received		(75,264)	0	No Budget
0125 - Recoveries		(62)	0	No Budget
0130 - Other Income		(314)	(110)	285%
0135 - Capital Grants Received		(1,041,062)	(1,824,065)	57%
03920 - Flinders Discovery Centre Expenses				
0300 - Employee Costs		377,613	329,266	115%
0455 - Project Expenses		71,287	42,000	170%
0530 - Building Maintenance		20,340	51,100	40%
0565 - Operating Expenses		119,639	146,767	82%
0680 - Depreciation		16,679	18,195	92%
<b>Flinders Discovery Centre</b>	<b>TOTAL</b>	<b>(668,704)</b>	<b>(1,346,516)</b>	<b>50%</b>
<b>Area Promotion</b>		<b>6469</b>		
02030 - Economic Development/Regional Promotion Revenue				
0125 - Recoveries		(222)	0	No Budget
04030 - Economic Development/Regional Promotion Expense				
0455 - Project Expenses		12,306	110,000	11%
0565 - Operating Expenses		65,284	114,040	57%
<b>Area Promotion</b>	<b>TOTAL</b>	<b>77,368</b>	<b>224,040</b>	<b>35%</b>
<b>Australia's Dinosaur Trail FSC</b>		<b>6471</b>		
02270 - Australia's Dinosaur Trail FSC Revenue				
0130 - Other Income		(19,222)	(18,890)	102%
04270 - Australia's Dinosaur Trail FSC Expenses				
0565 - Operating Expenses		37,659	23,500	160%
<b>Australia's Dinosaur Trail FSC</b>	<b>TOTAL</b>	<b>18,437</b>	<b>4,610</b>	<b>400%</b>
<b>National Parks</b>		<b>6650</b>		
01460 - National Parks Revenue				
0105 - Statutory Fees & Charges		(5,714)	(8,000)	71%
03460 - National Parks Expenses				
0396 - Permits		3,563	7,500	48%
<b>National Parks</b>	<b>TOTAL</b>	<b>(2,151)</b>	<b>(500)</b>	<b>430%</b>
<b>Travel Train</b>		<b>6663</b>		
01465 - Travel Train Tickets				
0110 - User Fees & Charges		(682)	(2,000)	34%
03465 - Travel Train Expenses				
0401 - Commission Paid		574	500	115%
<b>Travel Train</b>	<b>TOTAL</b>	<b>(108)</b>	<b>(1,500)</b>	<b>7%</b>
<b>Bus Tours</b>		<b>6664</b>		
03464 - Bus Tours Expenses				
0455 - Project Expenses		408	0	No Budget
<b>Bus Tours</b>	<b>TOTAL</b>	<b>408</b>	<b>0</b>	<b>No Budget</b>
<b>Home and Community Care - C`Wealth Funds Over 65`s</b>		<b>6530</b>		
02380 - Commonwealth Home Support Program Revenue				
0110 - User Fees & Charges		(63,265)	(47,100)	134%
0115 - Operating Grants Received		(435,682)	(727,905)	60%
0130 - Other Income		0	(550)	0%
04380 - Commonwealth Home Support Program Expenses				
0455 - Project Expenses		205,696	155,342	132%
<b>Home and Community Care - C`Wealth Funds Over 65`s</b>	<b>TOTAL</b>	<b>(293,251)</b>	<b>(620,213)</b>	<b>47%</b>
<b>Qld Community Care Services (QCCS) - Under 65`s</b>		<b>6531</b>		
02370 - Qld Community Care Services (QCCS) U65's Revenue				
0110 - User Fees & Charges		(1,809)	(667)	271%
0115 - Operating Grants Received		(14,594)	(10,000)	146%
04370 - Qld Community Care Services (QCCS) U65's Expenses				
0455 - Project Expenses		6,920	2,456	282%
<b>Qld Community Care Services (QCCS) - Under 65`s</b>	<b>TOTAL</b>	<b>(9,483)</b>	<b>(8,211)</b>	<b>115%</b>
<b>Meals on Wheels</b>		<b>6258</b>		
01830 - Meals On Wheels (MOW) Revenue				
0115 - Operating Grants Received		(320)	0	No Budget
<b>Meals on Wheels</b>	<b>TOTAL</b>	<b>(320)</b>	<b>0</b>	<b>No Budget</b>
<b>Veterans Home Care</b>		<b>6254</b>		
01950 - Veterans Home Care (VHC) Revenue				
0110 - User Fees & Charges		(660)	(1,278)	52%
0115 - Operating Grants Received		(3,166)	(2,500)	127%
03950 - Veterans Home Care (VHC) Expenses				
0455 - Project Expenses		2,577	2,000	129%
<b>Veterans Home Care</b>	<b>TOTAL</b>	<b>(1,249)</b>	<b>(1,778)</b>	<b>70%</b>

		<b>Actual YTD 2022</b>	<b>Revised Budget 2022</b>	<b>Budget %</b>
<b>Disability Services Continuity of Support</b>	<b>6789</b>			
01845 - Disability Services Continuity of Support Revenue				
0115 - Operating Grants Received		(8,250)	(16,500)	50%
03845 - Disability Services Continuity of Support Expenses				
0455 - Project Expenses		1,709	0	No Budget
<b>Disability Services Continuity of Support</b>	<b>TOTAL</b>	<b>(6,541)</b>	<b>(16,500)</b>	<b>40%</b>
<b>Community Care Administration</b>	<b>6367</b>			
01970 - Community Care Office Revenue				
0110 - User Fees & Charges		(3,507)	0	No Budget
0125 - Recoveries		(305,125)	(300,000)	102%
0130 - Other Income		(1,500)	(2,000)	75%
03970 - Community Care Office Administration Expenses				
0350 - Office Administration Expenditure		553,038	621,107	89%
<b>Community Care Administration</b>	<b>TOTAL</b>	<b>242,906</b>	<b>319,107</b>	<b>76%</b>
<b>Home Care Packages</b>	<b>6662</b>			
02371 - Home Care Package Revenue				
0110 - User Fees & Charges		(12,405)	(17,000)	73%
0115 - Operating Grants Received		(739,743)	(700,000)	106%
0125 - Recoveries		(129)	0	No Budget
04371 - Home Care Package Expenses				
0455 - Project Expenses		736,354	588,500	125%
<b>Home Care Packages</b>	<b>TOTAL</b>	<b>(15,923)</b>	<b>(128,500)</b>	<b>12%</b>
<b>National Disability Insurance Scheme</b>	<b>6826</b>			
01955 - National Disability Insurance Scheme (NDIS) Revenue				
0110 - User Fees & Charges		(143,192)	(100,000)	143%
01965 - Community Transport - Under 65's - Revenue				
0115 - Operating Grants Received		(2,500)	0	No Budget
03955 - National Disability Insurance Scheme (NDIS) Expens				
0455 - Project Expenses		75,014	60,300	124%
<b>National Disability Insurance Scheme</b>	<b>TOTAL</b>	<b>(70,678)</b>	<b>(39,700)</b>	<b>178%</b>
<b>Hughenden Centre for the Aged (HCA)</b>	<b>6487</b>			
02360 - Hughenden Centre for the Aged (HCA) Revenue				
0110 - User Fees & Charges		(44,473)	(53,000)	84%
0125 - Recoveries		(63)	0	No Budget
04360 - Hughenden Centre for the Aged (HCA) Expenses				
0530 - Building Maintenance		15,265	47,587	32%
0565 - Operating Expenses		121,750	150,726	81%
<b>Hughenden Centre for the Aged (HCA)</b>	<b>TOTAL</b>	<b>92,479</b>	<b>145,313</b>	<b>64%</b>
<b>Aged Housing</b>	<b>149</b>			
01850 - Aged Housing Revenue				
0110 - User Fees & Charges		(25,092)	(27,113)	93%
03850 - Aged Housing Expenses				
0530 - Building Maintenance		16,752	15,300	109%
0565 - Operating Expenses		8,493	12,660	67%
0680 - Depreciation		82,109	89,573	92%
<b>Aged Housing</b>	<b>TOTAL</b>	<b>82,262</b>	<b>90,420</b>	<b>91%</b>
<b>Refuse Collection</b>	<b>132</b>			
01420 - Refuse Collection Revenue				
0100 - Rates & Charges		(219,685)	(219,817)	100%
0110 - User Fees & Charges		(3,047)	(4,384)	70%
03420 - Refuse Collection Expenses				
0100 - Rates & Charges		6,741	6,020	112%
0565 - Operating Expenses		179,493	196,500	91%
<b>Refuse Collection</b>	<b>TOTAL</b>	<b>(36,498)</b>	<b>(21,681)</b>	<b>168%</b>
<b>Refuse Disposal Site</b>	<b>6640</b>			
01430 - Refuse Disposal Site Revenue				
0110 - User Fees & Charges		(1,314)	0	No Budget
03430 - Refuse Disposal Site Expenses				
0530 - Building Maintenance		113	1,000	11%
0565 - Operating Expenses		361,295	375,500	96%
0680 - Depreciation		23,709	25,865	92%
<b>Refuse Disposal Site</b>	<b>TOTAL</b>	<b>383,803</b>	<b>402,365</b>	<b>95%</b>



		<b>Actual YTD 2022</b>	<b>Revised Budget 2022</b>	<b>Budget %</b>
<b>Environmental Health</b>	<b>159</b>			
02060 - Environmental Health Revenue				
0105 - Statutory Fees & Charges		0	(100)	0%
0110 - User Fees & Charges		(119)	(100)	119%
04060 - Environmental Health Expenses				
0300 - Employee Costs		118,717	131,366	90%
0455 - Project Expenses		16,021	15,000	107%
0565 - Operating Expenses		44,573	66,600	67%
<b>Environmental Health TOTAL</b>	<b>158</b>	<b>179,192</b>	<b>212,766</b>	<b>84%</b>
<b>Animal Control</b>				
02040 - Animal Control Revenue				
0105 - Statutory Fees & Charges		(4,258)	(3,704)	115%
04040 - Animal Control Expenses				
0565 - Operating Expenses		142,915	130,760	109%
<b>Animal Control TOTAL</b>	<b>160</b>	<b>138,657</b>	<b>127,056</b>	<b>109%</b>
<b>Emergency Services</b>				
02080 - State Emergency Service Revenue (SES)				
0115 - Operating Grants Received		(14,569)	(14,569)	100%
04080 - State Emergency Service Expenses (SES)				
0500 - General Maintenance		2,580	2,100	123%
0530 - Building Maintenance		2,250	3,015	75%
0565 - Operating Expenses		12,414	12,520	99%
<b>Emergency Services TOTAL</b>	<b>6511</b>	<b>2,675</b>	<b>3,066</b>	<b>87%</b>
<b>Disaster Management</b>				
04090 - Disaster Management Expenses				
0455 - Project Expenses		24,593	19,853	124%
0565 - Operating Expenses		11,273	63,000	18%
0680 - Depreciation		9,203	10,039	92%
<b>Disaster Management TOTAL</b>	<b>6485</b>	<b>45,069</b>	<b>92,892</b>	<b>49%</b>
<b>Swimming Pool</b>				
01720 - Swimming Pool Revenue				
0110 - User Fees & Charges		(11,350)	0	No Budget
0135 - Capital Grants Received		63,919	(350,000)	-18%
03720 - Swimming Pool Expenses				
0500 - General Maintenance		75,551	4,270	1769%
0530 - Building Maintenance		76,131	74,250	103%
0565 - Operating Expenses		187,484	181,517	103%
0680 - Depreciation		51,018	55,656	92%
<b>Swimming Pool TOTAL</b>	<b>7345</b>	<b>442,753</b>	<b>(34,307)</b>	<b>-1291%</b>
<b>Gymnasium</b>				
01750 - Gymnasium Revenue				
0135 - Capital Grants Received		0	(350,000)	0%
03750 - Gymnasium Expense				
0565 - Operating Expenses		263	5,000	5%
<b>Gymnasium TOTAL</b>	<b>6241</b>	<b>263</b>	<b>(345,000)</b>	<b>0%</b>
<b>Rural Lands Noxious Weeds Control</b>				
02410 - Rural Lands Noxious Weeds Control Revenue				
0110 - User Fees & Charges		0	(200)	0%
0721 - Noxious Weed Control		(3,916)	0	No Budget
04410 - Rural Lands Noxious Weeds Control Expenses				
0300 - Employee Costs		53,225	45,407	117%
0455 - Project Expenses		0	33,700	0%
0565 - Operating Expenses		27,013	32,200	84%
<b>Rural Lands Noxious Weeds Control TOTAL</b>	<b>6250</b>	<b>76,322</b>	<b>111,107</b>	<b>69%</b>
<b>Rural Lands Pest/Vermin Destruction</b>				
02420 - Rural Lands Pest/Vermin Destruction Revenue				
0115 - Operating Grants Received		(4,264)	(21,818)	20%
0125 - Recoveries		0	(3,000)	0%
0725 - Pest/Vermin Destruction		(112,416)	(118,070)	95%
04420 - Rural Lands Pest/Vermin Destruction Expenses				
0300 - Employee Costs		67,102	52,334	128%
0455 - Project Expenses		0	70,804	0%
0565 - Operating Expenses		204,444	279,700	73%
<b>Rural Lands Pest/Vermin Destruction TOTAL</b>	<b>6615</b>	<b>154,866</b>	<b>259,950</b>	<b>60%</b>
<b>Rural Lands Lands Management</b>				
04295 - Rural Lands - Lands Management				
0300 - Employee Costs		2,197	74,765	3%
<b>Rural Lands Lands Management TOTAL</b>		<b>2,197</b>	<b>74,765</b>	<b>3%</b>

		<b>Actual YTD 2022</b>	<b>Revised Budget 2022</b>	<b>Budget %</b>
<b>Rural Lands Stock Routes</b>	<b>6521</b>			
02390 - Rural Lands Stock Route Revenue				
0722 - Stock Routes		(136)	(3,000)	5%
04390 - Rural Lands Stock Routes Expenses				
0300 - Employee Costs		29,811	20,000	149%
0565 - Operating Expenses		10,338	29,100	36%
<b>Rural Lands Stock Routes TOTAL</b>		<b>40,013</b>	<b>46,100</b>	<b>87%</b>
<b>Rural Lands Water Facilities</b>	<b>6522</b>			
02400 - Rural Lands Water Facilities Revenue				
0723 - Water Facilities		(4,841)	(6,000)	81%
04400 - Rural Lands Water Facilities Expenses				
0300 - Employee Costs		19,749	15,500	127%
0500 - General Maintenance		3,861	3,000	129%
0565 - Operating Expenses		0	500	0%
<b>Rural Lands Water Facilities TOTAL</b>		<b>18,769</b>	<b>13,000</b>	<b>144%</b>
<b>Reserves</b>	<b>6641</b>			
01240 - Reserves, Leases and Agistment Revenue				
0161 - Hughenden Town Common		(2,172)	(2,800)	78%
0162 - Prairie Town Common		(15,305)	(15,000)	102%
0163 - Horse Paddocks - Hughenden		(5,247)	(2,500)	210%
0164 - 2 Mile Lane - Hughenden		(1,069)	(800)	134%
0165 - 15 Mile Reserve		(57,182)	0	No Budget
0166 - Torrens Creek Pastorage Reserve		(17,813)	(17,000)	105%
0167 - Stamford Reserve		(7,665)	(100,000)	8%
0168 - Prairie Reserve		(11,591)	(11,000)	105%
0173 - Aerodrome Paddock Lease		(4,135)	(6,000)	69%
0174 - Meat Box		(1,560)	(1,600)	98%
0175 - Reserve 100		(762)	(800)	95%
03240 - Reserves, Leases and Agistment Expenses				
0300 - Employee Costs		34,295	16,000	214%
0455 - Project Expenses		0	3,000	0%
0500 - General Maintenance		20,729	54,300	38%
0565 - Operating Expenses		23,542	21,170	111%
<b>Reserves TOTAL</b>		<b>(45,935)</b>	<b>(63,030)</b>	<b>73%</b>
<b>Saleyards</b>	<b>6237</b>			
02200 - Saleyards Revenue				
0110 - User Fees & Charges		(38,865)	(55,400)	70%
04200 - Saleyards Expenses				
0300 - Employee Costs		10,708	7,000	153%
0500 - General Maintenance		29,114	50,000	58%
0530 - Building Maintenance		16,497	20,598	80%
0565 - Operating Expenses		16,663	70,250	24%
0680 - Depreciation		17,782	19,399	92%
<b>Saleyards TOTAL</b>		<b>51,899</b>	<b>111,847</b>	<b>46%</b>
<b>Grand Total</b>		<b>(6,379,481)</b>	<b>(13,472,618)</b>	<b>47%</b>

# **FLINDERS SHIRE COUNCIL**

## **Resource and Performance Agreement**

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**Flinders Shire Council**

("Council")

**and**

**North Queensland Sports Foundation**

("NQSF")

# Contents

	Page No.
1. REFERENCE DATA .....	3
2. DEFINITIONS AND INTERPRETATION .....	4
3. FUNDING .....	5
4. REPORTING .....	6
5. COUNCIL REPRESENTATIVE .....	7
6. PUBLICITY .....	7
7. INSURANCE AND LIABILITIES .....	7
8. DEFAULT AND TERMINATION .....	7
9. NOT CAPABLE OF TRANSFER .....	8
10. FORCE MAJEURE .....	8
11. APPLICABLE LAW .....	8
12. NOTICES .....	8
13. ENTIRE AGREEMENT .....	8
14. FURTHER ASSURANCES .....	8
15. LEGAL FEES .....	8
16. DISPUTE RESOLUTION .....	9
17. RELATIONSHIP OF PARTIES .....	9
18. TIME OF THE ESSENCE .....	9
19. GOODS AND SERVICES TAX .....	9
20. DISCLOSURE OF INFORMATION .....	9
SCHEDULE 1 .....	11
ANNEXURE A .....	12

**THIS AGREEMENT is made the 1<sup>st</sup> day of July 2022.**

## Parties

<b>Flinders Shire Council</b>	<b>("Council")</b>
<b>North Queensland Sports Foundation</b> PO Box 347 Belgian Gardens QLD 4810	<b>("NQSF")</b>

## Background

- A. The parties intend to work together to facilitate the promotion, development, management and encouragement of sport throughout North Queensland..
- B. The parties intend to carry out their obligations in accordance with the terms of this agreement.
- C. At the >>insert date<< Ordinary Meeting, it was confirmed that Council:
1. approves the renewal of the Resource and Performance Agreement with North Queensland Sports Foundation for a further three (3) years, expiring 30 June 2025, for a total contribution of approximately \$1,276.70 (ex GST) for financial assistance; and
  2. delegate's authority to the Chief Executive Officer in accordance with the *Local Government Act 2009* to negotiate and finalise any and all matters relating to the Resource and Performance Agreement.

## The Parties Agree:

### 1. REFERENCE DATA

ITEM NO.	DATA	DETAILS
Item 1	<b>Recipient:</b>	North Queensland Sports Foundation
	<b>Address for Notices:</b>	PO Box 347 Belgian Gardens QLD 4810

	<b>Email:</b>	<a href="mailto:ceo@nqsports.com.au">ceo@nqsports.com.au</a> <a href="mailto:admin@nqsports.com.au">admin@nqsports.com.au</a>
	<b>Telephone:</b>	(07) 4724 2500
Item 2	<b>Commencement Date:</b>	1/07/2022
	<b>Expiry Date:</b>	30/06/2025
Item 3	<b>Annual Funding:</b>	<p>Year 1 (2022/2023) – \$413.05 (GST excl)</p> <p>If available, the cash payment amount payable in years 2 and 3 will be recalculated in accordance with updated Census data of the Member's population (plus indexation based on the Australian Bureau of Statistics ("ABS") All Groups Consumer Price Index ("CPI") for the prior 12 months – March of each year). If not provided, the estimated amount payable in years 2 and 3 are as per the below figures (assuming estimated 3% CPI per annum indexation:</p> <p>Year 2 (2023/2024) – \$425.44(GST excl)</p> <p>Year 3 (2024/2025) – \$438.21 (GST excl)</p>
Item 4	<b>Description of the Event or Project to be organised, promoted and delivered by the Recipient:</b>	North Queensland Sports Foundation Annual Membership contribution.
	<b>Description of how the funds will be used:</b>	Annual membership contribution covers administration and operational costs associated with the Foundation's activities.

## 2. DEFINITIONS AND INTERPRETATION

2.1 In this Agreement unless inconsistent with the context or subject matter:-

<b>"Address for Service"</b>	means the address of each party appearing in this Agreement or any other address nominated in writing by a party to the other party as its new address for notices or service;
<b>"Agreement"</b>	means this Agreement and amendments to this agreement;
<b>"Annual Report"</b>	means the NQSF Annual Report;
<b>"Board of Directors"</b>	means the board of directors of the NQSF;
<b>"Commencement Date"</b>	means the date specified in Item 2;
<b>"Council"</b>	means Flinders Shire Council;
<b>"Council Representative"</b>	means the person's nominated by Council under clause 5.1 to represent Council on the Board of Directors;
<b>"Council Logo"</b>	means Council's corporate logo or any logo Council substitutes in its place from time to time;
<b>"Event or Project"</b>	means the Event or Project referred to in Item 4;

<b>"Event or Project Milestones"</b>	means the Event or Project Milestones set out in Schedule 1;
<b>"Expiry Date"</b>	means the date specified in Item 2;
<b>"Force Majeure"</b>	means an act, omission or circumstance over which Council could not reasonably have exercised control, including without limitation, cyclone, employee strike, terrorist incident, floods and the like;
<b>"Funding"</b>	means the payment and/or other consideration to be provided by Council to the NQSF under this Agreement, as specified in Item 3;
<b>"GST", "Supply", "Supplier" and "Tax Invoice"</b>	have the same meaning as given to these terms in <i>A New Tax System (Goods and Services Tax) Act 1999 (Cth)</i> ;
<b>"Insolvency Event"</b>	occurs if the NQSF becomes the subject of bankruptcy proceedings, winding up proceedings, is declared bankrupt, has a winding up order made against it, has a receiver and/or manager or administrator appointed or enters into a scheme of arrangement with creditors;
<b>"Item"</b>	means the item number in the Reference Data;
<b>"Large Local Authority"</b>	means each of the Mackay Regional Council, Cairns Regional Council and Townsville City Council.
<b>"Laws"</b>	means any statute, regulation or ordinance made by any Authority and where appropriate, includes the applicable common law;
<b>"Medium Local Authority"</b>	means any Local Authority, not being a Large Local Authority, that exceeds 9000 residents in population.
<b>"NQSF"</b>	means the North Queensland Sports Foundation;
<b>"Reference Data"</b>	means the Reference Data table in clause 1 of this Agreement; and
<b>"Small Local Authority"</b>	means any Local Authority with a population no larger than 9000 residents.
<b>"Term"</b>	means the term of this Agreement as specified in Item 2, calculated from and including the Commencement Date to and including the Expiry Date.

2.2 This Agreement is to be construed as follows unless the context requires otherwise:

- (a) Reference to one gender includes all genders;
- (b) Reference to the singular includes the plural and vice versa;
- (c) Reference to a person includes a corporation or other entity and vice versa;
- (d) Reference to a schedule means a schedule to this Agreement;
- (e) Reference to money is to Australian dollars.

### 3. FUNDING

3.1 Council will provide the Funding to the NQSF, and in consideration, the NQSF will comply with the conditions imposed by Council under this Agreement.



- 3.2 Council will pay to the NQSF, at the times and in the manner stated in clause 3.3, the following amounts ("the Funding"):
- (a) For the 2022/2023 financial year, an amount of \$413.05 (GST excl); and
  - (b) For subsequent financial years within the term of this agreement, the amount listed in in 3.2 (a) will increase annually by CPI and if new Census of Population and Housing data is released, the amounts will also be adjusted.
  - (c) The adjusted amounts will be based on calculation of 27.14 cents per person in the Member local government region.
- 3.3 The relevant the Funding will be provided in a single instalment in each year of the Term as follows:
- (a) The first payment to be made no earlier than 1 July of the relevant financial year and no later than 30 days' after of a valid tax invoice for the payment is received by Council.
- 3.4 Council may, in its absolute discretion, agree to provide additional funding for specific NQSF initiatives upon written request from the Board of Directors, or otherwise determined by Council. Such funding will be provided at the times and in the manner determined by Council in its absolute discretion. For the purposes of this Agreement, any additional funding approved and paid by Council will form part of the Funding.
- 3.5 The Funding must be deposited into a bank account nominated by NQSF and agreed to by Council.
- 3.6 The NQSF must only use the Funding towards the promotion, development, management and encouragement of sport throughout North Queensland including the member council regions and be for related administrative purposes.

#### **4. REPORTING**

- 4.1 The NQSF will use its best endeavours to promote and support Council's principles in a positive and appropriate manner, and encourage, promote, represent, develop, manage and communicate sport to local, national and international persons;
- 4.2 The NQSF must prepare;
- (a) a 3 year business plan; and
  - (b) an annual budget,
- which comply with the NQSF's obligations under this Agreement. The NQSF will comply with all reasonable requests and directions of Council in preparing these documents.
- 4.3 The NQSF will provide Council with a copy of the documents referred to in clause 4.2, within one (1) month of the date of this agreement. NQSF will provide copies of the documents referred to in clause 4.2 (b) for each year of the Term, no later than 30 September of each year of the Term.
- 4.4 NQSF will comply with all relevant laws, notices, orders, local laws, regulations, requirements or requisitions of any government department or agency and will give all notices and pay all fees, levies and taxes payable under or in connection with this Agreement.
- 4.5 The NQSF will ensure its Board of Directors have the requisite skills and abilities to comply with its obligations under the NQSF's constitution and the terms of this Agreement.
- 4.6 The NQSF will provide Council with a quarterly report in a form satisfactory to Council, detailing the financial status and dealings of the NQSF and the major initiatives

undertaken in the previous quarter and with sufficient information to enable full and proper assessment of the NQSF's financial capacity and liquidity. This report will, at a minimum, contain the following information:

- (a) Latest financial statements (including trading account profit and loss statement, balance sheet, statement of cash flows, signed director's report and notes to the accounts) and details of any material changes since the last financial statement;
  - (b) Any actual or threatened legal proceedings, details of any contract defaults and any present or pending claims under any Professional Indemnity Policy; and
  - (c) Any assignment of assets and any fixed and/or floating charges over the NQSF's assets.
- 4.7 The NQSF will provide Council with a copy of its Annual Report within two (2) months of the Board of Directors adopting the audited financial statements. The NQSF will, within a reasonable time after a request by Council to do so, provide a formal briefing to Council on its Annual Report, or any other matters arising out of or in connection with this Agreement.
- 4.8 The NQSF will, within 21 days (or such a longer period as may be agreed between the Parties) of receipt of a written request by Council provide to Council detailed advice on any matters arising out of or in connection with this Agreement, which Council considers to be relevant to Council policy, planning and strategy.

## **5. COUNCIL REPRESENTATIVE**

- 5.1 Large Local Authority Member Council will nominate one (1) Council representatives' to represent each Large Local Authority Member Council on the Board of Directors (including one Elected Member, and one Council Officer). The NQSF must, within 28 days of receiving written notice of the nomination, appoint the Council representative to the Board of Directors. The Council Representatives will have powers no less than any other member of the Board of Directors, other than the Chairman of the Board.
- 5.2 Medium Local Authority Member Council will nominate two (2) Council representatives' to represent all Medium Local Authority Council on the Board of Directors (including one Elected Member, and one Council Officer). The NQSF must, within 28 days of receiving written notice of the nomination, appoint the Council representative to the Board of Directors. The Council Representatives will have powers no less than any other member of the Board of Directors, other than the Chairman of the Board.
- 5.3 Small Local Authority Member Council will nominate one (1) Council representatives' to represent all Small Local Authority Council on the Board of Directors (including one Elected Member, and one Council Officer). The NQSF must, within 28 days of receiving written notice of the nomination, appoint the Council representative to the Board of Directors. The Council Representatives will have powers no less than any other member of the Board of Directors, other than the Chairman of the Board.

## **6. PUBLICITY**

- 6.1 Council may use the NQSF's reporting information and any other details in respect to Council's membership to the Foundation for any promotional and other purposes as Council considers appropriate.
- 6.2 The NQSF will promptly provide Council with copies of all promotional brochures, media material, notice of any awards and any other promotional information in respect to their membership.

## **7. INSURANCE AND LIABILITIES**

- 7.1 The NQSF must, prior to the Commencement Date, take out and maintain insurance for the Term for public liability to the value of \$20,000,000.00 per incidence and otherwise in respect of the NQSF's activities and potential liabilities to Council and third parties under this Agreement and the NQSF must cause Council's interests to be noted on its relevant insurance policies. The NQSF must provide Council with evidence of these insurances prior to the Commencement Date.
- 7.2 The parties acknowledge that Council is self-insured.
- 7.3 Council will not in any way be liable to the NQSF for any loss or damage the NQSF suffers in connection with this Agreement.
- 7.4 The NQSF indemnifies Council against all losses, claims or damages Council incurs as a result of the NQSF's negligence or failure to comply with the terms of this Agreement.

## **8. DEFAULT AND TERMINATION**

- 8.1 The obligations set out in clauses 3 (Funding), 4 (Reporting), 7.1 (Insurance) and 9 (Not Capable of Transfer) are essential terms of this Agreement. The failure to label a clause as being essential does not in itself preclude that clause from being an essential term.
- 8.2 Where a party ("defaulting party") fails to:-
- (a) comply with an essential term of this Agreement; or
  - (b) comply with any other term of this Agreement and fails to remedy that non-compliance within 48 hours of receiving notice from the other party ("non-defaulting party") to do so,
- then the non-defaulting party may terminate this Agreement by giving written notice to the defaulting party.
- 8.3 Where:-
- (a) Council considers, acting reasonably, that this Agreement is no longer desirable having regard to adverse publicity relating to or associated with the Recipient;
  - (b) the control or beneficial ownership of the NQSF changes; or
  - (c) the NQSF becomes subject to any Insolvency Event during the Term,
- then Council may terminate this Agreement by giving written notice to the defaulting party.
- 8.4 Upon termination of this Agreement, Council will not be required to provide any further Funding to the NQSF and not entitled to any refund for the balance of the year.
- 8.5 The parties' rights under this clause are in addition to that at Law.

## **9. NOT CAPABLE OF TRANSFER**

- 9.1 The NQSF acknowledges and agrees with Council that this agreement is personal to it and is not capable of being transferred or assigned.

## **10. FORCE MAJEURE**

- 10.1 If Council is rendered unable, wholly or in part, by Force Majeure to carry out or observe any of its obligations under this Agreement, it shall give to the NQSF prompt written notice providing full details of the Force Majeure.
- 10.2 Subject to sub-clause 10.1, the obligations of the parties under this Agreement, to the extent affected by Force Majeure, will be suspended and no claim by either of the parties against the other party will avail by reason of such Force Majeure provided that Council must, to the extent practicable, take all reasonable steps to remove the Force

Majeure as soon as possible. Such reasonable steps will not require Council to settle any reasons for the Force Majeure on unfavourable terms.

## **11. APPLICABLE LAW**

- 11.1 This Agreement is governed by, and is to be construed in accordance with, the law of the State of Queensland, Australia.
- 11.2 The parties agree that the courts of the State of Queensland will have exclusive jurisdiction to hear disputes arising out of or relating to either this Agreement or the formation of this Agreement.

## **12. NOTICES**

A notice will be deemed to be served on a party if it is addressed to that party at its Address for Service (and if the notice is to be served on the NQSF, marked to the attention of the Manager) and it is delivered by hand to that address or sent by registered mail to that address.

## **13. ENTIRE AGREEMENT**

This Agreement contains the entire Agreement between the parties in relation to the Funding.

## **14. FURTHER ASSURANCES**

Each party must promptly execute all documents and do all things necessary or desirable to give full effect to the arrangements set out in this Agreement.

## **15. LEGAL FEES**

- 15.1 Each party is responsible for its own legal fees in relation to the negotiation, preparation and execution of this Agreement.
- 15.2 Unless specified otherwise, the NQSF must comply with its obligations under this Agreement at its own cost.

## **16. DISPUTE RESOLUTION**

### **16.1 Resolution Process**

If at any time during the Term any dispute doubt or question ("the issue") arises between the Club and the Council relating to this Agreement then the issue must be dealt with according to this clause.

### **16.2 Council Officers**

In the first instance, either party may refer the issue by issuing a dispute notice to Council's Sport and Recreation unit who must then meet the parties within seven (7) days.

### **16.3 Council Senior Managers**

In the event no resolution is reached pursuant to Clause 16.2 either party may refer the issue to Council Senior Managers which must then meet within fourteen (14) days to discuss and endeavour to resolve the issue.

## **17. RELATIONSHIP OF PARTIES**

Unless otherwise stated:

- (a) nothing in this Agreement creates a joint venture, partnership, or the relationship of principal and agent, or employee and employer between the parties; and
- (b) no party has the authority to bind any other party by any representation, declaration or admission, or to make any contract or commitment on behalf of any other party or to pledge any other party's credit.

## **18. TIME OF THE ESSENCE**

Time shall be of the essence of this Agreement.

## **19. GOODS AND SERVICES TAX**

- 19.1 The amounts payable by Council under this Agreement are inclusive of GST unless otherwise provided. If GST is to be assessed on the provision of goods, services or any other Supply under this Agreement, then the Supplier must provide the NQSF with a Tax Invoice.

## **20. DISCLOSURE OF INFORMATION**

- 20.1 Other than as provided in this Agreement, the NQSF must not disclose the terms of this Agreement to any third party without Council's written consent.
- 20.2 Council may disclose the terms of this Agreement as it sees fit.
- 20.3 This clause survives the termination of this Agreement

Executed as an Agreement

SIGNED for and on behalf of FLINDERS SHIRE COUNCIL by its duly authorised representative,

in the presence of:

Witness

(Please Print Full Name)

Delegated Officer - General Manager Community, Sport & Cultural Services

Signature Dated: / /

) Witness Signature

Signature Dated: / /

EXECUTED by the NORTH QUEENSLAND SPORTS FOUNDATION by its Chief Executive Officer and Secretary.

in the presence of:

Witness

(Please Print Full Name)

Chief Executive Officer

Signature Dated: / /

Secretary

Signature Dated: / /

Witness Signature

Signature Dated: / /

## Schedule 1

### Event or Project Milestones

	Event or Project Milestone	Due Date	Cash Assistance (ex GST)
1	Funding Agreement Executed	July 2022	
2	3 Year Business Plan	30/09/2022	
3	Annual Budget	30/09/2022	
4	Purchase Order Issued by Council	July 2022	
5	Recipient raises Invoice to BS Council quoting Purchase Order Number	July 2022	
6	Invoice Received by Council	July 2022	
7	Payment made by Council	01/08/2022	\$413.05
8	Quarterly Financial Report	15/10/2022	
9	Quarterly Financial Report	15/01/2023	
10	Quarterly Financial Report	15/04/2023	
11	Purchase Order Issued by Council	01/07/2023	
12	Recipient raises Invoice to BS Council quoting Purchase Order Number	01/07/2023	
13	Invoice Received by Council	July 2023	
14	Payment made by Council	01/08/2023	\$425.44
15	Annual Budget	30/09/2023	
16	Quarterly Financial Report	15/10/2023	
17	Quarterly Financial Report	15/01/2024	
18	Quarterly Financial Report	15/04/2024	
19	Quarterly Financial Report	15/07/2024	
20	Purchase Order Issued by Council	01/07/2024	
21	Recipient raises Invoice to BS Council quoting Purchase Order Number	01/07/2024	
22	Invoice Received by Council	July 2024	
23	Payment made by Council	1/08/2024	\$438.21
24	Annual Budget	30/09/2024	
25	Quarterly Financial Report	15/10/2024	
26	Quarterly Financial Report	15/01/2025	
27	Quarterly Financial Report	15/04/2025	
28	Quarterly Financial Report	15/07/2025	



### Acquittal Requirements Guidelines

#### **Acquittal Requirements may include:**

- Proof that Council's membership contribution was used in accordance with the intended purpose of this Agreement (as per clause 3.6)
- Proof of expenditure (eg audited financial statements)
- Proof of the acknowledgement of Council assistance (eg. Council's logo on website, annual calendar, newsletter)