

ORDINARY COUNCIL MEETING

WEDNESDAY, 25 SEPTEMBER 2019

ATTACHMENT BOOKLET 4

Attachment No. 5 Capital Expenditure Report – August 2019

Attachment No. 6 Review of Reporting & Compliance Burdens on Local
Government (Regulatory Burdens)

Tenterfield Shire Council
Capital Expenditure Report August 2019

Service and Description	19/20 Full Year Budget	19/20 YTD Actuals August	19/20 YTD Budgets August	19/20 YTD Variance August	19/20 Percentage Spent	Variance Comments
CHIEF EXECUTIVE OFFICER						
Organisation Leadership						
4. Capital Expenditure	20,000	3,469	3,334	(135)	17.34%	
1000502. Strategic Projects	20,000	3,469	3,334	(135)	17.34%	
Economic Growth and Tourism						
4. Capital Expenditure	34,000	0	5,666	5,666	0.00%	
5400505. VIC Refurbishment	34,000	0	5,666	5,666	0.00%	Project to commence later in the year.
Theatre & Museum Complex						
4. Capital Expenditure	-	170	0	(170)	0.00%	
5000506. School of Arts Complex - Upgrade Exterior & Windows (SRV)	-	170	0	(170)	0.00%	Carry Forward to be added in the Quarterly Budget Review
Library Services						
4. Capital Expenditure	41,664	2,066	6,944	4,878	4.96%	
5000500. Library Resources	21,094	1,362	3,516	2,154	6.46%	
5000515. Local Priority Grant 2019/20	12,000	0	2,000	2,000	0.00%	Notification received that the allocation will be \$19,329. (30% of subsidy adjustment of \$64,430)
5000516. Library - Furniture & Fittings	789	0	132	132	0.00%	
5000517. Library - Office Equipment	3,601	0	600	600	0.00%	
5000518. Library - Intangible Assets	4,180	0	696	696	0.00%	
5000519. Library Photocopier Lease Payments - Capitalised	-	704	0	(704)	0.00%	Carry Forward to be added in the Quarterly Budget Review
Emergency Services						
4. Capital Expenditure	90,000	0	15,000	15,000	0.00%	
5088817 - RFS New Station Mingoola	90,000	0	15,000	15,000	0.00%	To be transferred to Operational Expenditure in Quarterly Review
TOTAL CHIEF EXECUTIVE OFFICER	185,668	5,705	30,944	25,239		
CHIEF CORPORATE OFFICER						
Finance & Technology						
4. Capital Expenditure	508,800	32,144	84,798	52,654	6.32%	
1810501. Computer Equipment	300,000	0	50,000	50,000	0.00%	No Significant Variance
1810507. Fibre Optic Cabling of Sites	50,000	292	8,334	8,042	0.58%	No Significant Variance
1810508. Capitalised Software	100,000	11,744	16,666	4,922	11.74%	No Significant Variance
1810509. Furniture & Equipment Purchases	40,000	0	6,666	6,666	0.00%	No Significant Variance
1810510. Photocopier Lease Payments - Capitalised	10,000	1,408	1,666	259	14.08%	No Significant Variance
1810511. Digital Scanner Lease Payments - Capitalised	8,800	1,297	1,466	169	14.74%	No Significant Variance
2200500. Monthly Operational Plan Digitisation	0	17,403	0	(17,403)	0.00%	Actual to be journalled to Corporate and Governance where the budget has been allocated.
Corporate and Governance						
4. Capital Expenditure	53,000	0	8,834	8,834	0	
1810500. Office Furniture & Equipment	3,000	0	500	500	0.00%	
2220505. Corporate Planning & Performance (OS)	50,000	0	8,334	8,334	0.00%	Actual to be increased by \$17,403 from Finance and Technology
Livestock Saleyards						
4. Capital Expenditure	1,269,097	0	211,514	211,514	0.00%	
4220501. Renewal Timber Rails With Metal (SRV)	28,000	0	4,666	4,666	0.00%	Spent \$14K on materials hoping completion by December 2019
4220504. Improvements to Loading Ramps & Traffic Facilities	1,241,097	0	206,848	206,848	0.00%	Ongoing

Service and Description	19/20 Full Year Budget	19/20 YTD Actuals August	19/20 YTD Budgets August	19/20 YTD Variance August	19/20 Percentage Spent	Variance Comments
Planning & Regulation						
4. Capital Expenditure	0	17,931	0	(17,931)	0.00%	
3006000. Tenterfield - Vibrant & Connected Drake Town Entry Signs - SCCF - Round 1	0	15,606	0	(15,606)	0.00%	Budget to be added in the Quarterly Budget Review
3007000. Tenterfield Shire Vibrant & Connected - Jennings (Wallangara) SCCF-Round 1	0	1,163	0	(1,163)	0.00%	Budget to be added in the Quarterly Budget Review
3008000. Tenterfield Shire - Vibrant & Connected Liston SCCF - Round 1	0	1,163	0	(1,163)	0.00%	Budget to be added in the Quarterly Budget Review
Buildings & Amenities						
4. Capital Expenditure	1,223,000	42,964	203,834	160,870	3.51%	
4200501. Admin Building -- Refurbishment	1,200,000	40,789	200,000	159,211	3.40%	Design development to be complete September
4205501. Council Houses Renewal	23,000	0	3,834	3,834	0.00%	Bathroom to be priced
4610508. Toilet Block Enhancements at Urbenville and Legume - SCCF-1105	0	2,175	0	(2,175)	0.00%	Budget to be added in the Quarterly Budget Review
Parks, Gardens and Open Space						
4. Capital Expenditure	215,463	22,875	35,908	13,033	10.62%	
4215502. Cemeteries - Earthworks Preparation for Stage 1 Expansion	13,800	2,955	2,300	(655)	21.41%	Money from last financial year to be rolled over. Started project.
4605504. Renewal of Legume Playground Equipment (SRV)	32,202	0	5,366	5,366	0.00%	Obtaining quotes
4605508. Tenterfield Main Street Lighting	16,000	0	2,666	2,666	0.00%	Received quote. Completion by November.
4605509. Rouse Street Irrigation & Replanting	45,000	0	7,500	7,500	0.00%	Starting to construct list of materials for purchase.
4605510. Shade Structure over Rotary Park Playground	40,000	0	6,666	6,666	0.00%	Schedule to commence February 2020
4605511. Exercise Stations x 2 on Bike Track	20,000	0	3,334	3,334	0.00%	Schedule to commence February 2020
4610509. Tenterfield Town Centre Revitalisation - Phase 2 SCCF -1094	0	19,920	0	(19,920)	0.00%	Budget to be added in the Quarterly Budget Review
6240504. Villages Streetscape & Signage Revitalisation	48,461	0	8,076	8,076	0.00%	
Swimming Complex						
4. Capital Expenditure	141,000	0	23,502	23,502	0.00%	
4600501. Engineering Assessment of Pool Condition (SRV)	15,000	0	2,500	2,500	0.00%	Holding off due to the pool needing to be empty.
4600504. Masterplan for the Memorial Pool	56,000	0	9,334	9,334	0.00%	Scope being defined
4600506. Shade Structure Over BBQ at Pool	20,000	0	3,334	3,334	0.00%	Combining with Parks & Gardens quote
4600507. Repaint Pools	50,000	0	8,334	8,334	0.00%	To occur at the end of the season.
TOTAL CHIEF CORPORATE OFFICER	3,410,360	115,914	568,390	452,476		
DIRECTOR OF ENGINEERING						
Asset Management & Resourcing						
4. Capital Expenditure	150,000	1,200	25,000	23,800	0.80%	
6205500. Survey Instrumentation - GPS Equip, Cable Detector,Bridge Assyst	50,000	0	8,334	8,334	0.00%	
6205507. Asset Management System	100,000	1,200	16,666	15,466	1.20%	
Stormwater & Drainage						
4. Capital Expenditure	285,000	0	47,502	47,502	0.00%	
8252502. Drainage Pits - Upgrade	20,000	0	3,334	3,334	0.00%	
8252510. Rouse & Miles Street Construction	210,000	0	35,000	35,000	0.00%	
8252524. Pelham Street - Manners to Miles Child Proofing Culvert	5,000	0	834	834	0.00%	
8252525. Stormwater Works Investigation	50,000	0	8,334	8,334	0.00%	

Service and Description	19/20 Full Year Budget	19/20 YTD Actuals August	19/20 YTD Budgets August	19/20 YTD Variance August	19/20 Percentage Spent	Variance Comments
Transport Network						
4. Capital Expenditure	19,580,964	1,138,980	3,221,816	2,085,211	63.47%	
6215110. Regional & Local Roads Traffic Facilities	66,028	1,464	11,006	9,542	2.22%	
6215510. Regional Roads Block Grant - Reseals Program.	250,000	1,870	0	(1,020)	0.00%	
6215514. Roads to Recovery 2014-19	1,035,468	13,542	172,578	159,036	1.31%	
6215531. Special Grant Mt Lindesay Road (RMS/Fed)	10,000,000	281,808	1,666,660	1,384,852	2.82%	
6215538. NDRRA 2017 - 28 March - Local Roads (Restoration)	0	98,700	0	(98,700)	0.00%	Budget to be added in the Quarterly Budget Review
6215539. NDRRA 2017 - 28 March - Regional Roads (Restoration)	0	115,673	0	(115,673)	0.00%	Budget to be added in the Quarterly Budget Review
6215541. MR290 Repair Program 2018/19	0	89,507	0	(89,507)	0.00%	Carry forward to be added in Quarterly Review and Journals of \$72,000 to be processed from this account
6215548. Restart NSW Funding - Beaury Creek Bridge Replacement - Tooloom Road - Ex	795,000	53,187	132,500	79,313	6.69%	
6215550. Footpaths	0	1,544	0	(1,544)	0.00%	Carry forward to be added in first Quarterly Budget Review
6215551. Repair Program 2019/20	895,890	59,982	149,316	89,334	6.70%	
6220270. Boonoo Boonoo Bridge, Mt Lindesay Road - Restart NSW Funding	1,459,500	101,321	243,248	141,927	6.94%	
6220275. Emu Creek Bridge Replacement - Hootens Road - Restart NSW Funding	910,000	52,431	151,666	99,235	5.76%	
6220280. Restart NSW Funding - Bridge Interim Solutions Project - Expenditure	1,313,000	110,061	218,832	108,771	8.38%	
6220500. Urban Streets - Reseal Program	105,000	0	17,498	17,498	0.00%	
6220501. Road Renewal - Gravel Roads	605,000	57,821	100,834	43,013	9.56%	
6220503. Gravel Resheets	617,000	43,281	102,832	59,551	7.01%	
6220505. Kerbing & Guttering	40,000	0	6,668	6,668	0.00%	
6220506. Bridges / Causeways (SRV to 2023/24)	510,000	3,601	85,000	81,399	0.71%	
6220507. Rural Roads - Reseal Program	252,828	0	42,136	42,136	0.00%	
6220512. Culverts & Pipes	134,000	8,725	22,334	15,134	5.37%	
6240502. Main Street - Complete Final Stage	0	44,462	0	(44,462)	0.00%	Carry forward to be added in the Quarterly Budget Review
6240503. Road Rehabilitation	95,000	0	15,834	15,834	0.00%	
6250501. Tenterfield Depot - Building Extension	145,000	0	24,166	24,166	0.00%	
6250502. Tenterfield Depot - Wash Down & Recycle Bay	160,000	0	26,666	26,666	0.00%	
6250503. Tenterfield Depot - Water Wise Initiatives	20,000	0	3,334	3,334	0.00%	
6250504. Tenterfield Depot - Minor Works & Furniture Replacement	36,000	0	6,000	6,000	0.00%	
6250505. Tenterfield Depot - Carpet	16,250	0	2,708	2,708	0.00%	
6250506. Tenterfield Depot - Training Room Furniture	20,000	0	3,334	3,334	0.00%	
6250507. Urbenville Depot - Demountable	100,000	0	16,666	16,666	0.00%	
Plant, Fleet & Equipment						
4. Capital Expenditure	1,406,082	19,694	234,346	214,652	1.40%	
6210501. Public Works Plant - Purchases	3,755,253	512,473	625,872	113,399	13.65%	
6210500. Public Works Plant - WDV of Asset Disposals	-2,349,171	(492,779)	(391,526)	101,253	20.98%	

Service and Description	19/20 Full Year Budget	19/20 YTD Actuals August	19/20 YTD Budgets August	19/20 YTD Variance August	19/20 Percentage Spent	Variance Comments
Waste Management						
4. Capital Expenditure	993,000	6,282	165,498	159,216	0.63%	
7080500. 240L Wheelie Bins	2,000	1,050	334	(716)	52.50%	Additional stock in
7080503. Industrial Bins	6,000	4,948	1,000	(3,948)	82.47%	Repairs Continue
7080553. Boonoo Boonoo - New Cell Construction	200,000	0	33,334	33,334	0.00%	Carry forward to be added in the Quarterly Budget Review
7080554. Boonoo Boonoo - develop/operate borrow area	10,000	0	1,666	1,666	0.00%	Carry forward to be added in the Quarterly Budget Review
7080555. Boonoo Boonoo - New Cell Remediation Asset (Non Cash)	50,000	0	8,334	8,334	0.00%	Carry forward to be added in the Quarterly Budget Review
7080558. Tip shop - Drake, Liston & Tenterfield	10,000	0	1,666	1,666	0.00%	Continuing
7080559. Green Waste Hungry Bin - School Trial	10,000	284	1,666	1,382	2.84%	Trail continuing -deployment of first bins
7080560. Boonoo Boonoo New Office	15,000	0	2,500	2,500	0.00%	Continuing DA approval
7080720. Mingoola - Open Transfer Station	70,000	0	11,666	11,666	0.00%	Licencing for opening - crown /acquisition approved - Council
7080731. Torrington Landfill - Capping Cell (Remediation)	75,000	0	12,500	12,500	0.00%	Awaiting Grant
7080732. Torrington Landfill - Convert to Transfer	70,000	0	11,666	11,666	0.00%	Awaiting Grant
7080733. New Pump Combination	15,000	0	2,500	2,500	0.00%	Under investigation
7080811. Tenterfield WTS Groundwater Bores	100,000	0	16,666	16,666	0.00%	Continuing
7080815. Tenterfield WTS EIS - Return to Landfill	50,000	0	8,334	8,334	0.00%	N/A
7080819. Tenterfield Meet EPA Requirements to Open	250,000	0	41,666	41,666	0.00%	Carry forward to be added in the Quarterly Budget Review
7080821. Tenterfield WTS Bailer Bay Structure	60,000	0	10,000	10,000	0.00%	Ground works nearing completion
Water Supply						
4. Capital Expenditure	9,668,100	113,627	1,611,346	1,497,719	1.18%	
7484500. Tenterfield Sludge Removal	0	8,354	0	(8,354)	0.00%	Carry forward to be added in the Quarterly Budget Review
7484505. Tenterfield Mains Replacement	262,700	0	43,784	43,784	0.00%	New year planning underway
7484506. Tenterfield Meter Replacement	21,000	388	3,500	3,112	1.85%	New year continuing program
7484515. Tenterfield Flood Warning System	16,800	0	2,800	2,800	0.00%	Grant awarded planning completed
7484516. Tenterfield Shirley Park Bore Flood Damage Restoration	2,000	782	334	(448)	39.11%	Continuing with variable speed device and sensors fitted-telemetry to go
7484521. Tenterfield Water Treatment Plant Design	0	5,328	0	(5,328)	0.00%	Initial planning
7484522. Tenterfield Water Treatment Plant Construct	9,350,000	0	1,558,328	1,558,328	0.00%	Initial planning
7484531. Tenterfield - Additional Bore Water Supply	0	15,967	0	(15,967)	0.00%	Underway 5 trials continuing
7484532. Tenterfield Water Supply - Drought Augmentation	0	82,808	0	(82,808)	0.00%	Underway
7484801. Urbenville Mains Extension	5,000	0	834	834	0.00%	New year continuing program
7484901. Jennings Mains Replacement	10,600	0	1,766	1,766	0.00%	New year continuing program
Sewerage Service						
4. Capital Expenditure	633,700	83,818	105,618	21,800	13.23%	
7872502. Tenterfield Mains Relining (1km Year)	161,500	0	26,916	26,916	0.00%	New year planning underway
7872503. Tenterfield Mains Augmentation	64,600	6,495	10,766	4,271	10.05%	New year continuing program
7872505. Tenterfield Man Hole Level Alterations (Water Infiltration)	150,800	0	25,134	25,134	0.00%	New year planning underway
7872519. Tenterfield Network Renewal	184,500	77,323	30,750	(46,573)	41.91%	New year continuing program
7872523. Tenterfield STP - Entrance Road & Drainage Repair	16,000	0	2,666	2,666	0.00%	New year planning underway
7872801. Removal Sludge from Tertiary Ponds/Renewal of Capacity	10,300	0	1,716	1,716	0.00%	New year planning underway
7872809. STP - Pad and Building including access to STP - Urbenville	8,000	0	1,334	1,334	0.00%	New year planning underway
7872810. Surface Aerator/Mixer sized for Urbenville	14,000	0	2,334	2,334	0.00%	New year planning underway
7872941. Moving Dehydrator to Urbenville STP	2,000	0	334	334	0.00%	New year planning underway
7872942. Pad and Building including access to STP Jennings	8,000	0	1,334	1,334	0.00%	N/A
7872943. Surface Aerator/Mixer sized for Jennings	14,000	0	2,334	2,334	0.00%	N/A
TOTAL DIRECTOR OF ENGINEERING	32,716,846	1,363,602	5,454,500	4,090,898		
Grand Total Capital EXPENDITURE	36,312,870	1,485,220	6,010,460	4,527,615	4.09%	

Loan Schedule						
4220507. Saleyards Truck Wash -Loan Repayments	27,757	0	4,626	4,626	0.00%	
3815980. Loan Repayments Urbenville Medical Centre	21,419	0	3,570	3,570	0.00%	
7872980. Loan Repayments Sewer Service	79,556	0	13,260	13,260	0.00%	
6215980. Loan Repayments (Bridges)	138,840	0	23,140	23,140	0.00%	
6240980. Loan Repayments (Main Street)	117,189	58,095	19,532	(38,563)	49.57%	
7080981. Principal On Loans - Remediation	137,481	0	22,914	22,914	0.00%	
7080982. Principal On Loans - New Cell Construction	0	0	0	0	0.00%	

Service and Description	19/20 Full Year Budget	19/20 YTD Actuals August	19/20 YTD Budgets August	19/20 YTD Variance August	19/20 Percentage Spent	Variance Comments
7484980. Loan Repayments (Urb Water)	11,438	5,719	1,906	(3,813)	50.00%	
7484981. Loan Repayments (Dam Wall 1)	120,715	0	20,120	20,120	0.00%	
7484982. Loan Repayments (Treatment Plant)	41,059	0	6,844	6,844	0.00%	
7484983. Loan Repayments (Dam Wall 2)	102,067	0	17,012	17,012	0.00%	
Grand Total Loans	797,521	63,814	132,924	69,110		

REVIEW OF REPORTING AND COMPLIANCE BURDENS ON LOCAL GOVERNMENT (REGULATORY BURDENS)

FINAL REPORT

HISTORY

- The Premier asked IPART to conduct a review to identify inefficient, unnecessary or excessive burdens placed on local government by the NSW Government in the form of planning, reporting and compliance obligations, and to make recommendations for how these burdens can be reduced.

DEADLINE FOR FEEDBACK ON THIS REVIEW

- 25th October 2019 is the deadline for submissions to this review.

RECOMMENDATIONS THAT HAVE BEEN IMPLEMENTED, OR DO NOT REQUIRE FEEDBACK

A number of recommendations in the IPART reports have already been implemented through other reform programs, or are currently the subject of separate consultation.

There are also a number of recommendations that the government has ruled out, because they may have adverse impacts on vulnerable members of the community, affect regional jobs and economies, or substantially increase costs for taxpayers and the broader community. (Specifically Recommendations 3 and 6 in this review).

These matters are marked “Not for consultation” on the feedback form.

There is also a general comments section at the end of the form for any areas that you may wish to comment on that aren't specifically targeted in the recommendations.

NOTE: Supplementary comments, if required, should be forwarded to the OLG email or postal address provided under 'Contact Information' above

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON:

Please note, in all cases options are:

- Support
- Don't Support
- Partially Support
- Unsure

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - SYSTEMIC ISSUES:

1. That the Department of Finance, Services and Innovation revise the NSW Guide to Better Regulation to include requirements for State agencies developing regulations involving regulatory or other responsibilities for local government, as part of the regulation-making process, to:
 - consider whether a regulatory proposal involves responsibilities for local government;
 - clearly identify and delineate State and local government responsibilities;
 - consider the costs and benefits of regulatory options on local government;
 - assess the capacity and capability of local government to administer and implement the proposed responsibilities, including consideration of adequate cost recovery mechanisms for local government;
 - take a coordinated, whole-of-government approach to developing the regulatory proposal;
 - collaborate with local government to inform development of the regulatory proposal
 - if establishing a jointly provided service or function, reach agreement with local government as to the objectives, design, standards and shared funding arrangements, and
 - develop an implementation and compliance plan.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - SYSTEMIC ISSUES (CONTINUED):

- OLG COMMENT: Treasury is currently developing a new regulatory policy guideline, which will provide guidance on undertaking proportional assessments of the costs and benefits of regulations, including the cost impact on State and Local Government, consideration of alternatives, and engagement with all affected stakeholders to inform the development of regulatory policies. In December 2017, the Premier assigned responsibility for the NSW regulatory framework to the Treasurer. This means Treasury is now the lead agency for the whole-of-government regulatory initiatives (instead of DPC).
- Feedback Support

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON SYSTEMIC ISSUES (CONTINUED):

2. That the NSW Government maintain a Register of local government reporting, planning and compliance obligations that should be used by NSW Government agencies in the regulation-making process to manage the volume of regulatory requirements imposed on councils and to avoid creating unnecessary or duplicative requirements.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON SYSTEMIC ISSUES (CONTINUED):

3. That the NSW Government remove restrictions on fees for statutory approvals and inspections to allow for the recovery of efficient costs, subject to monitoring and benchmarking.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details. The Government has ruled out this recommendation.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON SYSTEMIC ISSUES (CONTINUED):

4. Where fees continue to be set by statute, that the relevant NSW Government agency reviews the level of the fees every three to five years and amends the relevant legislation to allow these fees to increase annually in line with CPI or an index of fee-related costs.

Feedback

- OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON SYSTEMIC ISSUES (CONTINUED):

5. That the NSW Government review the basis upon which the fees for Development Applications (DAs) are calculated to:
 - better reflect the efficient cost to councils and the NSW Government of processing DAs;
 - minimise disputes and subsequent adjustments, and
 - facilitate online payment of DAs.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON SYSTEMIC ISSUES (CONTINUED):

6. That if statutory fees are capped below cost recovery to ensure affordability or for other policy reasons, then the NSW Government should reimburse councils for the shortfall in efficient costs.
- OLG COMMENT: Not for consultation - see Page 1 of feedback form for details. The Government has ruled out this recommendation.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON SYSTEMIC ISSUES (CONTINUED):

7. That the Department of Premier and Cabinet amend the Good Practice Guide to Grant Administration 2009, to:

- recognise local government as separate from non-government organisations
- remove acquittal requirements for untied grants • explicitly address ongoing maintenance and renewal costs when funding new capital projects
- require agencies to rely on existing council reporting to assess financial stability and management performance of councils
- lengthen acquittal periods for ongoing grant programs to four years, and use Memorandum of Understanding (MOU) arrangements, rather than requiring councils to reapply annually, and

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON SYSTEMIC ISSUES (CONTINUED):

- provide for a streamlined acquittal process for grants of less than \$20,000 in total, examples of streamlining include:
 - not requiring further external financial audit
 - using risk-based controls and requirements, and
 - confining performance measurement to outcomes consistent with the purpose of the grant.

Feedback Support

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON -SYSTEMIC ISSUES (CONTINUED):

8. That NSW Government agencies collecting local government data and information make this data discoverable through the Data NSW open data portal or the Information Asset Register maintained by the Department of Finance, Services and Innovation

Feedback Support

Staff Comments:

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON -SYSTEMIC ISSUES (CONTINUED):

9. That the Department of Finance, Services and Innovation:

- support NSW Government agencies to use the Open Data Rolling Release Schedule to establish clear timeframes for publishing local government data and information in Data NSW (in machine readable formats)
- support councils to make local government data and information available for discovery through Data NSW or the Information Asset Register, and
- support the Office of Local Government to develop a central portal for local government reporting and streamlined data collection.

Feedback Support

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RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON -SYSTEMIC ISSUES (CONTINUED):

10. That the Department of Planning and Environment, including through the Office of Local Government, review public notice print media requirements in the Local Government Act 1993, the Local Government (General) Regulation 2005, the Environmental Planning and Assessment Act 1979, and the Environmental Planning and Assessment Regulation 2000, and, where the cost to councils of using print media exceeds the benefit to the community, remove print media requirements and allow online advertising, mail-outs and other forms of communication as alternatives.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - WATER & SEWERAGE:

11. That the Department of Primary Industries Water regulate Local Water Utilities (LWUs) on a catchment or regional basis, rather than on an individual LWU basis, using a whole-of government, risk-based and outcomes-focused regulatory approach.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - WATER & SEWERAGE (CONTINUED):

12. That DPI Water amend the Best-Practice Management of Water Supply and Sewerage Guidelines to:

- streamline the NSW Performance Monitoring System to ensure each performance measure reported is: – linked to a clear regulatory objective – used by either most Local Water Utilities (LWUs) or DPI Water for compliance or meaningful comparative purposes – not in excess of the performance measures required under the National Water Initiative, and – not duplicating information reported to other NSW Government agencies.
- align trade waste reporting with other performance reporting, on a financial year basis, subject to consultation with LWUs, LGNSW and the Water Directorate.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - WATER & SEWERAGE (CONTINUED):

13. That the Office of Local Government determine a standardised service report template to be used by technicians undertaking quarterly servicing of aerated wastewater treatment systems, in consultation with NSW Health and councils

- Feedback Support

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - WATER & SEWERAGE (CONTINUED):

14. That the Local Government (General) Regulation 2005 be amended to require service reports to be provided to councils using the template determined by the Office of Local Government as a standard condition of approval to operate an aerated wastewater treatment system.

- Feedback Support

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PLANNING:

15. That the Department of Planning and Environment (DPE):

- Implement a data sharing model with the Australian Bureau of Statistics in relation to building approvals in NSW.
- Introduce a consolidated data request of councils for the purposes of the Local Development Performance Monitoring (LDPM), Housing Monitor, State Environmental Planning Policy (Affordable Rental Housing) 2009 (Affordable Rental Housing) and State Environmental Planning Policy No 1 – Development Standards (SEPP 1 variations).
- Fund an upgrade of councils' software systems to automate the collection of data from councils for the purposes of the LDPM, Housing Monitor, Affordable Rental Housing and SEPP 1 variations.
- Publish the data collected from councils on Affordable Rental Housing and SEPP 1 variations data.
- Seek agreement with the Land & Environment Court to obtain appeal data directly from the Court.
- Remove the administrative requirement for councils to report to DPE on political donations or gifts under section 147 of the Environmental Planning & Assessment Act 1979.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PLANNING (CONTINUED):

Feedback Support

- Staff Comments:

Current reporting to multiple agencies is a burden on staff time, often seems duplicated to different agencies. A single online system for uploading stats would be beneficial-then agencies needing the data could retrieve it from there -net. Planning portal

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PLANNING (CONTINUED):

16. That the Environmental Planning & Assessment Act 1979 be amended to enable information or certificates under section 149(2) of the Environmental Planning & Assessment Act 1979 to be provided through the NSW Planning Portal.

Prior to this amendment, as part of the Department of Planning and Environment's (DPE) review of the EP&A Regulation, DPE should:

- review section 149(2) and (5) planning certificates to clarify and simplify the information to be provided, and ensure only information relevant in the conveyancing process is provided in a section 149(2) planning certificate, and
- consider what section 149(2) information should be provided through the Planning Portal and whether that information should be provided in certificate form, having regard to: – data quality assurance – liability for accuracy of State or council information – State and council costs, and – mechanisms to recover costs.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PLANNING (CONTINUED):

17. That the Environmental Planning and Assessment Regulation 2000 be amended to specify the information that can be provided by councils in accordance with section 149(2) and (5) of the EP&A Act.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PLANNING (CONTINUED):

18. That Department of Planning and Environment (DPE) amend the NSW Planning Portal to provide for online:

- payment of fees and charges by applicants and for the Planning Reform Fund fee to then be automatically directed to DPE
- information or certificates under section 149(2) of the Environmental Planning & Assessment Act 1979, and
- joint applications for development approvals and construction certificates.

- Feedback Support

- Staff Comments:

Planning reform fee collected by council- direct payment through portal reduces council time, particularly when applications withdrawn and refunds sought.

Reference to 149 certificates (now 10.7) - agreed but planning portal needs to be more accurate than it currently is to ensure accurate certificates are issued.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PLANNING (CONTINUED):

19. That Department of Planning and Environment:

- notify councils electronically at least 21 days prior to the commencement of legislative changes that will affect the structure or content of section 149 planning certificates, and
- maintain an up-to-date, publicly available list of all legislative instruments with the potential to affect the structure or content of the certificates.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PLANNING (CONTINUED):

20. That Department of Planning and Environment manage referrals to NSW Government agencies through a 'onestop shop' in relation to:
- planning proposals (LEPs)
 - development applications (DAs), and
 - integrated development assessments.

OLG COMMENT: The Department of Planning, Industry and Environment has begun rolling out a digital system that allows councils to lodge all documentation online and send requests for advice directly to agencies,

A number of councils are currently using the digital system, with all councils to be trained and rolled into the system progressively through 2019.

DPIE has also implemented various other regulatory measures to improve integrated development assessment processes.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PLANNING (CONTINUED):

- Feedback Support
- Staff Comment: This has been progressed through the planning portal

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PLANNING (CONTINUED):

21. That Department of Planning and Environment develop suites of standardised development consent conditions and streamline conditions that require consultant reports or subsequent approvals, in consultation with councils, NSW Government agencies and other key stakeholders.

OLG COMMENT: The Standard Conditions and Compliance Reporting and Post Approval Requirements documents were published in 2018.

- Feedback Support

- Staff Comments:

Cconsistency of development consent conditions over time within council is important as well as consistency across LGAS has advantages and ensures that conditions are legally enforceable.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - ADMINISTRATION & GOVERNANCE

22. That the NSW Government streamline the reporting requirements for the Integrated Planning and Reporting framework in the revised Local Government Act 1993.

OLG COMMENT: Feedback on recommendation 22 is being sought via a combined response with recommendation 23 below.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - ADMINISTRATION & GOVERNANCE (CONTINUED)

23. Ahead of the 2020 Integrated Planning and Reporting (IP&R) cycle, that the Office of Local Government:
 - provide councils with a common set of performance indicators to measure performance within the IP&R framework
 - conduct state-wide community satisfaction surveys and release the results to allow comparisons between councils and benchmarking
 - provide guidance to councils on the form and content of the End of Term Report and its relationship to local councils' Annual Reports
 - clarify for councils the purpose, form and content of the State of the Environment report and clarify its relationship to the End of Term Report
 - work with the Office of Environment and Heritage, the NSW Environment Protection Authority and other relevant agencies to develop performance indicators for councils to use, and
 - where relevant, amend the IP&R Guidelines and Manual to incorporate this material.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - ADMINISTRATION & GOVERNANCE (CONTINUED)

OLG COMMENT: Feedback on recommendation 22 is also being sought via this response. It should also be noted that the requirement for State of the Environment reporting will be removed from the Local Government Act prior to the next cycle of reporting under the IP&R framework.

The Government values the role that IP&R plays in helping councils and their communities to plan effectively for the future and deliver meaningful outcomes.

Similarly, the IP&R framework recognises that each community is unique, with its own particular needs and priorities. Therefore a 'one size fits all' approach to measuring IP&R outcomes would not be appropriate.

However, the Government acknowledges the need to support councils in developing suitable methods of reporting that are clearly focused on social, environmental, economic and governance outcomes and avoid unnecessary duplication.

Therefore comments are sought with respect to how the IP&R framework could best be shaped to achieve this.

As part of the Government's ongoing commitment to strengthening transparency and accountability in the local government sector, OLG will continue to work with local councils to improve how we measure their performance, clarify what is expected of them and provide better reporting.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - ADMINISTRATION & GOVERNANCE (CONTINUED)

COMMENT: Council welcomes the commitment of the OLG to continue to work collaboratively with local councils on performance and reporting issues.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - ADMINISTRATION & GOVERNANCE (CONTINUED)

24. That the Office of Local Government remove requirements for councils to report more in the General Purpose Financial Statements than is required by the Australian accounting standards, issued by the Australian Accounting Standards Board, except for requirements which are unique and high value to local government such as Note 21 and Special Schedule 7.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - ADMINISTRATION & GOVERNANCE (CONTINUED)

25. That clause 163(2) of the Local Government (General) Regulation 2005 be amended to allow the Office of Local Government to determine the councils for which the threshold for formal tendering would be increased to \$250,000, with this threshold to be reviewed every five years.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - ADMINISTRATION & GOVERNANCE (CONTINUED)

26. That section 377(1)(i) of the Local Government Act 1993 be amended to allow the Council to delegate the acceptance of tenders to General Managers.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - ADMINISTRATION & GOVERNANCE (CONTINUED)

27. That section 55(3)(g) of the Local Government Act 1993 be amended to allow local government access to the full range of prequalification panels run by NSW Procurement.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - ADMINISTRATION & GOVERNANCE (CONTINUED)

28. That the Department of Planning and Environment, through the Office of Local Government, review the requirements in the Local Government Act 1993 for Ministerial approvals and remove those that are not justified on the basis of corruption prevention, probity or protecting the interests of the State.

- Feedback Support

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - ADMINISTRATION & GOVERNANCE (CONTINUED)

29. That the Office of Local Government introduce guidelines that specify maximum response times for different categories of Ministerial approvals.

- Feedback Support

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - ADMINISTRATION & GOVERNANCE (CONTINUED)

30. That the Department of Planning and Environment, through the Office of Local Government, review all approvals required under section 68 of the Local Government Act 1993 in order to:
- determine the activities for which a separate local council approval under section 68 is necessary
 - place as many approval requirements as possible in specialist legislation, and
 - revise the regulatory frameworks within NSW legislation to remove duplication
 - where appropriate, enable mutual recognition of approvals issued by another council.
- Feedback
 - Support

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - ADMINISTRATION & GOVERNANCE (CONTINUED)

31. That the Local Government Act 1993 be amended to transfer current requirements relating to the length of time for temporary appointments under section 351(2) to the Local Government (General) Regulation 2005 or the relevant awards.

- Feedback Support

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - ADMINISTRATION & GOVERNANCE (CONTINUED)

32. Extend the maximum periods of temporary employment from 12 months to four years within any continuous period of five years, similar to Rule 10 of the Government Sector Employment Rules 2014.

- Feedback Unsure at the time of writing
- Staff Comments

This has been referred to the Staff Workforce Consultative Committee for feedback from staff. Management likes the flexibility that this would bring. This will be updated when presented to Council.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - ADMINISTRATION & GOVERNANCE (CONTINUED)

33. That section 31 of the Public Interest Disclosures Act 1994 (PID Act) be amended to require councils to report on public interest disclosures in their annual reports and remove the requirement for an annual public interest disclosures report to be provided to the Minister for Local Government.

- Feedback Support

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - ADMINISTRATION & GOVERNANCE (CONTINUED)

34. That clauses 15 and 16, schedule 3 of the Environmental Planning and Assessment Amendment Act 2014 (which adds new sub-sections 158(1A) and (4A) to the EP&A Act) be proclaimed in order to allow councils a licence or a warranty to use copyright material for the purposes of the EP&A Act (including making available development applications and related documents which may be subject to copyright).

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - ADMINISTRATION & GOVERNANCE (CONTINUED)

35. That the NSW Government:

- Repeal clause 3, schedule 1 of the Government Information (Public Access) Regulation 2009 (GIPA Regulation).
- Amend the EP&A Act to require councils to make available information and documents currently prescribed as open access information in clause 3, schedule 1 of the GIPA Regulation (DA information) to a person (on request).
- Amend the EP&A Act to allow councils to charge a person making a request the efficient costs of making DA information available (after the 'submission period' under section 79(1) of the EP&A Act has expired).
- Consistent with Recommendation 4 of the IPART review, review the efficient costs to councils of making DA information available to a person (on request).
- Amend the Environmental Planning and Assessment Regulation 2000 to set the fees for accessing DA information (after the submission period has closed) at the efficient cost to councils.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - ADMINISTRATION & GOVERNANCE (CONTINUED)

36. That the Office of Local Government assist the Information and Privacy Commission to circulate to councils information related to the Government Information (Public Access) Act 2009.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - BUILDING & CONSTRUCTION

37. That the Building Professionals Board or the proposed Office of Building Regulation (in consultation with Department of Planning and Environment, Fire & Rescue NSW and local government) design the new online system for submitting annual fire safety statements (AFSS) to allow councils to identify buildings in their area that require an AFSS, and where follow up or enforcement action is required.

- Feedback Support

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - BUILDING & CONSTRUCTION (CONTINUED)

38. That the Environmental Planning and Assessment Regulation 2000 be amended to clarify what constitutes a 'significant fire safety issue'.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - BUILDING & CONSTRUCTION (CONTINUED)

39. That section 121ZD of the Environmental Planning and Assessment Act 1979 be amended to allow councils to delegate authority to the General Manager to consider a report by the Fire Brigade, make a determination and issue an order, rather than having the report considered at the next council meeting.

- Feedback Support

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PUBLIC LAND & INFRASTRUCTURE

40. That the NSW Government transfer Crown reserves with local interests to councils:

- as recommended by the NSW Crown Lands Management Review and piloted through the Local Land Program Pilot, and
- where the transfer is agreed by the council, including where this agreement is conditional on change of land classification

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PUBLIC LAND & INFRASTRUCTURE (CONTINUED)

41. Consistent with its response to the Crown Lands Legislation White Paper, that the NSW Government ensure that Crown reserves managed by councils are subject to Local Government Act 1993 requirements in relation to:

- Ministerial approval of licences and leases, and
- reporting.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PUBLIC LAND & INFRASTRUCTURE (CONTINUED)

42. That the NSW Government streamline the statutory process for closing Crown roads, including the arrangements for advertising road closure applications.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PUBLIC LAND & INFRASTRUCTURE (CONTINUED)

43. That the NSW Government reduce the backlog of Crown road closure applications to eliminate the current waiting period for applications to be processed.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PUBLIC LAND & INFRASTRUCTURE (CONTINUED)

44. That the NSW Government streamline the provisions of the Local Government Act 1993 relating to plans of management for community land to enable councils to align public notice and consultation with councils' community engagement for Integrated Planning and Reporting purposes.

- Feedback Support

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PUBLIC LAND & INFRASTRUCTURE (CONTINUED)

45. That Roads and Maritime Services provide greater support for councils to develop the competency to conduct route access assessments and process heavy vehicle applications. This support should be focused on developing the competency and skills within councils to perform these regulatory functions.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PUBLIC LAND & INFRASTRUCTURE (CONTINUED)

46. That the Impounding Act 1993 be amended to treat caravans and trailers (including advertising trailers) in the same way as boat trailers when considering whether they are unattended for the purposes of the Act.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PUBLIC LAND & INFRASTRUCTURE (CONTINUED)

47. That the Office of Local Government's redesign and modernisation of the central Register of Companion Animals includes the following functionality:

- online registration, accessible via mobile devices anywhere
- a one-step registration process, undertaken at the time of microchipping and identifying an animal
- the ability for owners to update change of ownership, change of address and other personal details online
- unique identification information in relation to the pet owner (ie, owner's date of birth, driver licence number or Medicare number)
- the ability to search by owner details
- the ability for data to be analysed by Local Government Area (not just by regions)

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PUBLIC LAND & INFRASTRUCTURE (CONTINUED)

- the ability for data to be directly uploaded from pound systems, and
- centralised collection of registration fees so funding can be directly allocated to councils.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PUBLIC LAND & INFRASTRUCTURE (CONTINUED)

48. That the Companion Animals Act 1998 and Companion Animals Regulation 2008 be amended to require unique identification information in relation to the pet owner (ie, owner's date of birth, drivers licence number or Medicare number), to be entered in the register at the time of entering animal identification information and when there is a change of ownership.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PUBLIC LAND & INFRASTRUCTURE (CONTINUED)

49. That the NSW Government, in consultation with councils, review how councils are currently applying Alcohol Free Zone (AFZ) and Alcohol Prohibited Area (APA) provisions in response to alcohol related anti-social behaviour and clarify the rationale and processes for declaring AFZs and APAs in the Local Government Act 1993 and Ministerial Guidelines on Alcohol-Free Zones

- Feedback Support

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PUBLIC LAND & INFRASTRUCTURE (CONTINUED)

50. That the NSW Government provide an efficient process for consultation and decision making on temporary and events-based alcohol restrictions.

- Feedback Support

RECOMMENDATIONS COUNCIL HAS BEEN ASKED TO COMMENT ON - PUBLIC LAND & INFRASTRUCTURE (CONTINUED)

51. That the Graffiti Control Act 2008 be amended to:

- allow councils to prosecute individuals and organisations that commission or produce bill posters that are visible from a public place within their local government area, and
- provide councils with compliance and enforcement powers to support their enforcement role under the Act, similar to those provided under Chapter 7 of the Protection of the Environment Operations Act 1997.

OLG COMMENT: Not for consultation - see Page 1 of feedback form for details.