Shire of Yilgarn

Visit the Southern Cross Skies

Council Minutes

Thursday, 15 October 2026

Unconfirmed

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1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The Presiding Member declared the meeting open at 5:00pm.

2. ANNOUNCEMENTS FROM THE PRESIDING MEMBER

Nil.

3. ATTENDANCE

Councillors:	Cr B Close	Shire President
	Cr G Guerini	Deputy Shire President
	Cr B Bradford	Councillor
	Cr L Granich	Councillor
	Cr D Newbury	Councillor
	Cr D Stephen	Councillor
Staff:	B Forbes	Chief Executive Officer
	G Brigg	Executive Manager Infrastructure
	T Prue	Acting Executive Manager Corporate Services
	T Beaton	Executive Assistant
Leave of Absence:		
Apologies:	Cr L Rose	Councillor
Observers:	K Crafter	

4. DECLARATION OF INTEREST

Impartiality Interests declared by Councillors per Local Government (Model Code of Conduct) Regulation 2021, Regulation 2021

Cr L Granich Agenda Item 13.1.1

5. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

At the September 2026 Ordinary Meeting of Council, the following question was posed by Mrs Sarah Capelli Adams.

The Executive Manager of Infrastructure emailed Mrs Capelli Adams with the following response on 24th September 2026.

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There are quite a few dead trees on the Moorine South Road. There was an incident last year when a tree fell in front of our truck and we are quite concerned it will happen again. Once harvest is over, if we were to take the fence down. Could the Shire come and help remove the rest of the dead trees?

Shire staff will inspect the identified section of Moorine South Road to assess the location and condition of the dead trees and determine whether they present a risk to road users. Following the inspection, staff will determine what works may be appropriate and can be undertaken within the road reserve. Any vegetation clearing or removal will still need to comply with applicable DWER clearing requirements and environmental regulations.

Once the inspection has been completed, the Shire can provide further advice on what assistance may be able to be provided after harvest.

At the September 2026 Ordinary Meeting of Council, the following questions were posed by Mr Will Harvey.

The Executive Manager of Infrastructure emailed Mr Harvey with the following responses on 30th September 2026.

Recently we had an emergency situation close to us and it has come to our attention that none of the emergency vehicles had any phone service/Starlink. First responders couldn't find where people were or where they had to go. I would like the Shire to see if there is something they can do to help rectify this situation from happening again?

The concern regarding communications during emergency incidents in areas with limited or no mobile coverage is acknowledged. This is not an issue that the Shire can resolve on its own, and any practical solution will require involvement from all relevant parties, including local emergency services, the Shire, landholders and the agencies responsible for emergency communications and telecommunications.

The recent incident highlights two separate issues. The ability for emergency responders to communicate in remote areas, and the ability for them to accurately identify and locate properties, access points and incident locations. The Shire will raise the matter through the appropriate local emergency management channels and work with emergency service representatives to identify practical options. This may include reviewing communication capability in known blackspot areas, the use of satellite-based communication equipment where appropriate, and improving the information available to responders regarding property locations and access routes.

The S bend on Bennett Road, just past Meranda Road on the way towards Bruce Rock. A truck did turn over not long ago. Just some recommendation signs, just so people who are not used to the area are aware.

Shire staff will inspect the S bend on Bennett Road near Meranda Road and review the existing warning signage and delineation. Under current Main Roads WA Speed Zoning Guidelines, regulatory speed limits are not applied to isolated curves or individual road hazards. For a road operating at the rural default speed limit, the appropriate treatment for a

Unconfirmed

substandard or unexpected curve is curve warning signage. Staff will assess the location and determine whether additional curve warning signs, or delineation are required.

The new gravel roads, Dulyalbin Road in particular, the shoulder of the roads has been built up too much. The roads used to be tapered off nicely, so if you went off the road you would have a chance to come back onto the road. When we are transporting machinery, we can't get it off the road. It's just a matter of the grader drivers adjusting what they do.

The concern regarding the pavement edges on Dulyalbin Road is noted. Under the Shire's engineering requirements, grader operators are to ensure that the edge of the gravel pavement does not finish with a significant drop, off. The batter from the road surface is to be formed at approximately 4 horizontal to 1 vertical (4:1) to provide a suitable transition from the pavement to the roadside. This is particularly important for vehicle recovery where a vehicle needs to move off the formed road surface, as well as for wider agricultural machinery and other heavy vehicles using the road. Staff will inspect the relevant sections of Dulyalbin Road and any areas that do not meet the required formation will be addressed through the grading and maintenance program. The requirement will also be reinforced with grader operators to ensure the correct batter is maintained during future works.

Last year we asked for our solar panels to be rigged up at Lapsley tank. We had a system that could be usable and now we can't use it at all. We can't get the trucks to the tank, the extension cord to the genset, is about a metre short. There hasn't been any local communication whatsoever. This could have been avoided if local input was requested. They've put the tank in the wrong spot and trees are going to need to be cleared. We asked for a 6-inch manifold so we could use two pumps to pump out of it. We got a 6 inch tap instead. People need to be responsible for their decisions.

The Shire acknowledges the concerns raised regarding the layout and usability of the new infrastructure at Lapsley Tank. The project has involved the Shire and the Department of Water and Environmental Regulation, and there have been ongoing discussions regarding the works at the site. Staff will inspect the issues raised, including vehicle access to the tank, the location and operation of the pumping equipment, the power connection and the manifold arrangement. The Shire will also discuss these matters with DWER and determine what practical modifications may be required to make the facility operate as intended. The comments regarding local consultation are also noted. Where facilities are heavily used by local landholders, obtaining input from regular users before finalising future works can assist in identifying practical operational requirements.

Sealing Dulyalbin Road, we were told last year that 2km's were going to be done this financial year, but there is nothing in the budget this year. If we could get Dulyalbin sealed our freight rates will go down, as CBH seem quite keen to cart our grain to Merredin. At the moment they are going to Moorine, but if they could go this way it would save us all a lot of money. Because all the freight coming out to the south of Yilgarn, comes out on this road. But when it rains, they aren't allowed to.

Staff have reviewed the September 2025 Council Minutes and have not identified any reference to a commitment to seal 2 kilometres of Dulyalbin Road in the following financial year. The road sealing project discussed at that time related to Kent Road, which has subsequently been included in the Shire's 2026/27 Budget. Dulyalbin Road remains an

Unconfirmed

important freight and agricultural corridor. The Shire has previously considered the road for external funding; however, the available traffic count data did not meet the funding criteria and the application was unsuccessful.
This does not prevent Council from considering sealing works on Dulyalbin Road. However, the Shire manages a road network of approximately 2,650 kilometres and there are many competing renewal and upgrade priorities across that network. Any future proposal to seal Dulyalbin Road would therefore need to be assessed against other road priorities, available traffic and condition data, the benefits of the proposed works and the funding available at the time.

5.1 PUBLIC QUESTION TIME

Kaye Crafter attended Public Question Time and posed the following question;

The intersections of Great Eastern Highway in the South Yilgarn Road and the Three Boys Road on Great Eastern Highway and how it can be adapted to be accident free and safe. Considering the amount of heavy freight like grain trucks, triple road trains etc plus idiotic/impatient drivers, speed limit signs and going forward the increased traffic for future mine sites that are in the pipeline for the northern corridor. I'm surprised this subject hasn't been raised. My question is, are you going to talk to Mainroads about it?

The EMI responded with Main Roads is responsible for the Great Eastern Highway and the intersections with Southern Cross South Road and Threeboys Road. In early 2025, the former CEO Nic Warren and I met with the Main Roads lead designer as part of stakeholder consultation for the Great Eastern Highway upgrade between Moorine Rock and Southern Cross. Main Roads specifically sought feedback from the Shire about issues we believed should be considered in the design.

At that meeting, we raised concerns about both the Southern Cross South Road and Threeboys Road intersections, particularly the safety of vehicles slowing and turning from the highway and the interaction with heavy vehicles using these routes. Main Roads acknowledged those concerns and advised they would be considered as part of the design process.

Normally, Main Roads provides the Shire with the developed or final design for comment. At this stage, we have not received that design, so Shire staff are not yet in a position to confirm what treatment Main Roads has ultimately proposed for either intersection.

Given that the highway upgrade is progressing, staff will follow this up with Main Roads and request the current design so that we can confirm how the two intersections are proposed to be treated.

Unconfirmed

6. CONFIRMATION OF MINUTES

6.1 Ordinary Meeting of Council Minutes, Thursday, 17th September 2026 - (Minutes Attached)

138/2026
Moved Cr Guerini/Seconded Cr Bradford
That the minutes from the Ordinary Council Meeting held on the 17th September 2026 be confirmed as a true record of proceedings.

CARRIED (6/0)

Cr's For: Close, Guerini, Bradford, Granich, Newbury, Stephen
Cr's Against: Nil

6.2 Bush Fire Advisory Committee Minutes, Tuesday, 29th September 2026 - (Minutes Attached)

139/2026
Moved Cr Stephen /Seconded Cr Bradford
That the minutes from the Bush Fire Advisory Committee Meeting held on the 29th September 2026 be confirmed as a true record of proceedings.

CARRIED (6/0)

Cr's For: Close, Guerini, Bradford, Granich, Newbury, Stephen
Cr's Against: Nil

6.3 Tourism Advisory Committee Minutes, Tuesday, 6th October 2026 - (Minutes Attached)

140/2026
Moved Cr Granich /Seconded Cr Newbury
That the minutes from the Tourism Advisory Committee Meeting held on the 6th October 2026 be confirmed as a true record of proceedings.

CARRIED (6/0)

Cr's For: Close, Guerini, Bradford, Granich, Newbury, Stephen
Cr's Against: Nil

7. PRESENTATIONS, PETITIONS, DEPUTATIONS

Nil.

Unconfirmed

8. DELEGATES' REPORT

8.1 Cr Close

Date	Meeting/Event
29.09.2026	Bushfire Advisory Committee Meeting
06.10.2026	Tourism Advisory Committee Meeting

8.2 Cr Guerini

Date	Meeting/Event
29.09.2026	Bushfire Advisory Committee Meeting

8.3 Cr Bradford

Date	Meeting/Event
30.09.2026	Economic Development Discussion with CEO and Cr Granich
18.09.2026	YSSA Carnival
05.102026	CEACA Meeting

8.4 Cr Newbury

Date	Meeting/Event
06.10.2026	Tourism Advisory Committee Meeting

8.5 Cr Granich

Date	Meeting/Event
18.09.2026	YSSSA Athletics Carnival
30.09.2026	Economic Development Discussion with CEO and Cr Bradford
6.10.2026	Tourism Advisory Committee Meeting

8.6 Cr Rose

Date	Meeting/Event
29.09.2026	Bushfire Advisory Committee Meeting

8.7 Cr Stephen

Date	Meeting/Event
18.09.2026	YSSSA Athletics Carnival

Unconfirmed

9. OFFICERS REPORTS

9.1	**Reporting Officer - Chief Executive Officer**
9.1.1	**Council Decision Status Report, October 2026**

File Reference	Nil
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Author	Ben Forbes - Chief Executive Officer
Attachments	Council Decision Status Report

Purpose of Report

For Council to receive the Council Decision Status Report (status report) update for October 2026.

Background

The status report details the past decisions of Council and advises whether the necessary actions to implement those decisions have been completed or if they are still pending. Where there are delays, an update as to the progress to date is provided.

Comment

The status report does not include decisions that do not require further action, such as:

- Confirmation of minutes
- Financial Reports
- Accounts for Payment
- Applications for Leave of Absence
- Decisions to close meetings to the public and to reopen meetings to the public

Confidential decisions or certain details may also be excluded to maintain said confidentiality, depending on the directive of Council on a case-by-case basis.

Statutory Implications

Nil.

Strategic Implications

Nil.

Unconfirmed

Policy Implications	

Nil.

Financial Implications	

Nil.

Risk Implications	

Risk Category	Description	Rating (Consequence x Likelihood)	Mitigation Action
Health/People	Nil	Nil	Nil
Financial Impact	Nil	Nil	Nil
Service Interruption	Nil	Nil	Nil
Compliance	Nil	Nil	Nil
Reputational	Nil	Nil	Nil
Property	Nil	Nil	Nil
Environment	Nil	Nil	Nil

Officer Recommendation and Council Decision

141/2026
Moved Cr Newbury/Seconded Cr Stephen
That Council receive and note the Council Decision Status Report for October 2026.

CARRIED (6/0)

Cr's For: Close, Guerini, Bradford, Granich, Newbury, Stephen
Cr's Against: Nil

Unconfirmed

9.1.2	CEACA AGM Nominee

File Reference	Nil
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Author	Ben Forbes - Chief Executive Officer
Attachments	Nil

Purpose of Report

For Council to formally appoint a Councillor to serve as its nominated representative on the Central East Accommodation and Care Alliance Inc (CEACA Inc).

Background

The Shire of Yilgarn is a voting member of CEACA Inc. As such, Council must authorise a natural person (Councillor) to act as its representative in accordance with 6.3(a) of CEACA Inc's Constitution which reads:

6.3 Voting by a local government, body corporate, or incorporate association

(a) A Member which is a local government, body corporate or incorporated association:

(i) By written notice to the Association must appoint a natural person to be the Member's representative at a particular General Meeting, or at all General Meetings and on the Management Committee; and

(ii) *May at any time by written notice to the Association revoke an appointment of their representative provided that in the same notice a replacement representative is appointed.*

Comment

Councillor Bradford has been Council's nominated representative to CEACA Inc since their nomination in October 2025.

Statutory Implications

Nil.

Strategic Implications

Nil.

Unconfirmed

Policy Implications

Nil.

Financial Implications

Nil.

Risk Implications

Risk Category	Description	Rating (Consequence x Likelihood)	Mitigation Action
Health/People	Nil	Nil	Nil
Financial Impact	Nil	Nil	Nil
Service Interruption	Nil	Nil	Nil
Compliance	Nil	Nil	Nil
Reputational	Nil	Nil	Nil
Property	Nil	Nil	Nil
Environment	Nil	Nil	Nil

Officer Recommendation and Council Decision

142/2026
Moved Cr Newbury /Seconded Cr Guerini
That Council endorse Councillor Bradford as its Nominated Representative for Central East Accommodation and Care Alliance Inc's 2026 Annual General Meeting.

CARRIED (6/0)

Cr's For: Close, Guerini, Bradford, Granich, Newbury, Stephen
Cr's Against: Nil

Unconfirmed

9.1.3	2026 Christmas Closure

File Reference	Nil
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Author	Ben Forbes - Chief Executive Officer
Attachments	Nil

Purpose of Report

To obtain Council's approval for the suspension of Shire services and operations for the 2026 Christmas and New Year holiday period.

Background

The Shire of Yilgarn traditionally closes the administration office and runs a skeleton crew at the depot over the Christmas to New Year period each year to allow staff time to rest and recuperate.

The end of year holiday period is usually a significantly quiet time in town, where the suspension of Shire services has as minimal impact as possible.

Comment

The proposed closure dates are:

- Friday, 18 December 2026 - Half Day and Shire Christmas Function
- Monday, 21 December 2026 - First day closed
- Friday, 1 January 2027 - Last day closed
- Monday, 4 January 2027 - Normal Shire services resume.

The public will be advised of the closure period via the usual local public notice channels.

Statutory Implications

Nil.

Strategic Implications

Staff leave and the loss of productivity is accounted for in Council's budget and annual works program.

Policy Implications

Nil.

Unconfirmed

Financial Implications

Suspension of services over the holiday period will result in minor loss of fees and charges revenues for some administrative services.

Risk Implications

Risk Category	Description	Rating (Consequence x Likelihood)	Mitigation Action
Health/People	Nil	Nil	Nil
Financial Impact	Nil	Nil	Nil
Service Interruption	Key/emergency services unavailable throughout shutdown.	High (12)	Senior staff remain contactable 24/7. Depot retains a skeleton crew for emergency callouts.
Compliance	Nil	Nil	Nil
Reputational	Poor perception by the community.	Moderate (5)	1. Continual advance notice to the community. 2. Established practices
Property	Nil	Nil	Nil
Environment	Nil	Nil	Nil

Officer Recommendation and Council Decision

143/2026
Moved Cr Bradford/Seconded Cr Stephen
That Council authorise the 2026 Christmas and New Year shutdown for the period 21 December 2026 to 1 January 2027, noting the last day of services will be Friday, 18 December 2026 and the first day that services resume will be Monday, 4 January 2027.

CARRIED (6/0)

Cr's For: Close, Guerini, Bradford, Granich, Newbury, Stephen
Cr's Against: Nil

Unconfirmed

9.1.4	Cygnet Gold Pty Ltd - Request for Consent to Mine

File Reference	Nil
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Author	Ben Forbes - Chief Executive Officer
Attachments	1. M77/367 - Lease Referral Letter 2. M77/367 - Referral Maps

Purpose of Report

The Department of Mines, Petroleum and exploration (DMPE) is seeking the Shire of Yilgarn's comments and approval for Cygnet Gold Pty Ltd (ACN 660 841 252) (Cygnet) to access and undertake mining activities within the Southern Cross Townsite, as required per the conditions of Mining Lease M77/367.

Background

Cygnet, as the current holder of mining lease M77/367, has made a submission to DMPE requesting 'consent to mine' on their lease, the maps of which are included as attachments. The proposed mining activities relate to the Golden Pig dewatering pipeline (the pipeline), which has been reviewed and approved multiple times by Council.

Lease M77/367 is a new lease acquired by Cygnet to bridge leases M77/552 and M/77/535 that were previously endorsed by Council in September 2026.

Comment

As previously noted, DMPE is requesting Council's "consent to mine" for lease M77/367 as a generic approval condition required by the Department due to the lease being within the defined townsite boundary of Southern Cross. Council's "consent to mine" is required in relation to any activity undertaken in association with mining, and in this context refers solely to the pipeline project.

Statutory Implications

Mining Act 1978

26A. Mining tenements within townsites

(1) Where any land that is a townsite within the meaning of the *Land Administration Act 1997* is the subject of a mining tenement and the Minister considers that the land or a part of the land is required for community purposes, the Minister may, by notice in writing given to the holder of the mining tenement, require the holder to surrender the land specified in the notice to a depth of 15 m from the lowest part of the natural surface of that land, within a period of 30 days after the giving of the notice.

(2) Where the holder of a mining tenement fails to surrender land when required to do so under subsection (1), the land specified in the notice shall, on the expiry of the

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period referred to in that subsection, be deemed to have been surrendered and a memorial to that effect shall be entered in the register.

(3) Where land is surrendered or deemed to have been surrendered under this section, the holder of the mining tenement in respect of that land may, while the mining tenement remains in force —

(a) with the approval of the Minister and subject to such terms and conditions as the Minister thinks fit, explore for minerals on that land;

(b) if that land ceases to be a townsite within the meaning of the *Land Administration Act 1997*, or otherwise with the approval of the Minister, apply to have that land or a part of that land reincorporated in the mining tenement.

(4) The Minister shall consider an application under subsection (3)(b) and may —

(a) grant the application, and the mining tenement shall be endorsed to reincorporate the land to which the application relates; or

(b) refuse the application.

(5) Subject to subsections (3)(a) and (4), land surrendered or deemed to have been surrendered under this section is not open for mining while the mining tenement in respect of that land remains in force.

(6) Where part of land the subject of a mining tenement is surrendered pursuant to subsection (1), section 95(4) and (5) apply, with such modifications as the circumstances require, for the purpose of that surrender.

(7) Where part of land the subject of a mining tenement is deemed to have been surrendered pursuant to subsection (2), section 95(5) applies, with such modifications as the circumstances require, for the purpose of that surrender.

(8) Where land the subject of a mining tenement is surrendered or deemed to have been surrendered under this section the holder of the mining tenement is entitled to claim and receive compensation under Part 10 of the *Land Administration Act 1997* as if the land had been taken by the Crown under that Act.

(9) Section 205 of the *Land Administration Act 1997* applies to a claim for compensation referred to in subsection (8) except that the compensation payable is limited to compensation for actual loss sustained through damage to buildings or other structures on the surface of the land.

Strategic Implications	

Staff leave and the loss of productivity is accounted for in Council's budget and annual works program.

Policy Implications	

Nil.

Unconfirmed

Financial Implications

Nil.

Risk Implications

Risk Category	Description	Rating (Consequence x Likelihood)	Mitigation Action
Health/People	Mining and dewatering activities near the townsite may create public safety risks, including vehicle movements, access to work areas, noise and dust.	High (12)	Mining and dewatering activities near the townsite may create public safety risks, including vehicle movements, access to work areas, noise and dust.
Financial Impact	The Shire may incur costs if its roads, reserves or infrastructure are damaged or if additional resources are required to manage the works.	Moderate (9)	Require Cygnet to meet costs associated with damage caused by its activities and complete pre/post-work inspections.
Service Interruption	Mining access or dewatering may affect roads, drainage or access to the cemetery and other public areas.	Moderate (9)	Agree access routes and work arrangements with Cygnet and maintain public and cemetery access.
Compliance	Activities may occur on or affect Shire-controlled land without appropriate consent or outside the agreed scope of works.	High (12)	Clearly define the Shire's consent and require Cygnet to obtain all other required approvals.
Reputational	Community complaints about mining impacts may result in the Shire being perceived as responsible for impacts outside its control.	Moderate (9)	Establish clear communication and complaint-management arrangements with Cygnet and the community.
Property	Mining activities or vehicle access could damage Shire roads,	High (12)	Undertake condition inspections, control access and require

Unconfirmed

	reserves, fencing or cemetery infrastructure.		Cygnet to repair damage caused by its activities.
Environment	Dewatering may affect groundwater, drainage, vegetation or nearby Shire land through water discharge or other environmental impacts.	High (12)	Obtain details of the dewatering arrangements, require monitoring and ensure incidents affecting Shire land are reported promptly.

Officer's Recommendation

144/2026
Moved Cr Granich /Seconded Cr Bradford
That Council provide its consent to mine to Cygnet Gold Pty Ltd within the Southern Cross townsite boundary for mining lease M77/367 to the sole extent that the mining activities undertaken relate to the installation, maintenance and removal of the dewatering pipeline from the Golden Pig mine site.

CARRIED (6/0)

Cr's For: Close, Guerini, Bradford, Granich, Newbury, Stephen
Cr's Against: Nil

Unconfirmed

9.1.5	Proposed Grouped - 2743 Moorine South Road, Dulyalbin

File Reference	Nil
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Author	Josh Edwards-Arnott - JPA Planning
Attachments	Planning Application - 2743 Moorine South Road, Project Plans

Purpose of Report

For Council to consider a planning application for a 'Grouped Dwelling' at Lot 488 (No. 2743) Moorine South Road, Dulyalbin.

Background

A planning application has been lodged by Evoke Living Homes on behalf of the owner of 2743 Moorine South Road, Dulyalbin, seeking approval for a 'Grouped Dwelling' along the northern boundary of the property. The site plan is included below as Figure 1 showing the location of the proposed grouped dwelling:



Unconfirmed

Comment	

Description of Application

The development application proposes a new dwelling at Lot 488 (No. 2743) Moorine South Road, Dulyalbin (subject site).

The subject site is an operating farm run by the landowner and their family. The existing dwelling and outbuildings on-site are currently occupied by the landowner. The proposed dwelling will be for the landowner's son and partner and will have 4 bedrooms and 3 bathrooms and will measure 28m x 9.6m (268.8m2). The dwelling is a modular build and will consist of 4 separate modular components that will be placed on concrete footings.

The dwelling will have access via a driveway adjacent to the northern boundary of the subject site that will extend west to Moorine South Road.

Zoning and Scheme Requirements

The subject site is zoned 'Rural/Mining' under the Shire of Yilgarn Town Planning Scheme No. 2 (scheme or TPS2). The objective of the 'Rural/Mining' zone is listed under Table 1 of the TPS2 and is as follows:

- *To be used primarily for rural, mining, agricultural, single houses, and public recreation.*

The proposed development is for a 'Grouped Dwelling', which has the following definition under the Residential Design Codes Volume 1 (R-Codes).

'a dwelling that is one of a group of two or more dwellings on the same lot such that no dwelling is placed wholly or partly vertically above or below another, except where special conditions of landscape or topography dictate otherwise, and includes a dwelling in a strata titles scheme with common property.'

As there is an existing dwelling onsite, the proposed development satisfies the above definition of a 'Grouped Dwelling'. In accordance with 'Table 2 - Zoning Table' of the TPS2, a 'Grouped Dwelling' has a 'P' (permitted) permissibility in the 'Rural/Mining' zone.

Schedule A of the TPS2 outlines supplementary provisions to the clause 61(1)(b) of the deemed provisions of the *Planning and Development (Local Planning Schemes) Regulations 2015* to include further development that is exempt under the scheme. It is noted that the following is listed.

No.	Column 1 Works	Column 2 Conditions
22	The erection of, or alterations or additions to, a single house on a lot including ancillary outbuildings.	(a) Within the Townsite or Rural/Mining zones if a single house is a permitted ("P") use in the zone (where the R-Codes do not apply); (b) The works are not a 'second-hand' or 're purposed' dwelling.

Unconfirmed

		(c) The works are not located in a heritage-protected place.

Whilst a single house and outbuildings (including alterations and extension to these) are exempt within the 'Rural/Mining' zone, a Grouped Dwelling is not listed and therefore a development application must be lodged.

Notwithstanding the above, the land use permissibility identifies a Grouped Dwelling as being a permitted use in the 'Rural/Mining' zone and therefore it is considered a compatible and acceptable development within the zone.

As a Grouped Dwelling (or a single dwelling) is listed under 'Table 5 - Development Table' of the TPS2, there are no applicable development controls for the proposed use within the 'Rural/Mining' zone. It should be noted that the R-Codes are also not applicable as the land is not zoned 'Residential'. Accordingly, an assessment must be undertaken against the provisions of Clause 67(2) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, which has been detailed in the following section.

Advertising

Local public notice was not required as the land use is permitted within the 'Rural/Mining' zone, and it was considered that the proposal had no impacts on adjoining neighbouring properties.

Statutory Implications

Planning and Development (Local Planning Schemes) Regulations 2015

Schedule 2

67. Consideration of application by local government

….

(2) In considering an application for development approval (other than an application on which approval cannot be grated under subclause (1)), the local government is to have due regard to the following matters to the extent that, in the opinion of the local government, those matters are relevant to the development the subject of the application –

(a) the aims and provisions of this Scheme (including any planning codes that are read, with or without modifications, into this Scheme) and any other local planning scheme operating within the Scheme area;

(b) the requirements of orderly and proper planning including any proposed local planning scheme or amendment to this Scheme that has been advertised under the Planning and Development (Local Planning Schemes) Regulations 2015 or any other proposed planning instrument that the local government is seriously considering adopting or approving;

(c) any approved State planning policy;

(d) any environmental protection policy approved under the Environmental Protection Act 1986 section 31(d);

Unconfirmed

(e) any policy of the Commission; any policy of the State;
(f) any local planning strategy for this Scheme endorsed by the Commission;
(g) any local planning policy for the Scheme area;
(h) any structure plan or local development plan that relates to the development;
(i) any report of the review of the local planning scheme that has been published under the Planning and Development (Local Planning Schemes) Regulations 2015;
(j) in the case of land reserved under this Scheme, the objectives for the reserve and the additional and permitted uses identified in this Scheme for the reserve;
(k) the built heritage conservation of any place that is of cultural significance;
(l) effect of the proposal on the cultural heritage significance of the area in which the development is located;
(m) the compatibility of the development with its setting, including —
    (i) the compatibility of the development with the desired future character of its setting; and
    (ii) the relationship of the development to development on adjoining land or on other land in the locality including, but not limited to, the likely effect of the height, bulk, scale, orientation and appearance of the development;
(n) the amenity of the locality including the following —
    (i) environmental impacts of the development;
    (ii) the character of the locality;
    (iii) social impacts of the development;
(o) the likely effect of the development on the natural environment or water resources and any means that are proposed to protect or to mitigate impacts on the natural environment or the water resource;
(p) whether adequate provision has been made for the landscaping of the land to which the application relates and whether any trees or other vegetation on the land should be preserved;
(q) the suitability of the land for the development taking into account the possible risk of flooding, tidal inundation, subsidence, landslip, bush fire, soil erosion, land degradation or any other risk;
(r) the suitability of the land for the development taking into account the possible risk to human health or safety;
(s) the adequacy of —
    (i) the proposed means of access to and egress from the site; and
    (ii) arrangements for the loading, unloading, manoeuvring and parking of vehicles;
(t) the amount of traffic likely to be generated by the development, particularly in relation to the capacity of the road system in the locality and the probable effect on traffic flow and safety;
(u) the availability and adequacy for the development of the following —
    (i) public transport services;
    (ii) public utility services;
    (iii) storage, management and collection of waste;
(v) access for pedestrians and cyclists (including end of trip storage, toilet and shower facilities);
(w) access by older people and people with disability;
(x) the potential loss of any community service or benefit resulting from the development other than potential loss that may result from economic competition between new and existing businesses;

Unconfirmed

(y) the history of the site where the development is to be located;
(z) the impact of the development on the community as a whole notwithstanding the impact of the development on particular individuals;
(aa) any submissions received on the application;

(z) the comments or submissions received from any authority consulted under clause 66;
(aa) any other planning consideration the local government considers appropriate.

The development has been assessed against the above considerations and is deemed to be in accordance with the Shire's scheme and orderly and property planning, compatible with the adjoining properties, suitable for the subject site and not to result in environmental impacts or safety or health concerns to residents.

Strategic Implications

Nil.

Policy Implications

Nil.

Financial Implications

Nil.

Risk Implications

Risk Category	Description	Rating (Consequence x Likelihood)	Mitigation Action
Health/People	Nil	Nil	Nil
Financial Impact	Nil	Nil	Nil
Service Interruption	Nil	Nil	Nil
Compliance	That the development is not built in accordance with the approved plans	Moderate (6)	Requirement for building permit application to be lodged and approved prior to construction commencing onsite.
Reputational	Nil	Nil	Nil
Property	Nil	Nil	Nil
Environment	Nil	Nil	Nil

Unconfirmed

Officer Recommendation and Council Decision

145/2026
Moved Cr Newbury /Seconded Cr Stephen
That Council, by simple majority, approve the application for the proposed 'Grouped Dwelling' at Lot 488 (No. 2743) Moorine South Road, Dulyalbin, subject to the following conditions:

1. ***The development, once commenced, is to be carried out in accordance with the approved plans, unless otherwise authorised by the Shire.***

2. ***If development, has not substantially commenced within 24 months from the date of approval, the approval will lapse. The term "substantially commenced" has the meaning given to it in the Planning and Development (Local Planning Schemes) Regulations 2015 as amended from time to time.***

3. ***Complete details of the proposed external colours, finishes and materials to be used in the construction of the outbuilding are to be provided to the satisfaction of the Shire prior to submission of an application for building permit. The development shall be constructed in accordance with the approved details and shall be thereafter maintained.***

4. ***Stormwater must be contained and disposed of on-site at all times, to the satisfaction of the Shire.***

5. ***All building works to be carried out under this development approval are required to be contained within the boundaries of Lot 488 (No. 2743) Moorine South Road, Dulyalbin.***

CARRIED (6/0)

Cr's For: Close, Guerini, Bradford, Granich, Newbury, Stephen
Cr's Against: Nil

Unconfirmed

9.1.6	**Proposed Weighbridge at CBH Bodallin Facility - Lot 102 on Deposited Plan 59634, Bodallin**
File Reference	Nil
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Author	Josh Edwards-Arnott - JPA Planning
Attachments	1 - Temporary 36m Weighbridge - CBH Bodallin 2 - Site Plan - Bodallin 3 - 2026 Delegation of Authority - Lodgement of Planning and Building Applications

Purpose of Report

For Council to consider a planning application for a proposed 36-metre-long exit weighbridge, including accessways and modified crossover, at the Cooperative Bulk Handling Ltd (CBH) Bodallin facility at Lot 102 on Deposited Plan 59634, Bodallin to provide traffic flow and road safety improvements and reduce the number of truck movements on-site.

Background

Lot 102 on Deposited Plan 59634, Bodallin (subject site) exists as a 35.4-hectare site which is operated by CBH as a grain receival, storage and logistics site serving growers across the eastern Wheatbelt and Yilgarn region. During harvest, local farmers deliver wheat, barley, canola and other grain crops to the site, where the grain is sampled, tested, weighed and graded before being stored.

A planning application has been lodged by Timothy Roberts of CBH over the subject site seeking approval for a 36-metre-long exit weighbridge, including accessways and modified crossover. The applicant has noted the following benefits for the proposed development:

- site traffic flow and road safety improvements by allowing growers to immediately weigh out and exit the facility
- reduced need to have trucks re-enter the existing northern facility to weigh out
- estimated reduced truck movements (re-entry into and exit from existing facility) from Bodallin South Road by 12 trucks per hour (6 in, 6 out) during the 45-day peak harvest period.

The development is located wholly within the boundaries of Lot 102 on Deposited Plan 59634 and will largely not be visible from the adjoining properties and surrounding road network. CBH expect the development to be delivered by the end of October 2026.

An aerial photograph of the subject site from Landgate is provided below, with the site plan and elevations of the proposed weighbridge included as Attachment 1 of this report.

Unconfirmed



Comment	

Description of Application

The development application seeks development approval for a 36-metre-long exit weighbridge and associated accessways and modified crossover at CBH's Bodallin facility at Lot 102 on Deposited Plan 59634, Bodallin to provide traffic flow and road safety improvements and reduce the number of truck movements on-site.

Zoning and Scheme Requirements

The subject site is zoned 'Rural/Mining' under the Shire's Town Planning Scheme No. 2 (Scheme or TPS2), which has the following objectives:

- *To be used primarily for rural, mining, agricultural, single houses, and public recreation.*

The proposed development aligns with the existing approved development on-site which is for the predominant use of grain handling and storage and is also consistent with the objectives of the 'Rural/Mining' zone.

Table 5 under Clause 32 of TPS2 sets out general site and development requirements for specific land uses under the Scheme, including requirements for setbacks, plot ratio, landscaping, and car parking. As 'Grain Handling' and 'Storage' are not specifically listed within Table 5, guidance must be drawn from comparable land uses, such as 'Industry' which is listed below. However, Table 5 of the Scheme also provides an asterisk noting that where a requirement has not been listed it is 'to be determined by the local government in each particular case'.

Unconfirmed

TPS2 Table 5 - General Site and Development Requirements (Industry)

Parameters	Control Measures
Front Setback	7.5m – 55m front setback
Rear Average	7.5m – 556m rear setback
Sides*	140m setback to west, 397m setback to east
Maximum Plot Ratio*	N/A
Minimum Landscape Area	15%
Minimum Car Parking Bays	1 per two employees

**means 'to be determined by the local government in each particular case.*

Variations to site and development requirements can be supported by the Shire through Clause 34 of the TPS2, which states the following:

34. Variations to site and development requirements

(1) In this clause - General site and development requirements means requirements set out in Clause 32.
(2) The local government may approve an application for a development approval that does not comply a general site and development requirements.
(3) An approval under subclause (2) may be unconditional or subject to any conditions the local government considers appropriate.
(4) If the local government is of the opinion that the non-compliance with a general site and development requirement will mean that the development is likely to adversely affect any owners or occupiers in the general locality or in an area adjoining the site of the development the local government must –
    (a) Consult the affected owners or occupiers by following on or more of the provisions for advertising applications for development approval under clause 64(4) of the deemed provisions; and
    (b) Have regard to any expressed views prior to making its determination to grant development approval under this clause.
(5) The local government may only approve an application for development approval under this clause if the local government is satisfied that –
    (a) Approval of the proposed development would be appropriate having regard to the matters that the local government is to have regard to in considering an application for development approval as set out in clause 67(2) of the deemed provisions; and
    (b) The non-compliance with the additional site and development requirement will not have a significant adverse effect on the occupiers or users of the development, the inhabitants of the locality or the likely future development of the locality.

The proposed weighbridge meets the required setbacks, and it is considered that plot ratio, landscaping and car parking are not applicable given the size of the subject site and the nature of development and use on-site. Notwithstanding this, the proposed development was advertised for public comment on the Shire's website from XX August until XX September 2026.

Unconfirmed

Furthermore, the matters that the Shire are to have regard to in considering an application for development approval referenced in Clause 34(5)(a) above are detailed under the Statutory Environment section of this report.

Advertising

The application is currently being advertised for public comment. Public advertising closed on the 7 September 2026.

The application has received no submissions from the public to date.

Statutory Implications

Planning and Development (Local Planning Schemes) Regulations 2015

Schedule 2

67. Consideration of application by local government

….

(3) In considering an application for development approval (other than an application on which approval cannot be grated under subclause (1)), the local government is to have due regard to the following matters to the extent that, in the opinion of the local government, those matters are relevant to the development the subject of the application –

(a) the aims and provisions of this Scheme (including any planning codes that are read, with or without modifications, into this Scheme) and any other local planning scheme operating within the Scheme area;
(b) the requirements of orderly and proper planning including any proposed local planning scheme or amendment to this Scheme that has been advertised under the Planning and Development (Local Planning Schemes) Regulations 2015 or any other proposed planning instrument that the local government is seriously considering adopting or approving;
(c) any approved State planning policy;
(d) any environmental protection policy approved under the Environmental Protection Act 1986 section 31(d);
(e) any policy of the Commission; any policy of the State;
(f) any local planning strategy for this Scheme endorsed by the Commission;
(g) any local planning policy for the Scheme area;
(h) any structure plan or local development plan that relates to the development;
(i) any report of the review of the local planning scheme that has been published under the Planning and Development (Local Planning Schemes) Regulations 2015;
(j) in the case of land reserved under this Scheme, the objectives for the reserve and the additional and permitted uses identified in this Scheme for the reserve;
(k) the built heritage conservation of any place that is of cultural significance;
(l) effect of the proposal on the cultural heritage significance of the area in which the development is located;
(m) the compatibility of the development with its setting, including —

Unconfirmed

(i) the compatibility of the development with the desired future character of its setting; and
(ii) the relationship of the development to development on adjoining land or on other land in the locality including, but not limited to, the likely effect of the height, bulk, scale, orientation and appearance of the development;

(n) the amenity of the locality including the following —
(i) environmental impacts of the development;
(ii) the character of the locality;
(iii) social impacts of the development;

(o) the likely effect of the development on the natural environment or water resources and any means that are proposed to protect or to mitigate impacts on the natural environment or the water resource;

(p) whether adequate provision has been made for the landscaping of the land to which the application relates and whether any trees or other vegetation on the land should be preserved;

(q) the suitability of the land for the development taking into account the possible risk of flooding, tidal inundation, subsidence, landslip, bush fire, soil erosion, land degradation or any other risk;

(r) the suitability of the land for the development taking into account the possible risk to human health or safety;

(s) the adequacy of —
(i) the proposed means of access to and egress from the site; and
(ii) arrangements for the loading, unloading, manoeuvring and parking of vehicles;

(t) the amount of traffic likely to be generated by the development, particularly in relation to the capacity of the road system in the locality and the probable effect on traffic flow and safety;

(u) the availability and adequacy for the development of the following —
(i) public transport services;
(ii) public utility services;
(iii) storage, management and collection of waste;

(v) access for pedestrians and cyclists (including end of trip storage, toilet and shower facilities);

(w) access by older people and people with disability;

(x) the potential loss of any community service or benefit resulting from the development other than potential loss that may result from economic competition between new and existing businesses;

(y) the history of the site where the development is to be located;

(z) the impact of the development on the community as a whole notwithstanding the impact of the development on particular individuals;

(aa) any submissions received on the application;

(z) the comments or submissions received from any authority consulted under clause 66;

(aa) any other planning consideration the local government considers appropriate.

Planning and Development (Local Planning Schemes) Regulations 2015 **Schedule 2, Clause 67(2)**	**JPA Planning Comments**
a) the aims and provisions of this Scheme (including any planning codes that are	The development of a 36m weighbridge and associated hardstand at the CBH Bodallin Facility

Unconfirmed

read, with or without modifications, into this Scheme) and any other local planning scheme operating within the Scheme area;	does align with the objectives of the 'Rural/Mining' zone under the Shire's scheme and therefore is considered to be compatible with the zone.
b) the requirements of orderly and proper planning including any proposed local planning scheme or amendment to this Scheme that has been advertised under the Planning and Development (Local Planning Schemes) Regulations 2015 or any other proposed planning instrument that the local government is seriously considering adopting or approving;	The approval of the proposed development would be considered 'orderly and proper planning' as the proposal is consistent with the zoning of the subject site under the scheme, is ancillary to the approved development and use of the subject site and is not considered to detrimentally impact upon the adjoining properties or immediate locality.
m) the compatibility of the development with its setting, including — (i) the compatibility of the development with the desired future character of its setting; and (ii) the relationship of the development to development on adjoining land or on other land in the locality including, but not limited to, the likely effect of the height, bulk, scale, orientation and appearance of the development;	(i) The desired future character of the 'Rural/Mining' zone, as derived from the zone's objectives under Table 1 of TPS2, is for rural and mining activities and associated development. The proposed development is considered in keeping with this as the use is ancillary to grain handling and storage use on-site. Therefore, the proposal is considered to be compatible with the desired future character of its setting. (ii) The subject site abuts agricultural land on all sides. The development is ancillary to the established development on the subject site which has existed in this location for a long time. The addition of the weighbridge is not considered to have any impact on the adjoining properties.
n) the amenity of the locality including the following — (i) environmental impacts of the development; (ii) the character of the locality; (iii) social impacts of the development;	The amenity of the locality is broad acre agricultural land. The built form within the area largely consists of dispersed homesteads and outbuildings associated with agricultural farming. The proposed use is considered to be consistent with the established amenity and character of the locality.
s) the adequacy of — (i) the proposed means of access to and egress from the site; and (ii) arrangements for the loading, unloading, manoeuvring and parking of vehicles;	It is understood that the existing operations on-site require trucks that are outloading into TBH03-TBH08 (stockpiles) to re-enter into the Bodallin S Road weighbridges before existing the facility. The proposed 36m weighbridge will allow trucks to weigh immediately after outloading and not require them to re-enter the Bodallin S Road weighbridges, thus reducing on-site trucking movements into this area by 12 trips (6 in, 6 out) per hour during the 45-day peak harvest period.
w) The history of the site where the development is to be located.	The site has historically been used as a grain receival and storage site for CBH. The site continues to be used for this purpose and the proposed weighbridge is a component of that development.
x) the impact of the development on the community as a whole notwithstanding the impact of the development on particular individuals;	The development is not considered to have adverse amenity impacts on the surrounding residents who form part of the overall community of the area.

Unconfirmed

Strategic Implications	

Nil.

Policy Implications	

Nil.

Financial Implications	

Nil.

Risk Implications	

Risk Category	Description	Rating (Consequence x Likelihood)	Mitigation Action
Health/People	Nil	Nil	Nil
Financial Impact	Nil	Nil	Nil
Service Interruption	Nil	Nil	Nil
Compliance	That the development is not built in accordance with the approved plans	Moderate (6)	Requirement for building permit application to be lodged and approved prior to construction commencing onsite.
Reputational	Nil	Nil	Nil
Property	Nil	Nil	Nil
Environment	Nil	Nil	Nil

Unconfirmed

Officer Recommendation and Council Decision

146/2026
Moved Cr Newbury /Seconded Cr Guerini
That Council approve the application for the proposed 36m weighbridge and associated road upgrades at Lot 120 on Deposited 59634, Bodallin, subject to the following conditions:

1. ***The development, once commenced, is to be carried out in accordance with the approved plans at all times, unless otherwise authorised by the Shire.***

2. ***If the development, the subject of this approval, is not substantially commenced within a period of 24 months from the date of the approval, the approval will lapse and be of no further effect. For the purposes of this condition, the term "substantially commenced" has the meaning given to it in the Planning and Development (Local Planning Schemes) Regulations 2015 as amended from time to time.***

3. ***All stormwater must be contained and disposed of on-site at all times, to the satisfaction of the Shire.***

4. ***All building works to be carried out under this development approval are required to be contained within the boundaries of the subject lot.***

CARRIED (6/0)

Cr's For: Close, Guerini, Bradford, Granich, Newbury, Stephen
Cr's Against: Nil

Unconfirmed

10. OFFICERS REPORTS

10.2	**Reporting Officer - Acting Executive Manager Corporate Services**
10.2.1	**Financial Reports - September 2026**

File Reference	8.2.3.2
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Author	Travis Prue - Acting Executive Manager Corporate Services
Attachments	Monthly Financial Statements - September 2026

Purpose of Report

For Council to receive and endorse the financial statements for the month ended 30 September 2026.

Background

Enclosed for Council's information are the monthly financial statements and associated reports that detail Council's financial position as at 30 September 2026.

Comment

Council's closing funding surplus for the month ended 30 September 2026 was $10,910,413 with cash on hand of $24,371,463 including $15,323,416 of restricted reserves.

Statutory Implications

Local Government (Financial Management) Regulations 1996

34. Financial activity statement required each month (Act s. 6.4)

(1A) In this regulation —

committed assets means revenue unspent but set aside under the annual budget for a specific purpose.

(1) A local government is to prepare each month a statement of financial activity reporting on the revenue and expenditure, as set out in the annual budget under regulation 22(1)(d), for that month in the following detail —

(a) annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c); and

(b) budget estimates to the end of the month to which the statement relates; and

Unconfirmed

(c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates; and

(d) material variances between the comparable amounts referred to in paragraphs (b) and (c); and

(e) the net current assets at the end of the month to which the statement relates.

(2) Each statement of financial activity is to be accompanied by documents containing —

(a) an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets; and

(b) an explanation of each of the material variances referred to in sub regulation (1)(d); and

(c) such other supporting information as is considered relevant by the local government.

(3) The information in a statement of financial activity may be shown —

(a) according to nature and type classification; or

(b) by program; or

(c) by business unit.

(4) A statement of financial activity, and the accompanying documents referred to in sub regulation (2), are to be —

(a) presented at an ordinary meeting of the council within 2 months after the end of the month to which the statement relates; and

(b) recorded in the minutes of the meeting at which it is presented.

(5) Each financial year, a local government is to adopt a percentage or value, calculated in accordance with the AAS, to be used in statements of financial activity for reporting material variances.

Strategic Implications	

Nil.

Policy Implications	

Nil.

Financial Implications	

Nil.

Unconfirmed

Risk Implications	

Risk Category	Description	Rating (Consequence x Likelihood)	Mitigation Action
Health/People	Nil	Nil	Nil
Financial Impact	Risk of misstatement of Council's financial position	Moderate (4)	Multiple redundant oversight mechanisms for financial statements and associated operations
Service Interruption	Nil	Nil	Nil
Compliance	LG (Financial Management) Regulations 1996	Moderate (6)	Adherence to statutory requirements
Reputational	Nil	Nil	Nil
Property	Nil	Nil	Nil
Environment	Nil	Nil	Nil

Officer Recommendation and Council Decision

147/2026
Moved Cr Granich /Seconded Cr Bradford
That Council received and endorse the financial statements for the month ended 30 September 2026.

CARRIED (6/0)

Cr's For: Close, Guerini, Bradford, Granich, Newbury, Stephen
Cr's Against: Nil

Unconfirmed

10.2.2	Accounts for Payment - September 2026

File Reference	8.2.1.2
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Author	Steven Chilcott - Finance Officer
Attachments	Credit Cards & Fuel Cards Payment - September 2026 EFT.CHQ.DD Payments - September 2026

Purpose of Report

To consider the Accounts Paid under delegated authority.

Background

Payments for the month of September 2026 were as follows:

- Municipal Fund - EFT 18558 to 18673 totalling $882,126.60
- Municipal Fund - Cheques 2908 to 2926 totalling $326,489.70
- Municipal Fund - Direct Debit Numbers:
  - 20719 totalling $32,555.95
  - 20729 totalling $33,327.42.

Comment

Nil.

Statutory Implications

Local Government Act 1995

5.42. Delegation of some powers and duties to CEO

(1) A local government may delegate* to the CEO the exercise of any of its powers or the discharge of any of its duties under —

(a) this Act other than those referred to in section 5.43; or

(b) the *Planning and Development Act 2005* section 214(2), (3) or (5).

* *Absolute majority required.*

(2) A delegation under this section is to be in writing and may be general or as otherwise provided in the instrument of delegation.

Local Government (Financial Management) Regulations 1996

12. Payments from municipal fund or trust fund, restrictions on making

(1) A payment may only be made from the municipal fund or the trust fund —

(a) if the local government has delegated to the CEO the exercise of its power to make payments from those funds — by the CEO; or

Unconfirmed

(b) otherwise, if the payment is authorised in advance by a resolution of the council.

(2) The council must not authorise a payment from those funds until a list prepared under regulation 13(2) containing details of the accounts to be paid has been presented to the council.

13. Payments from municipal fund or trust fund by CEO, CEO's duties as to etc.

(1) If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared —

(a) the payee's name; and

(b) the amount of the payment; and

(c) the date of the payment; and

(d) sufficient information to identify the transaction.

(2) A list of accounts for approval to be paid is to be prepared each month showing —

(a) for each account which requires council authorisation in that month —

(i) the payee's name; and

(ii) the amount of the payment; and

(iii) sufficient information to identify the transaction;

and

(b) the date of the meeting of the council to which the list is to be presented.

(3) A list prepared under sub regulation (1) or (2) is to be —

(a) presented to the council at the next ordinary meeting of the council after the list is prepared; and

(b) recorded in the minutes of that meeting.

Strategic Implications	

Nil.

Policy Implications	

Council Policy 3.11 - Timely Payment of Suppliers.

Financial Implications	

Nil.

Unconfirmed

Risk Implications	

Risk Category	Description	Rating (Consequence x Likelihood)	Mitigation Action
Health/People	Transactions require two senior managers to approve.	Nil	Nil
Financial Impact	Reduction in available cash.	Nil	Nil
Service Interruption	Nil	Nil	Nil
Compliance	Local Government (Financial Management) Regulations 1996	Nil	Nil
Reputational	Non or late payment of outstanding invoices and/or commitments	Nil	Nil
Property	Nil	Nil	Nil
Environment	Nil	Nil	Nil

Officer Recommendation and Council Decision

148/2026
Moved Cr Stephen /Seconded Cr Newbury
That Council receive and note the attached detailed list of payments for the month ended 30 September 2026.

CARRIED (6/0)

Cr's For: Close, Guerini, Bradford, Granich, Newbury, Stephen
Cr's Against: Nil

Unconfirmed

10.2.3	Out of Budget Purchase - Kitchen Appliances (Town Hall)

File Reference	Nil
Disclosure of Interest	Nil
Voting Requirements	Absolute Majority
Author	Travis Prue - Acting Executive Manager Corporate Services
Attachments	Nil

Purpose of Report

For Council to approve a budget amendment for purchase for a new oven, dishwasher, glass cleaner and hot water system for the kitchen at the Southern Cross Town Hall.

Background

The current domestic appliances (namely the ovens, dishwasher, glass cleaner and hot water system) are significantly aged and unreliable - negatively impacting the community and Shire events that make use of the Town Hall.

Comment

The purchase of a new ovens, dishwasher, glass cleaner and hot water system would make the hiring of the Town Hall more attractive for the Community and could facilitate the hosting of larger functions. Consideration will be given to higher-end domestic appliances that may achieve the necessary functions without the price tag of commercial appliances.

Statutory Implications

Local Government Act 1995

Section 6.8 - Expenditure from municipal fund not included in annual budget

(2) A local government is not to incur expenditure from its municipal fund for an additional purpose except where authorised* in advance by Council resolution.
**Absolute Majority Required*

Strategic Implications

Ensuring.

Policy Implications

Council Policy 3.2 - Purchasing and Tendering.

Unconfirmed

Financial Implications

The requested $20,000 (ex GST) budget amendment will be funded from Council's municipal funds.

Risk Implications

Risk Category	Description	Rating (Consequence x Likelihood	Mitigation Action
Health / People	Risk to staff and public without updated domestic appliances	Moderate	Purchase provides safety and ease of use for the Hirers of the Town Hall
Financial Impact	Initial Outlay however potential Increase in Hall hire rental	Moderate	Nil
Service Interruption	Delays due to availability and delivery	Low	Ensure immediate in-house Hall hiring attractiveness
Compliance	New modern domestic appliances with instructions	Moderate	Purchase ensures compliance with Facility hiring requirement and duty of care
Reputational	Community perception of Shire run facilities	Low	Improves community engagement and kitchen safety
Property	Nil identified	Nil	Nil
Environmental	Nil Identified	Nil	Nil

Officers Recommendation and Council Decision

149/2026
Moved Cr Guerini /Seconded Cr Stephen
That Council, by Absolute Majority in accordance with Section 6.8(1)(b) of the Local Government Act 1995, authorises the following budget amendment:

Job Code	Description	New budget income/(expense)	Surplus increase/(decrease)
J11159	Southern Cross Town Hall, New Kitchen Appliances	($20,000)	($20,000)

CARRIED (6/0)

Cr's For: Close, Guerini, Bradford, Granich, Newbury, Stephen
Cr's Against: Nil

Unconfirmed

11. APPLICATIONS FOR LEAVE OF ABSENCE

Cr Bradford sought a leave of absence for the November Ordinary Council Meeting

150/2026
Moved Cr Stephen/Seconded Cr Granich
That Council granted Cr Close a leave of absence for the September Ordinary Council Meeting.

CARRIED (6/0)

Cr's For: Close, Guerini, Bradford, Granich, Newbury, Stephen
Cr's Against: Nil

12. MOTIONS FOR WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil.

13. NEW BUSINESS OF AN URGENT NATURE INTRODUCES BY DECISION OF THE MEETING

13.1	**Reporting Officer - Chief Executive Officer**
13.1.1	**Proposed Outbuild/Sea Container - Lot 61, 17 Rankin Street, Moorine Rock**
File Reference	Nil
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Author	Regulatory Services Officer - Kelly Watts
Attachments	1 - Sea Container Placement 2 - MRTC Application for Development Approval 3 - Southern Cross Sea Container Standard Engineer Specifications

Purpose of Report	

For Council to consider allowing a 20ft sea container to be placed at the Moorine Rock Tennis Club (the Club), to assist with sporting storage.

Background	

The Club requests Council's permission to place a 20-foot cream-coloured sea container alongside their shed. The container will store excess tennis equipment that is currently kept in the clubroom. The association struggles to hold events or utilise the clubrooms because the tennis equipment is stored on the floor. The Club notes that its intent is for the sea container to be a permanent fixture.

Unconfirmed

Comment

Description of Application

The development application proposes to install a cream-coloured 20 ft sea container for tennis equipment storage at Lot 61, 17 Rankin Street, Moorine Rock (subject site) as a new outbuilding measuring 2.44m W x 6m L x 2.59m H.

Zoning and Scheme Requirements

The subject site is zoned 'Townsite' under the Shire of Yilgarn Town Planning Scheme No. 2 (scheme or TPS2), which has the following objectives:

- *To be used primarily for residential development, different forms of accommodation and public recreation.*
- *The local government may consider uses in accordance with Table 1-Zoning Table where they may benefit the community and / or will not result in a negative impact on amenity.*

Statutory Implications

Planning and Development (Local Planning Schemes) Regulations 2015

Schedule 2 - Deemed provisions for local planning schemes

Part 9 - Procedure for dealing with applications for development approval

67. Consideration of application by local government

……

(4) In considering an application for development approval (other than an application on which approval cannot be grated under subclause (1)), the local government is to have due regard to the following matters to the extent that, in the opinion of the local government, those matters are relevant to the development the subject of the application –
  (a) the aims and provisions of this Scheme (including any planning codes that are read, with or without modifications, into this Scheme) and any other local planning scheme operating within the Scheme area;
  (b) the requirements of orderly and proper planning including any proposed local planning scheme or amendment to this Scheme that has been advertised under the Planning and Development (Local Planning Schemes) Regulations 2015 or any other proposed planning instrument that the local government is seriously considering adopting or approving;
  (c) any approved State planning policy;
  (d) any environmental protection policy approved under the Environmental Protection Act 1986 section 31(d);
  (e) any policy of the Commission; any policy of the State;
  (f) any local planning strategy for this Scheme endorsed by the Commission;
  (g) any local planning policy for the Scheme area;
  (h) any structure plan or local development plan that relates to the development;

Unconfirmed

(i) any report of the review of the local planning scheme that has been published under the Planning and Development (Local Planning Schemes) Regulations 2015;
(j) in the case of land reserved under this Scheme, the objectives for the reserve and the additional and permitted uses identified in this Scheme for the reserve;
(k) the built heritage conservation of any place that is of cultural significance;
(l) effect of the proposal on the cultural heritage significance of the area in which the development is located;
(m) the compatibility of the development with its setting, including —
    (i) the compatibility of the development with the desired future character of its setting; and
    (ii) the relationship of the development to development on adjoining land or on other land in the locality including, but not limited to, the likely effect of the height, bulk, scale, orientation and appearance of the development;
(n) the amenity of the locality including the following —
    (i) environmental impacts of the development;
    (ii) the character of the locality;
    (iii) social impacts of the development;
(o) the likely effect of the development on the natural environment or water resources and any means that are proposed to protect or to mitigate impacts on the natural environment or the water resource;
(p) whether adequate provision has been made for the landscaping of the land to which the application relates and whether any trees or other vegetation on the land should be preserved;
(q) the suitability of the land for the development taking into account the possible risk of flooding, tidal inundation, subsidence, landslip, bush fire, soil erosion, land degradation or any other risk;
(r) the suitability of the land for the development taking into account the possible risk to human health or safety;
(s) the adequacy of —
    (i) the proposed means of access to and egress from the site; and
    (ii) arrangements for the loading, unloading, manoeuvring and parking of vehicles;
(t) the amount of traffic likely to be generated by the development, particularly in relation to the capacity of the road system in the locality and the probable effect on traffic flow and safety;
(u) the availability and adequacy for the development of the following —
    (i) public transport services;
    (ii) public utility services;
    (iii) storage, management and collection of waste;
(v) access for pedestrians and cyclists (including end of trip storage, toilet and shower facilities);
(w) access by older people and people with disability;
(x) the potential loss of any community service or benefit resulting from the development other than potential loss that may result from economic competition between new and existing businesses;
(y) the history of the site where the development is to be located;
(z) the impact of the development on the community as a whole notwithstanding the impact of the development on particular individuals;
(aa) any submissions received on the application;

Unconfirmed

(z) the comments or submissions received from any authority consulted under clause 66;
(aa) any other planning consideration the local government considers appropriate.

Strategic Implications	

Nil.

Policy Implications	

There is no Council policy applicable to this report.

Financial Implications	

There are no financial implications associated with the officer's recommendation.

Risk Implications	

Risk Category	Description	Rating (Consequence x Likelihood)	Mitigation Action
Health/People	Nil	Nil	Nil
Financial Impact	Nil	Nil	Nil
Service Interruption	Nil	Nil	Nil
Compliance	That the development is not built in accordance with the approved plans	Moderate (6)	Requirement for building permit application to be lodged and approved prior to construction commencing onsite.
Reputational	Nil	Nil	Nil
Property	Nil	Nil	Nil
Environment	Nil	Nil	Nil

Unconfirmed

Officer Recommendation and Council Decision

151/2026
Moved Cr Stephen /Seconded Cr Guerini
That Council, by simple majority, approve the installation of one sea container at Lot 61, 17 Rankin Street, Moorine Rock, for additional storage, subject to:

1. ***If development has not substantially commenced within 24 months from the date of approval, the approval will lapse. The term "substantially commenced" has the meaning given to it in the Planning and Development (Local Planning Schemes) Regulations 2015 as amended from time to time.***

2. ***All building works to be carried out under this development approval are required to be contained within the boundaries of Lot 61, 17 Rankin Street, Moorine Rock.***

3. ***Placement in accordance with the approved site plan and required setbacks.***

4. ***Obtaining a building permit before installation.***

5. ***The proposed contained being used for storage only, with no habitation or commercial activity without further approval of Council.***

6. **Maintaining the container in good condition**

7. **Providing suitable supports and anchoring, while keeping services, drainage and access clear.**

CARRIED (6/0)

Cr's For: Close, Guerini, Bradford, Granich, Newbury, Stephen
Cr's Against: Nil

Unconfirmed

13.1.2	Appointment of Dual Bush Fire Control Officer

File Reference	Nil
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Author	Ben Forbes
Attachments	1. Shire of Kondinin re Appointment of Dual Bush Fire Control Officers 2026/2027 Bush Fire Season

Purpose of Report

For Council to endorse James Falconer as a dual Fire Control Officer (FCO) for the Shire of Yilgarn and Shire of Kondinin.

Background

Council shares a significant portion of its southern border with the Shire of Kondinin. Depending on the location, bush fire brigade members of the Shire of Kondinin may be better able to respond to a fire around the district border, owing to the logistical arrangements of each brigade.

A dual FCO is a person appointed by two adjoining local governments, allowing them assume control of the response to a fire along the border. On-the ground arrangements will need to be considered on a case-by-case basis, but generally dual FCOs will handover control to local brigade members upon their arrival at the scene.

Comment

Yilgarn's extreme south and north are logistically challenging when it comes to maintaining competitive response times for the bush fire brigade. Volunteers from the Kondinin brigade being willing to assist in responding to fires in our south is a welcome addition to our emergency management capability.

The proposed appointment of the dual FCO has been considered and sanctioned by the Yilgarn Bush Fire Brigade Chief Bush Fire Control Officer.

Statutory Implications

Bush Fire Act 1954

38. Local government may appoint bush fire control officer

(1) A local government may from time to time appoint such persons as it thinks necessary to be its bush fire control officers under and for the purposes of this Act, and of those officers shall subject to section 38A(2) appoint 2 as the Chief Bush Fire Control Officer and the Deputy Chief Bush Fire Control Officer who shall be first and second in seniority of those

Unconfirmed

officers, and subject thereto may determine the respective seniority of the other bush fire control officers appointed by it.

Strategic Implications	

Nil.

Policy Implications	

Nil.

Financial Implications	

Nil.

Risk Implications	

Risk Category	Description	Rating (Consequence x Likelihood)	Mitigation Action
Health/People	Worsened outcomes to persons in southern emergency response by bush fire brigade	Low (5)	Nil
Financial Impact	Nil	Nil	Nil
Service Interruption	Nil	Nil	Nil
Compliance	Nil	Nil	Nil
Reputational	Nil	Nil	Nil
Property	Nil	Nil	Nil
Environment	Nil	Nil	Nil

Officer Recommendation and Council Decision

152/2026
Moved Cr Guerini /Seconded Cr Bradford
That Council note the correspondence received from the Shire of Kondinin and endorse the appointment of Mr James Falconer as a Dual Bush Fire Control Officer for the Shire of Yilgarn and the Shire of Kondinin.

CARRIED (6/0)

Cr's For: Close, Guerini, Bradford, Granich, Newbury, Stephen
Cr's Against: Nil

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14. MATTERS RAISED BY COUNCILLORS

Cr Bradford

1. ***Will fogging be carried out around town, as the mosquitoes are quite bad.***

   The EMI responded, they were looking to contract it out.

2. ***The running track and footpath that goes to the dog park. It's inundated with ants, are we able to get pest control onto it.***

   The EMI responded they are currently in the process of restructuring Parks and Gardens with routine works. In doing so, they will be able to maintain more routine works.

3. ***Would the Shire consider putting in paths to the toilets/evolution blocks at the Caravan Park. A lot of bays, go from dirt to evolution blocks.***

   The CEO responded that himself and the EMI need to do a concept plan of the caravan park. Which will include better access ways. This is definitely something we can work towards, just not in the short term, it will need to be included in next financial year.

15. CLOSURE

As there was no further business to discuss, the Presiding Member declared the meeting closed at 5:22 pm.

I, Bryan Close, confirm the above Minutes of the Meeting held on Thursday 15 October 2026, are confirmed on Thursday 19 November 2026 as true and correct record of proceedings.

Cr Bryan Close
SHIRE PRESIDENT

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