



AGENDA FORUM

Tuesday, 20 October 2026 - 5:00 PM



NOTICE OF MEETING

Notice is hereby given that the next Agenda Forum of the Shire of Irwin will be held in Council Chambers, 11-13 Waldeck Street, Dongara at 5:00 PM on Tuesday, 20 October 2026.

Maurice Battilana

Acting CEO

20 October 2026



AGENDA & BUSINESS PAPERS

Agenda Forums and Ordinary Council Meetings for 2026 will be held on the following dates in the Council Chambers, 11-13 Waldeck Street, Dongara.

2026 DATES	
20 October	27 October
17 November	24 November
1 December	7 December (Monday)

Members of the public are always welcome to attend the Agenda Forums and Ordinary Council Meetings.

Agenda Forum Information

1. Your Council generally handles all business at Ordinary or Special Council Meetings.
2. From time to time Council may, for a Committee, Working Party or Steering group examine specific subjects and then report to Council.
3. The purpose of the Agenda Forum is for council members and community members to be informed on agenda items before the next Ordinary Council Meeting.
4. Generally, all meetings are open to the public. Occasionally Council will be required to deal with person, legal and other sensitive matters and on these occasions, Council will generally close that part of the meeting to the public. Every endeavour will be made to do this as the last item of business of the meeting.
5. **Public Questions Time:** It is a requirement of the *Local Government Act 1995* to allow at least fifteen (15) minutes for public question time. At the Agenda Forum all questions asked must be related to the items listed on the Agenda Paper. Please note the following.
 - a) Meetings are scheduled for a 5.00pm start (unless otherwise advised)
 - b) Record your full name and suburb of resident on the Attendance Form available in the public seating area.
 - c) When invited by the Presiding Member to ask your question/s, please state your full name for the benefit of the note taker and those present,
 - d) A minimum of 15 minutes is allocated to Public Question Time, which may be extended at the discretion of the Presiding Member.
 - e) You may ask up to 2 questions before other members of the public will be invited to ask their questions to ensure all have an equal and fair opportunity to ask questions.
 - f) The Presiding Member may elect for written questions to be responded to as normal business correspondence.
 - g) The Presiding Member may decide that a question shall not be responded to where the same or similar questions has been asked at a previous meeting and a response has already been provided;
 - A statement has been made and is not reformed into a question; or a question is offensive or defamatory in nature and is not reformed into a question.
 - h) A question may be taken on notice by Council for a later response. Responses will be provided in writing to the member and summary will be included in the agenda of the next Ordinary Council Meeting of Council.
 - i) Members of the public are encouraged to raise matters relating to operations and administration through the Shire's Customer Request System.
 - j) Should you wish to provide written questions prior to the meeting please submit them by 4.00pm the day before the meeting. By submitting written questions, this assists the administration with preparing a response.
 - k) Should you wish to provide a presentation at the Agenda Forum, a request will need to be submitted in writing directly to the Chief Executive Officer by 4pm the day before the meeting. The presentation must be related to an item listed on the agenda paper.
 - l) Presentations have a time limit of 10 minutes and a limit of 2 representatives will be allowed to speak.
 - m) Agendas for the Agenda Forum and Ordinary Council Meetings are available to the public from the Shire of Irwin Administration Centre or via the Shire's Website www.irwin.gov.au seventy-two (72) hours prior to the meeting.
 - n) Recording of Minutes for Agenda Forums is not required by legislation however a summary of notes from the Agenda Forum will be presented to Council at the next Ordinary Council Meeting.
6. No person is to use any electronic, visual or audio recording device or instrument to record the proceedings of an Agenda Forum without the written permission of the Presiding Member.

Disclaimer

The Shire of Irwin:

- advises that the purpose of an Ordinary Council Meeting is to discuss and, where possible, make resolutions about items appearing in the agenda. No person should rely or act on the basis of any decision, advice or information provided by an Elected Member or Officer, or on the content of any discussion occurring during the course of the meeting. No person should rely on the decisions made by Council until formal written advice of the Council is received by that person.
- expressly disclaims any liability for any loss or damage whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during Agenda Forums, Council or Committee Meetings.
- disclaims any liability for any loss arising from any person or body relying on any statement, discussion, recommendation or decision in the audio recording. Council minutes provide the definitive record of Council's resolutions.

Nature of Council's Role in Decision Making

Advocacy	When Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
Executive	The substantial direction setting and oversight role of the Council e.g., performance of the Local Government's function under law, administration of Local Laws, adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
Legislative	Includes adopting local laws and local planning schemes.
Review	When Council reviews decisions made by Officers.
Quasi -Judicial	When Council determines an application/matter that directly affects a person's rights and interests. The judicial character arises from the obligation to abide by the principles of natural justice e.g., local planning applications, building permits, other permits/licences (e.g. under the Health Act, Dog Act or local laws) and other decisions that may be appealable to the State Administrative Tribunal (SAT).

By allocating these roles, the Shire ensures that the Council's decision-making is structured and aligned with its legal responsibilities, allowing it to effectively govern, serve its community, and maintain compliance with applicable laws.

Notes for Members of the Public

Meeting Formalities

Shire of Irwin Council Meetings are governed by legislation and regulations. During the meeting, no member of the public may interrupt the meetings proceedings or enter into conversation.

Members of the public shall ensure that their mobile phones are switched off and not used during any Shire meeting.

Members of the public are hereby advised that in line with Council Policy CP48 – Recording of Council Minutes, no person is to use any electronic, visual or audio recording device or instrument to record the proceedings of a Council Meeting without the written permission of the Council.

Audio Recordings

This Meeting will be audio recorded. The recording will be made publicly available on the Shire's website within ten (10) days of the meeting being held.

Order Of Business

1	Declaration of Opening	7
1.1	Declaration of Elected Member Appointed – Mr. Thomas Coffey.....	7
2	Attendance	7
2.1	Members.....	7
2.2	Staff	7
2.3	Guests	7
2.4	Apologies	7
2.5	Approved Leave of Absence.....	8
2.6	Gallery	8
3	Response to Previous Public Questions Taken on Notice	8
3.1	Responses to Questions on Notice OCM 22 September 2026.....	8
3.2	Responses to Questions on Notice Agenda Forum 15 September 2026	8
4	Public Question Time	9
	Nil	
5	Declarations of Interest	9
6	Application for Leave of Absence	9
	Nil	
7	Petitions and Deputations	9
	Nil	
8	Confirmation of Minutes and Tabling of Agenda Forum Notes	9
8.1	Minutes of the Ordinary Council Meeting held on 22 September 2026	9
8.2	Minutes of the CASE Committee Meeting held on 15 September 2026	10
9	Announcements by the Person Presiding without Discussion	11
10	Reports of Officers and Committees	12
10.1	Finance Reports.....	12
10.1.1	FIN01-10/26 ACCOUNTS FOR PAYMENT - SEPTEMBER 2026.....	12
10.1.2	Monthly Financial Statements - August 2026	18
10.2	Development Reports	21
10.2.1	September 2026 - Development Delegated Authority Report.....	21
10.2.2	Road Dedication Right-of-Way Reserve 54384 – Brennand Road, Dongara	23
10.3	Community Development Reports	30
	Nil	
10.4	Operations Reports	30
	Nil	
10.5	Office of the CEO Reports.....	30
	Nil	
10.6	Committees Reports.....	30

Nil

11 Motions of Which Previous Notice Has Been Given 31

Nil

12 Questions by Members of which due Notice has been given..... 31

13 Urgent Business Approved by the Person Presiding or by Decision 31

14 Matters for which Meeting was Closed to the Public 31

14.1 CEO Performance Review 31

15 Closure 31

AGENDA (Draft)

Of the

ORDINARY COUNCIL MEETING

To be held

27 October 2026

Commencing at 5:00 PM

1 Declaration of Opening

1.1 Declaration of Elected Member Appointed – Mr. Thomas Coffey

Mr. Thomas Coffey to make the Declaration for appointment as Councillor in accordance with Section 2.29 of the Local Government Act 1995 prior to undertaking his duties as a Councillor. Declaration will be performed by Ian West JP.

2 Attendance

2.1 Members

Councillor I Scott	Shire President
Councillor A J Gillam	Deputy Shire President
Councillor P Summers	
Councillor J Melsom	
Councillor S Hansen	
Councillor L Musulin	
Councillor T S Coffey	

2.2 Staff

Mr M Battilana	Acting Chief Executive Officer
Mr M Connell	Manager Development
Mr M Jones	Manager Operations
Miss P Machaka	Manager Finance
Ms F Boksmati	Manager Community Services
Mr M Antony	Community Emergency Services Manager
Mr G Nadarajah	ICT Supervisor
Ms W Brookhouse	Acting Executive Assistant to the CEO

2.3 Guests

2.4 Apologies

Mr S D Ivers	Chief Executive Officer
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2.5 Approved Leave of Absence**2.6 Gallery****3 Response to Previous Public Questions Taken on Notice****3.1 Responses to Questions on Notice OCM 22 September 2026**

The following questions were taken on notice at the Ordinary Council Meeting held on 22 September 2026. The questions and subsequent responses are recorded below

Question 1: Annamarie Oostuizen, 1 Brennand Road, Dongara

How can Council indemnify the Minister without first understanding, assessing and addressing the concerns raised about the validity of the proposed road dedication?

Response: *Council made no determination on the road dedication at the meeting held on 22 September 2026, requesting officers to seek further advice on the matter which is now presented to Council for consideration.*

Question 2: Are Councillors satisfied that the community impacts and safety concerns raised by objecting members of the public have been adequately addressed? Do they continue to support the proposed connection to Brennand Road?

Response: *Whether the community impacts and safety concerns have been adequately addressed is a matter for each councillor to assess when considering the information presented and determining their vote.*

3.2 Responses to Questions on Notice Agenda Forum 15 September 2026

The following questions were taken on notice at the Agenda Forum Meeting held on 15 September 2026. The questions and subsequent responses are recorded below.

Written response issued: 05 October 2026.

Question 1: Nicolaas Oosthuizen – 1 Brennand Road, Dongara

The submission made on our behalf by our lawyers raises concerns about the potential invalidity of the proposed road dedication. Has the Shire obtained legal advice regarding the legality of the proposal?

Response: *The Shire did not obtain legal advice. Council's decision would not itself dedicate Reserve 54384 as a road, nor would it constitute a decision by the Minister under the Land Administration Act 1997.*

Question 2: Nicolaas Oosthuizen – 1 Brennand Road, Dongara

Why were the concerns about the potential legal invalidity of the proposal not highlighted in the officer's report to Council?

Response: *The Shire sought advice from the Department of Planning, Lands and Heritage regarding the road dedication process. That advice was summarised in the 'Statutory Environment' section of the report.*

Question 3: Annemarie Oosthuizen – 1 Brennand Road, Dongara

Was a traffic impact assessment undertaken to assess the effects of the additional traffic expected to result from the proposed road dedication?

Question 4: Annemarie Oosthuizen – 1 Brennand Road, Dongara

Were alternative access routes to the Lot 9000 development considered, apart from Hidden Valley Close and the connection to Brennand Road via the right of way?

Response to Questions 3 and 4: *The Western Australian Planning Commission assessed the road network, including traffic and access, during the subdivision application process on two occasions:*

- *In July 2021, when a subdivision comprising 81 lots of 4,000 m² was approved.*
- *In April 2026, when a subdivision comprising a substantially smaller number of 38 lots of one hectare was approved.*

4 Public Question Time

Nil

5 Declarations of Interest

6 Application for Leave of Absence

Nil

7 Petitions and Deputations

Nil

8 Confirmation of Minutes and Tabling of Agenda Forum Notes

8.1 Minutes of the Ordinary Council Meeting held on 22 September 2026

That Minutes of the Ordinary Council Meeting held on 22 September 2026 are included in the *Attachment Booklet - October 2026*.

RECOMMENDATION

That Council by Simple Majority confirms the Minutes of the Ordinary Council Meeting held on 22 September 2026.

- Mr Nadarajah, ICT Supervisor, be included in the Staff Attendance record as having been present for the entirety of the meeting

ATTACHMENTS:

1. Minutes of the Ordinary Council Meeting held on 22 September 2026

8.2 Minutes of the CASE Committee Meeting held on 15 September 2026

That Minutes of the CASE Committee Meeting held on 15 September 2026 are included in the *Attachment Booklet - October 2026* .

RECOMMENDATION

1. That Council by Simple Majority confirms the Minutes of the CASE Committee Meeting held on 15 September 2026 as presented in the attachment to this report and endorse the recommendations within.

ATTACHMENTS

1. CASE Committee Minutes

9 Announcements by the Person Presiding without Discussion

- 02 October Shire President interviewed on site at Irwin Council by 7News Regional WA (Mid West) relating to concerns about the Belisama Gas Project and the potential impact on local roads and ratepayers
- 08 October Shire President and A/CEO attended Meet and greet with Minister Dawson at Port Denison Boat Ramp Shire President with Minister Dawson at the Dongara Tourist Park and Child Care Centre

10 Reports of Officers and Committees**10.1 Finance Reports****10.1.1 FIN01-10/26 ACCOUNTS FOR PAYMENT - SEPTEMBER 2026****FILE NUMBER:** 2.0057**AUTHOR(S):** Stephanie Clarkson, Senior Finance Officer**RESPONSIBLE OFFICER:** Maurice Battilana, Acting CEO

COUNCIL'S ROLE **Executive** - The substantial direction setting and oversight role of the Council. E.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.

VOTING REQUIREMENTS Simple Majority**REPORT PURPOSE**

For Council to receive the list of accounts paid under delegated authority during September 2026.

OFFICER RECOMMENDATION

- That Council receives the Accounts paid during September 2026, represented by:

Payment Type/Numbers	Total Amount
EFT 00000030/1– 00000031/81	\$994,088.76
Muni Cheques – 32277 – 32278	\$6,108.70
Direct Debit – Telstra	\$2,242.67
Direct Debit – WA Treasury Corporation	\$34,472.51
Direct Debit – Credit Card	\$18,648.23
Direct Debit – N-Able Pty Ltd	\$2,732.60
Direct Debit – Australian Phone Company	\$225.23
Direct Debit – Telair Pty Ltd	\$4,275.35
Direct Debit – Hello Teams Pty Ltd	\$743.44
Direct Debit – Insurance Premiums	\$48,120.18
Direct Debit – Vestone Capital Pty Ltd	\$10,554.20
Direct Debit – Superannuation	\$64,552.28
Grand Total	\$1,186,764.15

BACKGROUND

A list of accounts paid under delegated authority is attached showing all payments made during the month of September 2026.

OFFICER'S COMMENT

Changes to the format of the list of payments has been made to be aligned with Section 13(1) of the Local Government (Financial Management) Regulations.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

The *Local Government (Financial Management) Regulations 1996* provides as follows:

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;

(b) the amount of the payment;

(c) the date of the payment; and

(d) sufficient information to identify the transaction.

(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.

POLICY IMPLICATIONS

Under Delegation CEO101 Council has delegated authority to the Chief Executive Officer to authorise payments from the municipal or trust fund.

FINANCIAL/RESOURCE IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Our Brilliant Future – Strategic Community Plan 2021 - 2031

Strategy 4.2.1 Ensure compliance whilst embracing innovation and better practice principles

Strategy 4.3.2 Adopt and follow better practice processes

ATTACHMENTS

1. FIN01-10/26 Accounts for Payment - September 2026 [↓](#)

Shire of Irwin

*List of Accounts paid September 2026 for presentation to the
Council Meeting 27 October 2026*

MUNICIPAL/(TRUST) PAYMENTS				
EFT/CHQ #	DATE	PAYEE	DESCRIPTION	PAYMENTS
00000030/1	01/09/2026	ADVANS EXHIBITION SERVICES	EQUIPMENT HIRE	13,602.92
00000030/2	01/09/2026	AVON WASTE	WASTE	43,671.56
00000030/3	01/09/2026	BLACKWOODS	WORKSHOP SUPPLIES	326.67
00000030/4	01/09/2026	BOC LIMITED	EQUIPMENT HIRE	179.08
00000030/5	01/09/2026	BURSON AUTOMOTIVE PTY LTD	WORKSHOP SUPPLIES	2,490.67
00000030/6	01/09/2026	CEMETERIES & CREMATORIA ASSOC. OF WA	MEMBERSHIP	130.00
00000030/7	01/09/2026	CLEANPAK TOTAL SOLUTIONS	CLEANING SUPPLIES	1,852.95
00000030/8	01/09/2026	CORSIGN WA	CONSUMABLES	706.75
00000030/9	01/09/2026	DAZFAB ENGINEERING	BOAT RAMP MODIFICATIONS	1,455.30
00000030/10	01/09/2026	DONGARA BUILDING & TRADE SUPPLIES	CONSUMABLES	123.80
00000030/11	01/09/2026	DONGARA FREIGHT	FREIGHT CHARGES	487.30
00000030/12	01/09/2026	DONGARA FENCING	FENCING REPAIRS	1,903.00
00000030/13	01/09/2026	DONGARA BODY BUILDERS	PLANT REPAIRS	1,049.40
00000030/14	01/09/2026	TYREPOWER DONGARA	PARTS	2,364.39
00000030/15	01/09/2026	GERALDTON MOWER & REPAIR	PARTS	171.00
00000030/16	01/09/2026	CITY OF GREATER GERALDTON	WASTE	23,647.36
00000030/17	01/09/2026	REFUEL AUSTRALIA	FUEL	18,407.06
00000030/18	01/09/2026	GHD PTY LTD	DETAILED DESIGN	56,892.94
00000030/19	01/09/2026	IQTECH SOLUTIONS	PRINTER CHARGES	1,041.29
00000030/20	01/09/2026	IRWIN SHIRE - RATES	PAYROLL DEDUCTIONS	1,266.67
00000030/21	01/09/2026	LOCAL HEALTH AUTHORITIES ANALYTICAL COMMITTEE	ANNUAL FEE	943.22
00000030/22	01/09/2026	LOCK, STOCK & FARRELL	MATERIALS	395.60
00000030/23	01/09/2026	SHIRE OF IRWIN - LOTTO FUND	PAYROLL DEDUCTIONS	80.00
00000030/24	01/09/2026	MACS AUSTRALIA GROUP PTY LTD	EQUIPMENT HIRE	1,298.53
00000030/25	01/09/2026	MEX MAINTENANCE SOFTWARE	SUBSCRIPTION	18,711.00
00000030/26	01/09/2026	MIDWEST WINDSCREENS	PLANT REPAIRS	1,381.60
00000030/27	01/09/2026	MIDWEST SOLAR AND WATER	PLUMBING	6,449.30
00000030/28	01/09/2026	LGIS WA	EAP SERVICES	3,541.81
00000030/29	01/09/2026	OFFICEWORKS	STATIONERY	402.00
00000030/30	01/09/2026	ONSHORE CABINETS AND FURNITURE	BUILDING MAINTENANCE	6,204.82
00000030/31	01/09/2026	ORACLE CORPORATION AUSTRALIA PTY LIMITED	SUBSCRIPTION	125.27
00000030/32	01/09/2026	LOCAL WORKS	STATIONERY	84.00
00000030/33	01/09/2026	PROCUREMENT PLUS	ANNUAL FEE	679.25
00000030/34	01/09/2026	SHORELINE OUTDOOR WORLD	BUILDING MAINTENANCE	440.00
00000030/35	01/09/2026	STATEWIDE BEARINGS	PARTS	147.40
00000030/36	01/09/2026	SUNSET TAKEAWAY DINER	CATERING	3,600.00
00000030/37	01/09/2026	TEAM GLOBAL EXPRESS PTY LTD	FREIGHT	135.07
00000030/38	01/09/2026	WA CONTRACT RANGER SERVICES PTY LTD	RANGER SERVICES	5,198.88
00000030/39	01/09/2026	WELL DONE INTERNATIONAL	CALL CENTRE CHARGES	541.71
00000030/40	01/09/2026	SYNERGY	ELECTRICITY CHARGES	10,573.72
00000030/41	01/09/2026	WESTRAC EQUIPMENT	PARTS	7,432.26
00000030/42	01/09/2026	WINC AUSTRALIA PTY LTD	PRINTER CHARGES	303.79
00000030/43	01/09/2026	LG COMMUNITY PARTNERS PTY LTD	CONSULTANT SERVICES - FINANCE	8,360.00
00000030/44	01/09/2026	DONGARA PUMPS AND POWER	ELECTRICAL	2,502.12
00000030/45	01/09/2026	B EVEN	REFUND	311.40
00000030/46	01/09/2026	MISS SPRINGFIELD	COFFEE SERVICE	420.00
00000030/47	01/09/2026	B HARPER	REFUND	420.00
00000030/48	01/09/2026	TEXAN PROPERTY DEVELOPMENTS PTY LTD	REFUND	42,914.00
00000030/49	01/09/2026	DOMINICAN PRIORY INC	REFUND	53.33
00000030/50	01/09/2026	CONSTRUCTION TRAINING FUND	CONSTRUCTION TRAINING FUND	1,343.75
00000031/1	24/09/2026	CR GILLAM	MEMBERS ATTENDANCE FEES	2,153.75
00000031/2	24/09/2026	AMY CHADBOURNE	CONSULTANT SERVICES - COMMUNICATIONS	9,295.00
00000031/3	24/09/2026	ASM ECLIPSE PTY LTD	STOCK	312.40
00000031/4	24/09/2026	AUSSIE CABLING	DEPOSIT	1,800.00
00000031/5	24/09/2026	AUSTRALIA POST	POSTAGE CHARGES	427.49
00000031/6	24/09/2026	IRWIN AUTUMN CENTRE	COMMUNITY ASSISTANCE SCHEME	770.00
00000031/7	24/09/2026	AVON WASTE	WASTE	42,824.63
00000031/8	24/09/2026	CONSTRUCTION TRAINING FUND	CONSTRUCTION TRAINING FUND	9,218.91
00000031/9	24/09/2026	BLACKWOODS	CONSUMABLES	308.06
00000031/10	24/09/2026	DEPARTMENT OF LOCAL GOVERNMENT, INDUSTRY REGULATION AND SAFETY	BUILDING SERVICES LEVY	9,292.03
00000031/11	24/09/2026	BURSON AUTOMOTIVE PTY LTD	PARTS	2,729.92
00000031/12	24/09/2026	CLEANPAK TOTAL SOLUTIONS	CLEANING SUPPLIES	4,775.35
00000031/13	24/09/2026	CORSIGN WA	MATERIALS	264.00
00000031/14	24/09/2026	CIVIC WORKFORCE MANAGEMENT	CONSULTANT SERVICES - HR	12,868.88
00000031/15	24/09/2026	DATA#3 LIMITED	SUBSCRIPTION	16,906.10
00000031/16	24/09/2026	DONGARA FREIGHT	FREIGHT CHARGES	181.50
00000031/17	24/09/2026	LANDGATE - WESTERN AUSTRALIAN LAND INFORMATION AUTHORITY	INTERIM SCHEDULES	95.80
00000031/18	24/09/2026	DONGARA BODY BUILDERS	PLANT REPAIRS	1,628.00
00000031/19	24/09/2026	DONGARA CONCRETE SERVICES	CONCRETE WORKS	1,606.00
00000031/20	24/09/2026	TYREPOWER DONGARA	PARTS & REPAIRS	8,120.60
00000031/21	24/09/2026	DONGARA LOCAL RAG	ADVERTISING	532.00
00000031/22	24/09/2026	DONGARA MIDWEST WASTE	WASTE	1,550.00
00000031/23	24/09/2026	DONGARA HOTEL MOTEL	LAND USE AGREEMENT	2,083.34
00000031/24	24/09/2026	DAIMLER TRUCKS GERALDTON	PARTS	1,396.25
00000031/25	24/09/2026	DONGARA TREE SERVICES	PRUNING OF TREES IN VARIOUS LOCATIONS	14,916.00
00000031/26	24/09/2026	EDGE DIGITAL TECHNOLOGY	SUPPLY AND INSTALLATION - DRIVE IN PROJECTOR	147,644.24
00000031/27	24/09/2026	DEPARTMENT OF FIRE AND EMERGENCY SERVICES	EMERGENCY SERVICE LEVY	95,584.50
00000031/28	24/09/2026	FIRST HEALTH SERVICES	PRACTICE MANAGEMENT	28,325.00
00000031/29	24/09/2026	FIVE GUMS FAMILY MEDICAL PRACTICE	REIMBURSEMENT	448.50
00000031/30	24/09/2026	GERALDTON MOWER & REPAIR	PARTS	779.00
00000031/31	24/09/2026	CITY OF GREATER GERALDTON	WASTE	11,151.00
00000031/32	24/09/2026	REFUEL AUSTRALIA	FUEL	20,540.62

Shire of Irwin

List of Accounts paid September 2026 for presentation to the
Council Meeting 27 October 2026

MUNICIPAL/(TRUST) PAYMENTS				
EFT/CHQ #	DATE	PAYEE	DESCRIPTION	PAYMENTS
00000031/33	24/09/2026	GHD PTY LTD	CONCEPT DESIGNS	14,444.38
00000031/34	24/09/2026	GERALDTON PHOTOBOOTH	EQUIPMENT HIRE	55.00
00000031/35	24/09/2026	CR SCOTT	PRESIDENT ATTENDANCE FEES	2,500.00
00000031/36	24/09/2026	IQTECH SOLUTIONS	PRINTER CHARGES	2,505.65
00000031/37	24/09/2026	INSTANT RACKING & STEEL SHELVEING	MATERIALS	1,208.50
00000031/38	24/09/2026	INTERSTAFF INTERNATIONAL	SPONSORSHIP	21,373.94
00000031/39	24/09/2026	JASON SIGNMAKERS	MATERIALS	133.36
00000031/40	24/09/2026	JB HI-FI GROUP PTY LTD	EQUIPMENT	1,836.88
00000031/41	24/09/2026	CR MELSOM	MEMBERS ATTENDANCE FEES	1,922.00
00000031/42	24/09/2026	MIDWEST AUTO GROUP	PARTS	106.50
00000031/43	24/09/2026	LG BEST PRACTICES PTY LTD	PAYROLL SERVICES	5,940.00
00000031/44	24/09/2026	STATE LIBRARY OF WESTERN AUSTRALIA	MATERIALS	131.84
00000031/45	24/09/2026	DONGARA DENISON LIONS CLUB INC (SOCIAL)	DONATION	200.00
00000031/46	24/09/2026	LOCALISE PTY LTD	CONSULTANT SERVICES - STRATEGIC REVIEW	35,207.70
00000031/47	24/09/2026	MACS AUSTRALIA GROUP PTY LTD	EQUIPMENT HIRE	1,298.53
00000031/48	24/09/2026	MCDONALD WHOLESALERS	KIOSK SUPPLIES	1,334.30
00000031/49	24/09/2026	MCLEODS BARRISTERS & SOLICITORS	LEGAL	225.50
00000031/50	24/09/2026	MIDWEST FIRE PROTECTION & SAFETY SERVICES	SERVICING	176.00
00000031/51	24/09/2026	MIDWEST POWER SOLUTIONS	ELECTRICAL	396.00
00000031/52	24/09/2026	MIDWEST SOLAR AND WATER	PLUMBING	1,006.50
00000031/53	24/09/2026	NORDIC BUILDERS	REFUND	1,000.00
00000031/54	24/09/2026	OFFICEWORKS	EQUIPMENT	1,696.40
00000031/55	24/09/2026	OMNICO MEDIA GROUP AUSTRALIA PTY LTD	ADVERTISING	390.05
00000031/56	24/09/2026	ONSHORE CABINETS AND FURNITURE	BUILDING MAINTENANCE	1,543.00
00000031/57	24/09/2026	PEMCO DIESEL	SERVICE AND REPAIRS	3,887.35
00000031/58	24/09/2026	PEST A KILL	PEST CONTROL	910.00
00000031/59	24/09/2026	PIXIES SCREEN PRINTS	PROTECTIVE CLOTHING	94.00
00000031/60	24/09/2026	SHIRE OF IRWIN	TRANSFER FROM TRUST - SKATE PARK PROJECT	7,734.88
00000031/61	24/09/2026	SUNSET TAKEAWAY DINER	CATERING	160.00
00000031/62	24/09/2026	CR SUMMERS	MEMBERS ATTENDANCE FEES	2,153.75
00000031/63	24/09/2026	SUPERPOP PTY LTD	KIOSK SUPPLIES	167.33
00000031/64	24/09/2026	TEAM GLOBAL EXPRESS PTY LTD	FREIGHT CHARGES	230.31
00000031/65	24/09/2026	T-QUIP	PARTS	146.40
00000031/66	24/09/2026	VANGUARD PRINT	HOLIDAY PLANNERS	8,338.00
00000031/67	24/09/2026	VIRTUAL GRAFFITI AUSTRALIA PTY LTD	SUBSCRIPTION	12,897.00
00000031/68	24/09/2026	PUBLIC TRANSPORT AUTHORITY OF WA	BUS TICKET SALES	632.34
00000031/69	24/09/2026	AFGR1 EQUIPMENT PTY LTD	PARTS	268.07
00000031/70	24/09/2026	THE WALT DISNEY COMPANY (AUSTRALIA) PTY LTD	RENTAL HIRE	136.50
00000031/71	24/09/2026	WA CONTRACT RANGER SERVICES PTY LTD	RANGER SERVICES	6,091.25
00000031/72	24/09/2026	WELL DONE INTERNATIONAL	CALL CENTRE CHARGES	670.98
00000031/73	24/09/2026	WESTRAC EQUIPMENT	PARTS	2,625.77
00000031/74	24/09/2026	ZETTAGRID PTY LTD	SUBSCRIPTION	2,645.75
00000031/75	24/09/2026	LG COMMUNITY PARTNERS PTY LTD	CONSULTANT SERVICES - FINANCE	8,360.00
00000031/76	24/09/2026	CR MUSULIN	MEMBERS ATTENDANCE FEES	2,153.75
00000031/77	24/09/2026	CR BERECZ	MEMBERS ATTENDANCE FEES	2,153.75
00000031/78	24/09/2026	CR HANSEN	MEMBERS ATTENDANCE FEES	2,153.75
00000031/79	24/09/2026	AUSQ TRAINING	TRAINING	7,425.60
00000031/80	24/09/2026	WURTH AUSTRALIA PTY LTD	WORKSHOP SUPPLIES	167.71
00000031/81	24/09/2026	DONGARA PUMPS AND POWER	ELECTRICAL	3,251.68
BAS - AUGUST 26	21/09/2026	AUSTRALIAN TAXATION OFFICE - BAS	BAS RECONCILIATION	74,708.00
32277	01/09/2026	SHIRE OF IRWIN	CONTAINER DEPOSIT SCHEME	5,658.70
32278	14/09/2026	DEPARTMENT OF TRANSPORT	SHIRE OF IRWIN NUMBER PLATES	450.00
DD 02092026-1	02/09/2026	TELSTRA AUSTRALIA	SATELLITE PHONE CHARGES	110.00
DD 24092026-1	24/09/2026	TELSTRA AUSTRALIA	FREE WIFI DATA CHARGES	90.00
DD 30092026-1	30/09/2026	TELSTRA AUSTRALIA	PHONE & DATA CHARGES	2,042.67
DD 07092026	07/09/2026	WA TREASURY CORPORATION	LOAN REPAYMENT	20,727.35
DD 18092026	18/09/2026	WA TREASURY CORPORATION	LOAN REPAYMENT	13,745.16
CC 02092026	02/09/2026	NAB BUSINESS VISA	NAB BUSINESS VISA TRANSACTIONS	18,648.23
DD 17092026	17/09/2026	N-ABLE PTY LTD	MONTHLY IT CHARGES	2,732.60
DD 03092026	03/09/2026	AUSTRALIAN PHONE COMPANY PTY LTD	PHONE CHARGES	225.23
DD 15092026	15/09/2026	TELAIR PTY LTD	MOBILE & DATA CHARGES	3,040.45
DD 15092026-1	15/09/2026	TELAIR PTY LTD	INTERNET CHARGES	1,234.90
DD 18092026-1	18/09/2026	HELLO TEAMS PTY LTD	PHONE CHARGES	743.44
DD 30092026	30/09/2026	CLEARMATCH ORIGINATE PTY LTD	INSURANCE PREMIUM REPAYMENT	48,120.18
DD 02092026	02/09/2026	VESTONE CAPITAL PTY LTD	GYM EQUIPMENT RENTAL	10,554.20
DD 14092026	14/09/2026	PRECISION CHOICE	SUPERANNUATION	29,068.18
DD 28092026	28/09/2026	PRECISION CHOICE	SUPERANNUATION	35,484.10
				1,186,764.15

Sundry Creditors as at 30/09/2026 471,766.97

The Payments included in the above list of Accounts Paid, have been authorised by the Chief Executive Officer under delegation from Council.

12/10/2026

DATE

Maurice Batilana
Acting Chief Executive Officer

Signer ID: FL3HQVT62A...

Shire of Irwin

Corporate Credit Card Expenditure - Payment Reference CR051026

S.IVERS CREDIT CARD EXPENSES

Date	Payee	Description		Amount
31/08/2026	City of Perth	Parking	\$	16.36
03/09/2026	Google Cloud	Subscription	\$	296.51
07/09/2026	Starlink	Subscription	\$	85.00
07/09/2026	Garmin	Subscription	\$	50.00
08/09/2026	Spotify	Subscription	\$	15.99
08/09/2026	JAMF Software	Subscription	\$	340.58
10/09/2026	Seek	Advertising	\$	313.50
11/09/2026	Local Government Professionals	Registration	\$	1,785.00
15/09/2026	Remarkable	Subscription	\$	6.72
16/09/2026	Links Modular	Subscription	\$	594.32
18/09/2026	Apple	Subscription	\$	1.49
18/09/2026	Duxton Hotel Perth	Accommodation	\$	529.36
18/09/2026	Open AI	Subscription	\$	328.92
21/09/2026	CPP Convention Centre	Parking	\$	27.00
21/09/2026	Duxton Hotel Perth	Accommodation	\$	209.71
22/09/2026	The Coin Company	Materials	\$	46.50
22/09/2026	Liberty Cataby	Fuel	\$	86.38
23/09/2026	UBIQUITI	Subscription	\$	49.00
23/09/2026	Grammarly	Subscription	\$	87.59
29/09/2026	NAB	Card Fee	\$	9.00
				4,878.93

P.MACHAKA CREDIT CARD EXPENSES

Date	Payee	Description		
31/08/2026	Microsoft	Subscription	\$	154.04
31/08/2026	CodeTwo	Subscription	\$	114.54
02/09/2026	SSL.Com	Subscription	\$	50.65
03/09/2026	Amazon Web Services	Subscription	\$	814.77
03/09/2026	Open AI	Subscription	\$	138.17
07/09/2026	Microsoft	Subscription	\$	98.53
07/09/2026	Zoom	Subscription	\$	1,445.05
07/09/2026	Upwork	ERP Consultant	\$	714.15
09/09/2026	Open AI	Subscription	\$	136.87
11/09/2026	Microsoft	Subscription	\$	158.85
14/09/2026	Microsoft	Subscription	\$	13.20
14/09/2026	Upwork	ERP Consultant	\$	2,075.97
16/09/2026	Upwork	ERP Consultant	\$	1,565.69
17/09/2026	Microsoft	Subscription	\$	29.57
17/09/2026	Open AI	Subscription	\$	141.70
21/09/2026	Microsoft	Subscription	\$	51.87
22/09/2026	EGNYTE	Subscription	\$	6,125.12
22/09/2026	Upwork	ERP Consultant	\$	1,131.83
22/09/2026	All in One	Subscription	\$	144.38
28/09/2026	CodeTwo	Subscription	\$	117.75
29/09/2026	NAB	Card Fee	\$	9.00
				\$ 15,231.70

F.BOKSMATI CREDIT CARD EXPENSES

Date	Payee	Description		
03/09/2026	Dongara Building & Trade	Consumables	\$	11.90
14/09/2026	Chemist Warehouse	Consumables	\$	46.97
23/09/2026	Seaspray Beach Holiday park	Accommodation	\$	159.10
24/09/2026	Gym Master	Equipment	\$	3,676.42
29/09/2026	NAB	Card Fee	\$	9.00
				\$ 3,903.39

M.ANTONY CREDIT CARD EXPENSES

Date	Payee	Description		
02/09/2026	Davis Equipment	Subscription	\$	68.73
02/09/2026	Quest Kings Park	Accommodation	\$	307.50
04/09/2026	Dongara IGA	Consumables	\$	73.50
04/09/2026	Wattle Grove Motel	Accommodation	\$	513.00
14/09/2026	Dongara IGA	Consumables	\$	41.30
22/09/2026	The Club Hotel	Accommodation	\$	405.00
29/09/2026	NAB	Card Fee	\$	9.00
				\$ 1,418.03

TOTAL PAYMENT TO CORPORATE CREDIT CARD ACCOUNT

\$ 25,432.05

Shire of Irwin

Fuel Card Transactions

September 2026

Date	Supplier	Registration	Description	Amount
01/09/2026	Refuel	523IR	Fuel	\$ 177.09
03/09/2026	Refuel	505IR	Fuel	\$ 163.00
06/09/2026	Refuel	505IR	Fuel	\$ 76.87
08/09/2026	Refuel	1IXG228	Fuel	\$ 211.15
09/09/2026	Refuel	505IR	Fuel	\$ 95.91
10/09/2026	Refuel	506IR	Fuel	\$ 169.09
10/09/2026	Refuel	1IXG228	Fuel	\$ 165.85
11/09/2026	Refuel	1IGD339	Fuel	\$ 43.31
11/09/2026	Refuel	513IR	Fuel	\$ 183.32
12/09/2026	Refuel	505IR	Fuel	\$ 170.64
13/09/2026	Refuel	1IXG228	Fuel	\$ 229.08
13/09/2026	Refuel	511IR	Fuel	\$ 189.80
16/09/2026	Refuel	505IR	Fuel	\$ 113.57
17/09/2026	Refuel	P000	Fuel	\$ 281.04
18/09/2026	Refuel	500IR	Fuel	\$ 116.16
19/09/2026	Refuel	1IGD339	Fuel	\$ 58.27
20/09/2026	Refuel	506IR	Fuel	\$ 50.95
20/09/2026	Refuel	500IR	Fuel	\$ 75.61
21/09/2026	Refuel	523IR	Fuel	\$ 155.93
24/09/2026	Refuel	523IR	Fuel	\$ 133.25
25/09/2026	Refuel	1IGD339	Fuel	\$ 52.44
27/09/2026	Refuel	1IGD339	Fuel	\$ 20.04
28/09/2026	Refuel	506IR	Fuel	\$ 130.48
28/09/2026	Refuel	506IR	Fuel	\$ 60.63
29/09/2026	Refuel	1IXG228	Fuel	\$ 207.01
30/09/2026	Refuel	505IR	Fuel	\$ 124.49
TOTAL PAYMENT FOR FUEL CARD TRANSACTIONS				3,454.98

10.1.2 Monthly Financial Statements - August 2026

FILE NUMBER:	2.0057
AUTHOR(S):	Jess Wadhawan, Finance Consultant
RESPONSIBLE OFFICER:	Maurice Battilana, Acting CEO
COUNCIL'S ROLE	Executive - The substantial direction setting and oversight role of the Council. E.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
VOTING REQUIREMENTS	Simple Majority

REPORT PURPOSE

For Council to consider and receive the Monthly Financial Statements for the period 1 July 2026 to 31 August 2026.

OFFICER RECOMMENDATION

That Council by Simple Majority receives the Monthly Financial Statements for the Period 1 July 2026 to 31 August 2026.

BACKGROUND

The Monthly Financial Statements to 31 August 2026 are prepared in accordance with the requirements of the *Local Government Act 1995* and the *Local Government (Financial Management) Regulations 1996* and includes the following statutory reports:

- Statement of Financial Activity by Nature
- Statement of Financial Position
- Explanation of Material Variances
- Net Current Funding Position

The Statements also include various other financial information not required by legislation, but for Council information.

OFFICER'S COMMENT

The draft financial position to the end of August 2026 is detailed in the attached report and summarised as per below:

31/08/2026	YTD Budget	YTD Actual
Operating Revenue	419,219	469,417
Operating Expenditure	(1,957,319)	(1,125,966)
Net Operating	(1,538,100)	(656,549)
Non - Operating Revenue	431,519	-
Non - Operating Expenditure	(460,796)	(321,223)
Net Non-Operating	(29,277)	(321,223)
		.
Cash at Bank		2,669,989
Cash at Bank Restricted		880,179
Reserve Bank		984,818
Total Cash Funds		4,534,986

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995

- *Section 6.4 Financial report*

Local Government (Financial Management) Regulations

- *Section 34 Financial activity statement report provides as follows:*

(1) A local government is to prepare each month a statement of financial activity reporting on the sources and applications of funds, 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);*
- (b) budget estimates to the end of the month to which the statement relates;*
- (c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates;*
- (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;*
- (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 must be shown according to the nature classification.

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

- (a) presented to the council - at an ordinary meeting of the council within 2 months after the end of month to which the statement relates; and*
- (b) recorded in the minutes of the meeting at which it is presented.*

POLICY IMPLICATIONS

Nil

FINANCIAL/RESOURCE IMPLICATIONS

Any issues in relation to expenditure and revenue allocations or variance trends are identified and addressed each month or at budget review.

STRATEGIC IMPLICATIONS

Our Brilliant Future – Strategic Community Plan 2021 - 2031

Goal 4.2 Effective governance, management and prudent financial responsibility

Goal 4.3 A local government that is professional, transparent and accountable

Strategy 4.2.1 Ensure compliance whilst embracing innovation and better practice principles

Strategy 4.3.2 Adopt and follow better practice processes

ATTACHMENTS

1. Monthly Financial Statements - August 2026 - *Under Separate Cover* [⇒](#)

10.2 Development Reports

10.2.1 September 2026 - Development Delegated Authority Report

FILE NUMBER:	3.00125
AUTHOR(S):	Murray Connell, Manager Development
RESPONSIBLE OFFICER:	Maurice Battilana, Acting CEO
COUNCIL'S ROLE	Executive - The substantial direction setting and oversight role of the Council. E.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
VOTING REQUIREMENTS	Simple Majority

REPORT PURPOSE

For Council to receive the September 2026 Development Delegated Authority Report.

OFFICER RECOMMENDATION

That Council by Simple Majority, receives the September 2026 Development Delegated Authority Report as contained in Attachment 1.

BACKGROUND

Local governments utilise levels of delegated authority to undertake day-to-day statutory functions, thereby allowing Council to focus on policy development, representation, strategic planning and community leadership, with the organisation focussing on the day-to-day operations of the Shire.

The use of delegated authority means the large volume of routine work can be effectively managed and acted on promptly, which in turn facilitates efficient service delivery to the community.

OFFICER'S COMMENT

This report presents the details of development functions made under delegated or authorised authority for the month of September 2026, with 8 building permits/certificates, 6 single house applications and 4 development approvals having been issued.

CONSULTATION

Nil.

STATUTORY ENVIRONMENT

- *Local Government Act 1995, Local Government (Administration) Regulations 1996*
- *Planning and Development (Local Planning Schemes) Regulations 2015*

POLICY IMPLICATIONS

Nil.

FINANCIAL/RESOURCE IMPLICATIONS

Nil.

STRATEGIC IMPLICATIONS

Our Brilliant Future – Strategic Community Plan 2021 - 2031

Goal 4.2 Effective governance, management and prudent financial responsibility

Goal 4.3 A local government that is professional, transparent and accountable

Strategy 4.2.1 Ensure compliance whilst embracing innovation and better practice principles

Strategy 4.3.2 Adopt and follow better practice processes

ATTACHMENTS

1. September 2026 Development Delegated Authority Report - *Under Separate Cover* [⇒](#)

10.2.2 Road Dedication Right-of-Way Reserve 54384 – Brennand Road, Dongara

FILE NUMBER:	WAPC202782
AUTHOR(S):	Murray Connell, Manager Development
RESPONSIBLE OFFICER:	Maurice Battilana, Acting CEO
COUNCIL'S ROLE	Legislative - Includes adopting local laws, town planning schemes and policies.
VOTING REQUIREMENTS	Simple Majority

REPORT PURPOSE

For Council to request the Minister for Lands to approve the dedication of the Right-of-Way (ROW) Reserve 54384 as road.

OFFICER RECOMMENDATION

That Council by Simple Majority request the Minister for Lands to dedicate the Right-of-Way Reserve 54384 indicated on the plan contained in Attachment 1, as road.

BACKGROUND

The Shire has received a request from the developer of Lot 9000 Brennand Road, Dongara to dedicate the ROW Reserve 54384 as a road (as per the plan contained in Attachment 1).

On 12 January 2026 the Minister for Planning approved the Shire of Irwin Local Planning Scheme Amendment No. 22 which rezoned the land to 'Rural Residential'.

Subsequently, on 20 April 2026 the WA Planning Commission (WAPC) granted subdivisional approval for 38 rural residential lots.

Council at its meeting held on 23 June 2026 approved the (alternate) road name 'Quindalup Way'.

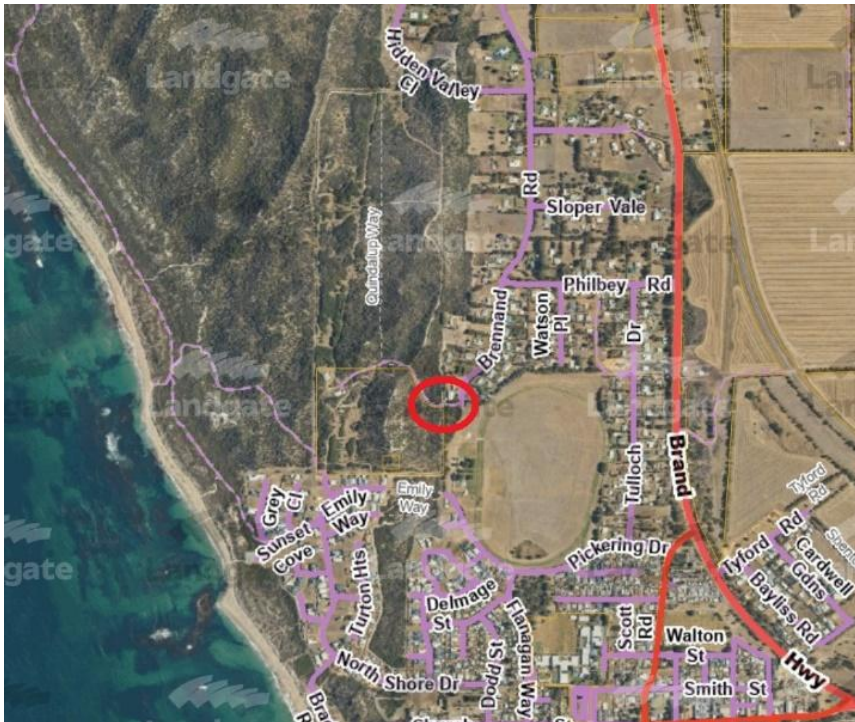
A copy of the subdivision and road naming plan is contained in Attachment 2.

A report was previously prepared in relation to the proposed dedication of the ROW for Council's meeting of 22 September 2026. At that meeting Council resolved:

"That the meeting proceeds to the next business as per clause 11.5 of the Shire of Irwin Meeting Procedures Local Law 2016."

Essentially the matter was put on hold pending further advice as to the statutory validity of the proposed dedication in response to a submission received during the advertising period (refer to the 'Consultation' section of this report).

Legal advice has been obtained and in summary it concurs that the Shire may validly request the Minister dedicate the ROW as road (refer to the 'Statutory Environment' section of this report).

Location Plan**OFFICER'S COMMENT**

ROW's are created as a requirement of the WAPC upon subdivision to allow for existing or planned future public access over land by vehicles, cyclists or pedestrians.

The ROW Reserve 54384 comprises two separate land parcels; the eastern portion Lot 155 on Plan 17609, and the western portion Lot 501 on Plan 425414.

Lot 155 was created in 1990 as part of the subdivision that created several surrounding rural residential lots on Brennard Road, Philbey Road and Watson Place. The ROW was then extended in October 2023, creating Lot 501 to give access to Lot 9000.

The subdivision of Lot 9000 has been approved by the WAPC. The approved subdivision establishes the future subdivision and road network for the land, including Quindalup Way and its relationship with the surrounding road system and connection to Brennard Road.

The proposed dedication of the ROW Reserve 54384 should therefore be understood in the context of that approved subdivision framework. The dedication is not, of itself an approval for subdivision, or the introduction of road access that has not been previously subject to the statutory planning process.

The proposed road connection will facilitate public road access from Brennard Road, through the new subdivisional road (Quindalup Way), ultimately connecting with Hidden Valley Close. It is a requirement as part of the approved subdivision and will improve road connectivity throughout the locality.

CONSULTATION

The dedication was advertised in accordance with the provisions of the *Land Administration Act 1997* and involved the following:

- A public notice was published in the Midwest Times and the Dongara Denison Local Rag;
- A written notice was sent to the abutting landowner to the north;
- A copy of the dedication was made available for public inspection at the Shire office;

- The dedication was published on the Shire's website along with an alert on the Shire's Facebook page; and
- A written notice was sent to the following government/service agencies:
 - Department of Biodiversity, Conservation and Attractions
 - Department of Planning, Lands and Heritage – Aboriginal Heritage
 - Department of Water and Environmental Regulation
 - Telstra
 - Water Corporation
 - Western Power

In response to the advertising a total of 15 submissions were received (4 from government/service agencies with no objections and 11 from the public with objections). A copy of the objecting submissions is contained in Confidential Attachment 3.

The issues raised in the objecting submissions are summarised as follows:

- Injurious affection, disrupting use and enjoyment of property.
- No benefit to surrounding property.
- Noise impacts.
- Drop in market appeal of property.
- Loss of privacy.
- Amenity concerns over noise, dust, visual impacts and quite character of the area.
- Traffic safety and no impact assessments.
- Light and visual intrusion.
- Neighbourhood wellbeing.
- Construction of the road would be unsafe and cause flooding.
- Environmental impact.
- Better options for road access.
- Challenging the validity of the proposed dedication as the ROW does not have the purpose of a road.
- 'Application Area' on plan extends into other land.
- Previous assurance that there would be no access from the ROW.

Regarding the amenity concerns, all these matters have been previously considered by both the Shire and the relevant State government agencies throughout the various statutory planning processes.

It is important to acknowledge that the planning framework and subdivision itself that has necessitated the road dedication is not being determined for the first time through this dedication process and has been previously scrutinised on a number of occasions as summarised below:

1. 7 May 2008 – Ministerial Gazettal of Local Planning Scheme No. 5 that zoned the land to Residential R12.5.
2. 5 July 2021 – WA Planning Commission subdivision approval for 81 (4,000m²) lots, which also created a road connection to Brennand Road.
3. 25 February 2025 – Council initiation of Scheme Amendment No. 22 to rezone the land to 'rural residential' (item DEV 04-02/25). The report clearly articulated the design

principles for the future subdivision of the land notably a road connection to Brennand Road and Hidden Valley Close.

4. 2 April 2025 – Environmental Protection Authority determination that no assessment of Amendment No. 22 was required under Part IV of the *Environment Protection Act 1986*.
5. 22 July 2025 – Council approval of Amendment No. 22 having considered submissions received (item DEV 02-07/25).
6. 14 January 2026 – Ministerial approval of Amendment No. 22.
7. 5 February 2026 – Ministerial approval of the Local Planning Strategy showing the land as 'rural residential'.
8. 20 April 2026 – WA Planning Commission subdivision approval for 38 (1 hectare) lots.
9. 23 June 2026 – Council approval of new road name (item DEV 03-06/26).
10. 25 August 2025 – Council approval of the road dedication of Reserve 45038, Hidden Valley Close (item DEV 02-08/26).

Regarding property values, the claim is unsubstantiated and, in any event, property value is not a relevant planning consideration in itself. Council's role is not to determine whether a planning proposal may affect property values, but whether it would adversely affect the amenity of the locality. The amenity issues have already been considered, as outlined above.

STATUTORY ENVIRONMENT

Section 56 of the *Land Administration Act 1997* (LAA) enables a local government to request the Minister for Lands to dedicate land as road, as follows:

56. Dedication of land as road

(1) *If in the district of a local government –*

- (a) *land is reserved or acquired for use by the public, or is used by the public, as a road under the care, control and management of the local government;*
and that land is described in a plan of survey, sketch plan or document, the local government may request the Minister to dedicate that land as a road.

Further the Department for Planning, Lands and Heritage (DPLH) have confirmed the statutory requirements applying to the proposed dedication and the request to cancel Reserve 54384 and its subsequent dedication as road will be under section 56(1)(a) of the LAA.

DPLH will commence the due diligence referrals process seeking comments and statutory approvals upon receiving the requirements outlined below pursuant to sections 56(2) and (56(4) of the LAA and Regulation 8 of the *Land Administration Regulations 1998*:

1. Written confirmation that the local government has resolved to make the request to dedicate the road.
2. Plan of survey, sketch plan or document to describe the dimensions of the proposed road.
3. Copy of advertisement to dedicate the road and copies of comments, objections and submissions received.
4. Any other consultation with adjoining landowners/interest holders and services/utilities.
5. Indemnification of the Minister for Lands against claim for compensation.

It is important to note that the ultimate determination whether the land is dedicated as road rests with the Minister under the LAA. Council is not making the dedication but simply deciding whether to *request* it.

Further to the above the Shire has received legal advice and additionally the developer has provided its own legal advice, which is contained in Confidential Attachment 4.

In summary the advice considers that the Shire may validly request the Minister dedicate the ROW as a road under section 56(1)(a) as the ROW:

- a. constitutes land “reserved...for use by the public...as a road”; and
- b. is land under the care, control and management of the Shire as an otherwise unvested facility.

POLICY IMPLICATIONS

Nil.

FINANCIAL/RESOURCE IMPLICATIONS

Nil.

STRATEGIC IMPLICATIONS

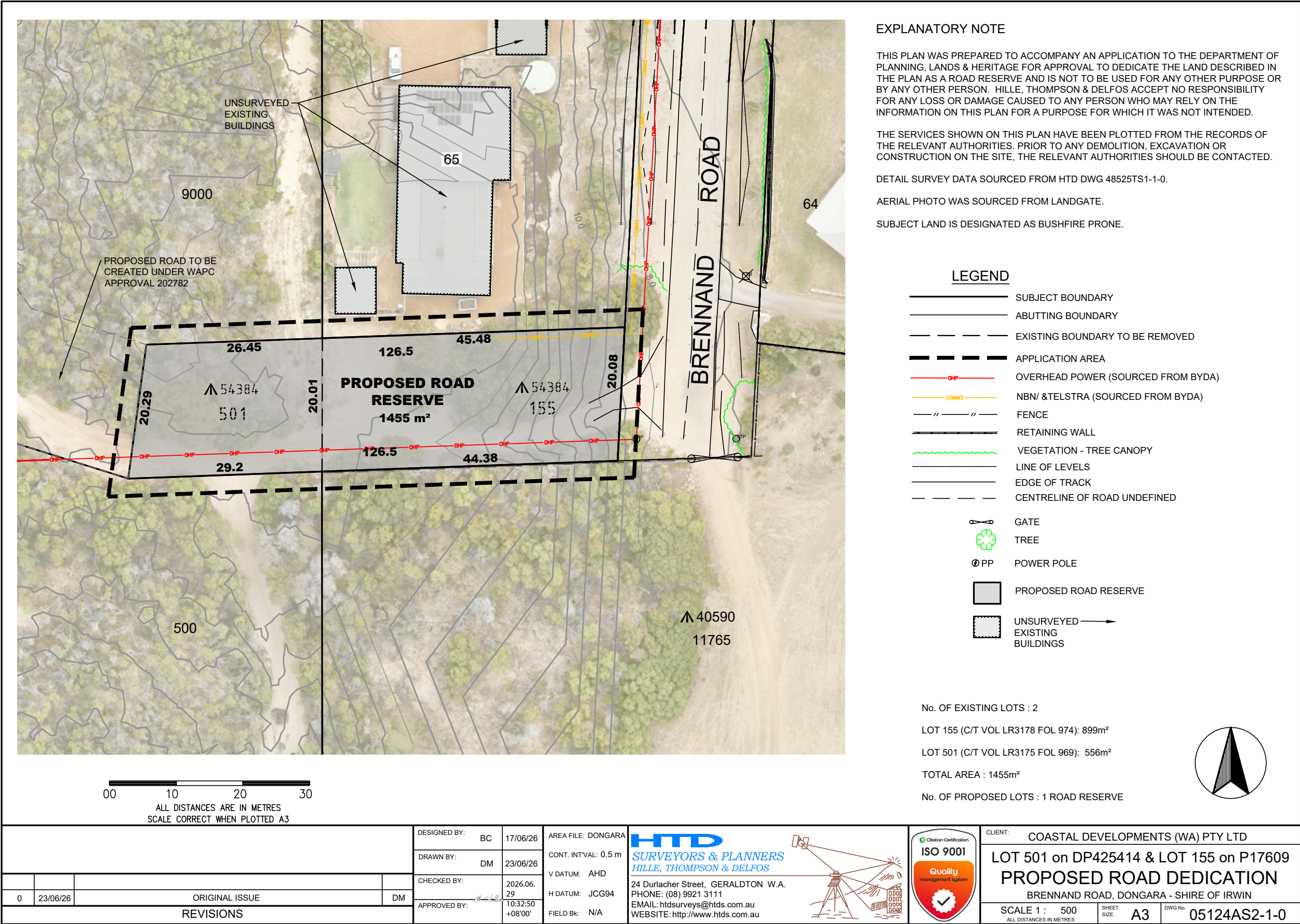
Our Brilliant Future – Strategic Community Plan 2021 - 2031

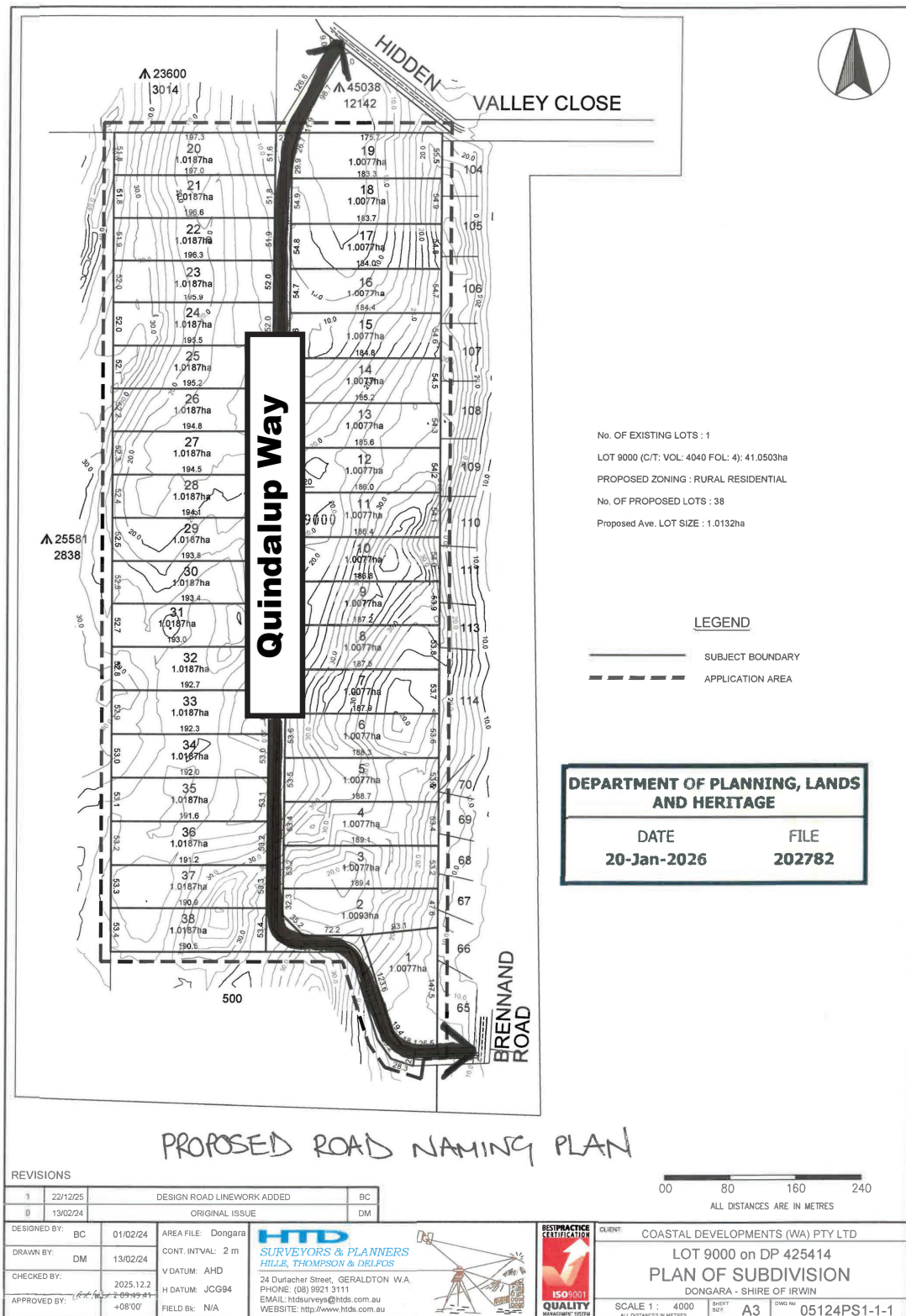
Goal 1.1 The community has access to suitable community spaces, vibrant events and relevant services

Strategy 1.1.3 Support appropriate community transport options

ATTACHMENTS

1. Proposed Road Dedication Plan [↓](#)
2. Subdivision and Road Naming Plan [↓](#)
3. Objecting Submissions - *Confidential*
4. Legal Advice - *Confidential*





10.3 Community Development Reports

Nil

10.4 Operations Reports

Nil

10.5 Office of the CEO Reports

Nil

10.6 Committees Reports

Nil

Items 12 - 15 will be dealt with at the Ordinary Council Meeting being held on Tuesday 27 October 2026.

11 Motions of Which Previous Notice Has Been Given

Nil

12 Questions by Members of which due Notice has been given

13 Urgent Business Approved by the Person Presiding or by Decision

14 Matters for which Meeting was Closed to the Public

14.1 CEO Performance Review

Decisions made while Meeting was Closed to the Public

15 Closure

There being no further business, the Presiding Member closed the Agenda Forum at [enter time](#).