Shire of Cunderdin

Ordinary Council Meeting Minutes

Dear Council Member,

The Ordinary Meeting of the Cunderdin Shire Council was held on **Tuesday 29 September 2026** in the Cunderdin Shire Council Chambers, WA, 6407 **commencing at 6.02pm.**

Stuart Hobley
Chief Executive Officer

29 September 2026

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1 Declaration of Opening

The Deputy Shire President declared the meeting open at 6.02pm.

The Shire of Cunderdin disclaimer was read aloud by Cr A Smith.

Local Government Act 1995 Part 5 Division 2 Section 5.25 and *Local Government (Administration) Regulations 1996 Regulation 13*.

"No responsibility whatsoever is implied or accepted by the Shire of Cunderdin for any act, omission or statement or intimation occurring during this meeting. It is strongly advised that persons do not act on what is heard at this Meeting and should only rely on written confirmation of Council's decisions, which will be provided within ten working days of this meeting".

2 Record of Attendance, Apologies and Approved Leave of Absence

2.1 Record of attendance

Councillors

Cr A (Tony) Smith	Deputy Shire President
Cr B (Bernie) Daly	
Cr J (Joanne) Fulwood	
Cr S (Samantha) Pimlott	
Cr N (Natalie) Snooke	

In Attendance

Stuart Hobley	Chief Executive Officer
Kay Squibb	Deputy Chief Executive Officer

Guests of Council

Nil.

Members of the Public

Nil.

2.2 Apologies

Nil.

2.3 Leave of Absence Previously Granted

Cr AE (Alison) Harris	Shire President
Cr TE (Todd) Harris	

3 Public Question Time

Nil.

4 Petitions, Deputations & Presentations

Nil.

5 Applications for Leave of Absence

Nil.

6 Confirmation of the Minutes of Previous Meetings

6.1 Minutes of Ordinary Council Meeting held 19 August 2026

Attachment 6.1.1 - Unconfirmed Minutes OCM – 19 August 2026 – Public Copy

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Resolution 6.1

Moved Cr B Daly Seconded Cr S Pimlott

1. That the Minutes of the Ordinary Council Meeting held on Wednesday 19 August 2026 be confirmed as a true and correct record.
2. The Deputy President to sign the minute declaration on the previous minutes.

Vote – Simple majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

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7 Declaration of Members and Officers Interests

Cr A Smith declared an Impartiality Interest in item 9.12 Cunderdin Memorial Rose Garden as the applicant is a closely associated person.

Cr B Daly declared an Impartiality Interest in item 9.17 Community Grant Applications as a member of an organisation who has submitted an application.

Cr N Snooke declared an Impartiality Interest in item 9.17 Community Grant Applications as a member of an organisation who has submitted an application.

CEO Stuart Hobley declared an Impartiality Interest in item 9.17 Community Grant Applications as a member of an organisation who has submitted an application.

8 Announcements by Deputy President without Discussion

Nil.

9 Finance and Administration

9.1 Financial Reports for August 2026

Location:	Shire of Cunderdin
Applicant:	N/A
Date:	17 September 2026
Author:	Kay Squibb, Deputy Chief Executive Officer
Item Approved by:	Stuart Hobley, Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Attachment 9.1.1 - August 2026 Financial Report

Proposal/Summary

The financial reports as at 31 August 2026 are presented for the Council's consideration.

Background

The *Local Government (Financial Management) Regulations 1996* require a statement of financial activity to be prepared each month and prescribe the contents of that report and accompanying documents. The report is to be presented at an Ordinary Council Meeting within two months after the end of the month to which the report relates.

Comment

In accordance with the *Local Government (Financial Management) Regulations 1996*, Council is required each financial year to adopt a percentage or value to be used in the Statement of Financial Activity for reporting material variances. As part of the 2026/27 budget adoption process, Council endorsed a material variance threshold of 10% or $10,000, whichever is the greater.

The financial report is presented prior to the completion of all 2025/26 year-end adjustments and audit processes and as a result, the opening balances contained in the statement of financial activity are preliminary and may be subject to change as part of the finalisation of the annual financial statements.

Consultation

Stuart Hobley, Chief Executive Officer

Statutory Environment

Local Government Act 1995
s6.4 Financial report

Local Government (Financial Management) Regulations 1996
r34. Financial activity statement required each month

Policy Implications

Nil.

Financial Implications

The report represents the financial position of the Shire at the end of each reporting period.

Strategic Implications

Shire of Cunderdin Integrated Strategic Plan 2026-2036
4. CIVIC LEADERSHIP
4.1 Implement systems and processes that meet legislative and audit obligations

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Resolution 9.1

Moved Cr S Pimlott Seconded Cr J Fulwood

That Council receives the monthly financial reports for the period ending 31 August 2026.

Vote – Simple majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

9.2 Accounts Paid August 2026

Location:	Shire of Cunderdin
Applicant:	N/A
Date:	17 September 2026
Author:	Kay Squibb, Deputy Chief Executive Officer
Item Approved By:	Stuart Hobley, Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Attachment 9.2.1 - List of Payments August 2026 Attachment 9.2.2 - Credit Card Purchases August 2026

Proposal/Summary

Council to consider the list of payments for during August 2026.

Background

The *Local Government (Financial Management) Regulations 1996* prescribe that a list of accounts paid under delegated authority by the CEO is to be prepared each month, providing sufficient information to identify the transactions. The list is to be presented to the Council at the next Ordinary Council Meeting after the list is prepared and recorded in the minutes of that meeting.

Comment

A summary of the total payments made during the month are:

August 2026

Total Municipal fund -	$639,480.10
Total Trust fund -	$0.00
Total Credit Cards -	$2,334.11
TOTAL	$641,814.21

Consultation

Stuart Hobley, Chief Executive Officer

Statutory Environment

Local Government (Financial Management) Regulations 1996

r13. Lists of accounts

(1) If the local government has delegated authority 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.

r13A. Payments by employees via purchasing cards

(1) If a local government has authorised an employee to use a credit, debit or other purchasing card, a list of payments made using the card must be prepared each month showing the following for each payment made since the last such list was prepared —

(a) the payee's name;

(b) the amount of the payment;

(c) the date of the payment;

(d) sufficient information to identify the payment.

Policy Implications

Nil.

Financial Implications
All financial implications are contained within the reports.

Strategic Implications
Shire of Cunderdin Integrated Strategic Plan 2026-2036
4. CIVIC LEADERSHIP
4.1 Implement systems and processes that meet legislative and audit obligations

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Resolution 9.2

Moved Cr B Daly Seconded Cr N Snooke

That Council receive the list of payments made for the period ending 31 August 2026, as listed below:

Municipal fund	
Electronic Funds Transfer: EFT10853 to EFT10962	$594,844.88
Cheques: 12068 to 12073	$18,412.10
Direct Debits (inc. Bank Charges):	$26,223.12
Trust fund	$0.00
Credit Cards	$2,334.11
TOTAL	$641,814.21

Vote – Simple majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

9.3 Council Investments August 2026

Location:	Shire of Cunderdin
Applicant:	N/A
Date:	17 September 2026
Author:	Kay Squibb, Deputy Chief Executive Officer
Item Approved By:	Stuart Hobley, Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Attachment 9.3.1 - CCCT Bank Statements August 2026

Proposal/Summary

To inform Council of its investments as at 31 August 2026.

Background

The authority to invest money held in any Council fund is delegated to the Chief Executive Officer. Council funds may be invested in one or more of the following:

- Fixed Deposits;
- Commercial Bills;
- Government bonds; and
- Other Short-term Authorised Investments.

Council funds are to be invested with the following financial institutions:

- Major Banks & Bonds Issued by Government and/ or Government Authorities.

Comment

In addition to the Shire's operating accounts, the investment accounts below are held as at 31 August 2026.

COUNCIL ACCOUNTS					
Institution	**Amount**	**Investment type/ Account details**	**Municipal Funds**	**Reserve Funds**	**Trust Funds**
Westpac Bank	$2,935,954.64	Municipal Fund 000030	$2,935,954.64		
Bendigo Bank	$193,184.56	Municipal Fund 155971377	$193,184.56		
Bendigo Bank	$0.00	Bendigo Trust Account 164488686			$0.00
Westpac Bank	$0.00	Trust Working Account 122981			$0.00
Westpac Bank	$0.00	Business Cash Reserve 223647 0.45%		$0.00	
Bendigo Bank	$1,804,899.59	Term Deposit 5.00% Matures 18 Dec 2026		$1,804,899.59	
TOTAL INVESTMENTS	$4,934,038.79		$3,129,139.20	$1,804,899.59	$0.00

Separately to the above Council funds the Shire administers the following accounts as Trustee of the Cunderdin Community Centre Trust, being Bendigo Term Deposits and a Westpac operating account with a current balance of $8,190.26.

The Westpac operating account has had no further transactions since August 2025, however the Term Deposits matured on 4 May 2026. Interest earned on the term deposits has been reinvested into the Interest Account, and both have been invested for 6 months at 5.15%, maturing on 4 November 2026.

CUNDERDIN COMMUNITY TRUST
~ INTEREST ACCOUNT ~
31 August 2026

Bendigo Term Deposit# 5424726
Maturing 4 November 2026 (5.15%)

Opening Balance as per Term Deposit		$296,098.04
INCOMING	Interest earned – interest account	$0.00
	Interest earned – capital account	$0.00
	Total interest	**$0.00**
OUTGOING		0.00
Balance at end of month		**$296,098.04**

CUNDERDIN COMMUNITY TRUST
~ CAPITAL ACCOUNT ~
31 August 2026

Bendigo Term Deposit# 5424728
Maturing 4 November 2026 (5.15%)

Opening Balance as per Term Deposit		$369,862.05
INCOMING	Interest on maturity of investment	$0.00
OUTGOING	Transfer to interest account	$0.00
Balance at end of month		**369,862.05**

Consultation
Nil.

Statutory Implications
Local Government Act 1995
s6.14 Power to invest

Local Government (Financial Management)
r19 Investments, control procedures for
r19C Investment of money, restrictions on (Act s. 6.14(2)(a))

Policy Implications
Nil.

Financial Implications
There are no financial implications in considering this item, for information only.

Strategic Implications
Shire of Cunderdin Integrated Strategic Plan 2026-2036
4. CIVIC LEADERSHIP
4.1 Implement systems and processes that meet legislative and audit obligations

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Resolution 9.3
Moved Cr B Daly Seconded Cr N Snooke

That the report on Council investments as at 31 August 2026 be received.

Vote – Simple majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

9.4 Local Law Review – Cemetery Local Law 2015 & Cemetery Amendment Local Law 2016

Location:	Shire of Cunderdin
Applicant:	N/A
Date:	1 September 2026
Author:	Brooke Davidson, Executive Assistant
Item Approved by:	Stuart Hobley, Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Attachment 9.4.1 - Cunderdin Cemetery Local Law 2015 Attachment 9.4.2 - Cunderdin Cemetery Amendment Local Law 2016

Proposal/Summary

That Council consider the Cemetery Local Law 2015 and the Cemetery Amendment Local Law 2016 to determine the appropriate outcome as part of the Shire's review of its Local Laws.

The purpose of the Shire of Cunderdin Cemetery Local Law 2015 and the Cemetery Amendment Local Law 2016 is to provide for the orderly management of those Cemeteries in accordance with established plans and to create offences for inappropriate behaviour within cemetery grounds.

The effect of the Shire of Cunderdin Cemetery Local Law 2015 and the Cemetery Amendment Local Law 2016 is that all persons in the administration of the cemeteries, burying deceased in the cemeteries, or otherwise providing services to or making use or the cemeteries, are to comply with the provisions of this Local Law.

Background

Section 3.16 of the *Local Government Act 1995* requires that all local laws must be reviewed within a 15-year period after their commencement to determine if they should remain unchanged, be repealed, or amended. The 15-year period is taken from either when the local law commenced or when the last review of the local law was completed.

As part of the Local Government reforms and implementation of the *Local Government Amendment Act 2024*, the Shire of Cunderdin is now required to review all local laws within a two-year period, prior to 7th December 2026, unless a review occurred within the last 8 years.

At Councils Ordinary Meeting in June 2026, Council resolved to:

1. *Gives local public notice stating that the Shire proposes to review its local laws under section 3.16 of the Local Government Act 1995 as per the following timeframe –*

Local Law	***Review Timeframe***
Cemetery Local Law 2015 (amended 2016)	*Review to be brought back to Council within 3 months.*
Pest Plants Local Law 2015	*Review to be brought back to Council within 3 months.*
Local Government Property Local Law 2015 (amended 2016)	*Review to be brought back to Council within 6 months.*
Thoroughfares and Public Places Amended Local Law 2015 (amended 2016)	*Review to be brought back to Council within 6 months.*
Extractive Industries Local Law 2011	*Review to be brought back to Council within 6 months.*
Health Local Law 2016	*Review to be brought back to Council within 9 months.*
Animals, Environment and Nuisance Local Law 2016	*Review to be brought back to Council within 9 months.*
Dogs Local Law 2015	*Review to be brought back to Council within 9 months.*

2. *Notes that a copy of the local laws may be inspected or obtained at the Shire offices or from its website;*

3. *Advises that submissions about local laws may be made to the Shire before a day to be specified in the notice, being a day that is not less than six (6) weeks after the notice is given; and*
4. *Notes that the results of the above advertising are to be presented to Council for consideration of any submissions received.*

Comments

Council advertised all its Local Laws in accordance with regulations and the June 2026 Council meeting. Council advertised the Local Laws through the following means:

- Website
- Social Media
- Noticeboard
- Bandicoot

Council, on closing of the advertising period of 31 July 2026, didn't receive any submissions for the Local Law.

Consultation

Community consultation – Local Public Notice
Chief Executive Officer, Stuart Hobley

Statutory Implications

Local Government Act 1995
Division 2 — Legislative functions of local governments
Subdivision 1 — Local laws made under this Act

3.16. Periodic review of local laws

(1) Within a period of 15 years after the day on which a local law commenced or a determination in respect of the local law was last made under subsection (4), as the case requires, a local government must carry out a review of the local law to determine whether it considers that the local law should be repealed, be amended or remain unchanged.

(2) The local government is to give local public notice stating that —
  (a) the local government proposes to review the local law; and
  (b) a copy of the local law may be inspected or obtained at any place specified in the notice; and
  (c) submissions about the local law may be made to the local government before a day to be specified in the notice, being a day that is not less than 6 weeks after the notice is given.

[(2a) deleted]

(3) After the last day for submissions, the local government is to consider any submissions made and cause a report of the review to be prepared and submitted to its council.

(4) After the report has been submitted to its council, the local government must determine* whether it considers that the local law should be repealed, be amended or remain unchanged.

(5) If no determination is made under subsection (4) within the applicable 15-year period under subsection (1), the local law is repealed at the end of that period.

(6) If a local law is repealed by subsection (5), the local government must, not later than 14 days after the end of the applicable 15-year period —
  (a) give notice of the repeal to —
    (i) the Departmental CEO; and
    (ii) if a department of the Public Service other than the Department assists in the administration of an Act under which the local law was made — the chief executive officer of that other department; and
  (b) publish notice of the repeal in the Gazette; and
  (c) give local public notice of the repeal.

(7) If different provisions of a local law commenced on different days, the local law is taken, for the purposes of this section, to have commenced on the earliest of those days.

(8) This section does not apply to a local law if all it does is amend the text of, or repeal, a local law.

[Section 3.16 amended: No. 64 of 1998 s. 7; No. 49 of 2004 s. 24; No. 16 of 2019 s. 9; No. 47 of 2024 s. 20.]
* Absolute majority required.

Policy Implications
Nil.

Financial Implications
There are costs associated with the review, advertising for public comment, amendment and/or making of existing or new local laws and their eventual Gazettal.

Cost for the amendment of existing local laws or the making of new ones will become apparent throughout the review process.

Strategic Implications
Shire of Cunderdin Integrated Strategic Plan 2026-2036
4. CIVIC LEADERSHIP
4.1 Implement systems and processes that meet legislative and audit obligations

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Resolution 9.4
Moved Cr J Fulwood Seconded Cr B Daly

That Council:
1. Notes that the statutory review and public advertising process for the Shire of Cunderdin Cemetery Local Law 2015 and the Cemetery Amendment Local Law 2016 has been undertaken, with no submissions received during the advertising period; and
2. Resolves to retain the Local Law in its current form as presented and finalises the review process pursuant to section 3.16(4) of the *Local Government Act 1995*.

Vote – Absolute majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

9.5 Local Law Review - Animals, Environment and Nuisance Local Law 2016

Location:	Shire of Cunderdin
Applicant:	N/A
Date:	1 September 2026
Author:	Brooke Davidson, Executive Assistant
Item Approved by:	Stuart Hobley, Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Attachment 9.5.1 - Shire of Cunderdin Animals, Environment and Nuisance Local Law 2016 Attachment 9.5.2 - Draft Shire of Cunderdin Animals, Environment and Nuisance Local Law 2026

Proposal/Summary

That Council consider the Animals, Environment and Nuisance Local Law 2016, to determine the appropriate outcome as part of the Shire's review of its Local Laws.

The purpose of the Shire of Cunderdin Animals, Environment and Nuisance Local Law 2016 is to provide for the regulation, control and management of animals and the prevention of environmental damage and nuisances within the district.

The effect of the Shire of Cunderdin Animals, Environment and Nuisance Local Law 2016 is to establish the requirements with which any person keeping animals, or undertaking activities that have the potential to impact the environment or create nuisance must comply.

Background

Section 3.16 of the *Local Government Act 1995* requires that all local laws must be reviewed within a 15-year period after their commencement to determine if they should remain unchanged, be repealed, or amended. The 15-year period is taken from either when the local law commenced or when the last review of the local law was completed.

As part of the Local Government reforms and implementation of the *Local Government Amendment Act 2024*, the Shire of Cunderdin is now required to review all local laws within a two-year period, prior to 7th December 2026, unless a review occurred within the last 8 years.

At Councils Ordinary Meeting in June 2026, Council resolved to:

1. *Gives local public notice stating that the Shire proposes to review its local laws under section 3.16 of the Local Government Act 1995 as per the following timeframe –*

Local Law	***Review Timeframe***
Cemetery Local Law 2015 (amended 2016)	*Review to be brought back to Council within 3 months.*
Pest Plants Local Law 2015	*Review to be brought back to Council within 3 months.*
Local Government Property Local Law 2015 (amended 2016)	*Review to be brought back to Council within 6 months.*
Thoroughfares and Public Places Amended Local Law 2015 (amended 2016)	*Review to be brought back to Council within 6 months.*
Extractive Industries Local Law 2011	*Review to be brought back to Council within 6 months.*
Health Local Law 2016	*Review to be brought back to Council within 9 months.*
Animals, Environment and Nuisance Local Law 2016	*Review to be brought back to Council within 9 months.*
Dogs Local Law 2015	*Review to be brought back to Council within 9 months.*

2. *Notes that a copy of the local laws may be inspected or obtained at the Shire offices or from its website;*
3. *Advises that submissions about local laws may be made to the Shire before a day to be specified in the notice, being a day that is not less than six (6) weeks after the notice is given; and*
4. *Notes that the results of the above advertising are to be presented to Council for consideration of any submissions received.*

At Councils Ordinary Meeting in April 2020, Council resolved to:

Resolution 10.1 – Animals, Environment and Nuisances Local Law – Proposed Suspension of the Shire of Cunderdin Animals, Environment and Nuisances Local Law and provisions within

That Council approve the suspension of Part 4, Division 2, Section 4.4 of the Shire of Cunderdin "Animals, Environment and Nuisances Local Law 2016", subject to legal advice, confirming the legal ability of the Shire of Cunderdin to suspend this section of the Local Law.

Comments

Council advertised all of its Local Laws in accordance with regulations and the June 2026 Council meeting. Council advertised the Local Laws through the following means:

- Website
- Social Media
- Noticeboard
- Bandicoot

Council, on closing of the advertising period of 31 July 2026, didn't receive any submissions for the Local Law.

Consultation

Community consultation – Local Public Notice
Chief Executive Officer, Stuart Hobley
Building & Health Officer, Tim Jurmann

Statutory Implications

Local Government Act 1995
Division 2 — Legislative functions of local governments
Subdivision 1 — Local laws made under this Act

3.5 Legislative power of local governments

(1) A local government may make local laws under this Act prescribing all matters that are required or permitted to be prescribed by a local law, or are necessary or convenient to be so prescribed, for it to perform any of its functions under this Act.

(2) A local law made under this Act does not apply outside the local government's district unless it is made to apply outside the district under section 3.6.

(3) The power conferred on a local government by subsection (1) is in addition to any power to make local laws conferred on it by any other Act.

(4A) Nothing in the Building Act 2011 prevents a local government from making local laws under this Act about building work, demolition work, a standard for the construction or demolition of buildings or incidental structures, or the use and maintenance of, and requirements in relation to, existing buildings or incidental structures, as those terms are defined in section 3 of that Act.

(4B) Nothing in the Health (Miscellaneous Provisions) Act 1911 or the Public Health Act 2016 prevents a local government from making local laws under this Act about matters relating to public health (as defined in the Public Health Act 2016 section 4(1)).

(4) Regulations may set out —

(a) matters about which, or purposes for which, local laws are not to be made; or
(b) kinds of local laws that are not to be made, and a local government cannot make a local law about such a matter, or for such a purpose or of such a kind.

(5) Regulations may set out such transitional arrangements as are necessary or convenient to deal with a local law ceasing to have effect because the power to make it has been removed by regulations under subsection (4).
[Section 3.5 amended: No. 64 of 1998 s. 5; No. 24 of 2011 s. 166(2); No. 19 of 2016 s. 166.]

3.8 Local laws may adopt codes etc.

(1) A local law made under this Act may adopt the text of —
(a) any model local law, or amendment to it, published under section 3.9; or
(b) a local law of any other local government; or
(c) any code, rules, specifications, or standard issued by Standards Australia or by such other body as is specified in the local law.

(2) The text may be adopted —
(a) wholly or in part; or
(b) as modified by the local law; or
(c) as it exists at a particular date or, except if the text of a model local law is being adopted, as amended from time to time.

(3) The adoption may be direct, by reference made in the local law, or indirect, by reference made in any text that is itself directly or indirectly adopted.
[Section 3.8 amended: No. 74 of 2003 s. 79.]

3.12 Procedure for making local laws

(1) In making a local law a local government is to follow the procedure described in this section, in the sequence in which it is described.

(2A) Despite subsection (1), a failure to follow the procedure described in this section does not invalidate a local law if there has been substantial compliance with the procedure.

(2) At a council meeting the person presiding is to give notice to the meeting of the purpose and effect of the proposed local law in the prescribed manner.

(3) Subject to subsection (3A), the local government is to —
(a) give local public notice stating that —
(i) the local government proposes to make a local law the purpose and effect of which is summarised in the notice; and
(ii) a copy of the proposed local law may be inspected or obtained at any place specified in the notice; and
(iii) submissions about the proposed local law may be made to the local government before a day to be specified in the notice, being a day that is not less than 6 weeks after the notice is given; and
(b) as soon as the notice is given, give a copy of the proposed local law and a copy of the notice to —
(i) the Departmental CEO; and
(ii) if a department of the Public Service other than the Department assists in the administration of an Act under which the local law is proposed to be made — the chief executive officer of that other department; and
(c) provide a copy of the proposed local law, in accordance with the notice, to any person requesting it.

(3A) The local government may, at the council meeting referred to in subsection (2), determine to proceed under subsection (3C) instead of subsection (3) if all the proposed local law would do is adopt, wholly and without modification —
(a) a model local law; or
(b) a model local law except certain provisions that the local government determines, at the council meeting referred to in subsection (2), are not relevant to the local government and the district.

(3B) In subsection (3A)(a) and (b), references to a model local law include an amendment of a model local law.

(3C) If the local government determines to proceed under this subsection, the local government must —
(a) publish a notice on the local government's official website stating that —
(i) the local government proposes to make a local law the purpose and effect of which is summarised in the notice; and
(ii) a copy of the proposed local law may be inspected or obtained at any place specified in the notice; and
(iii) submissions about the proposed local law may be made to the local government before a day to be specified in the notice, being a day that is not less than 3 weeks after the notice is published; and
(b) as soon as the notice is published, give a copy of the notice to —
(i) the Departmental CEO; and
(ii) if a department of the Public Service other than the Department assists in the administration of an Act under which the local law is proposed to be made — the chief executive officer of that other department; and
(c) provide a copy of the proposed local law, in accordance with the notice, to any person requesting it.

(4) After the last day for submissions under subsection (3) or (3C) (as the case requires), the local government is to consider any submissions made and may make the local law* as proposed or make a local law* that is not significantly different from what was proposed.

* Absolute majority required.

(5) After making a local law, the local government must —
(a) publish the local law in the Gazette; and
(b) give a copy of the local law to —
(i) the Departmental CEO; and
(ii) if a department of the Public Service other than the Department assists in the administration of an Act under which the local law is made — the chief executive officer of that other department.

(6) After the local law has been published in the Gazette the local government is to give notice in the required way —
(a) stating the title of the local law; and
(b) summarising the purpose and effect of the local law (specifying the day on which it comes into operation); and
(c) advising that the local law is published on the local government's official website and that copies of the local law may be inspected at or obtained from the local government's office.

(6A) For the purposes of subsection (6), the required way for giving a notice is as follows —
(a) if the local government proceeded under subsection (3) — by local public notice;
(b) if the local government proceeded under subsection (3C) — by notice published on the local government's official website.

(7) The Minister may give directions to local governments requiring them to provide to the Parliament copies of local laws they have made and any explanatory or other material relating to them.

(8) In this section —
making in relation to a local law, includes making a local law to amend the text of, or repeal, a local law.

[Section 3.12 amended: No. 1 of 1998 s. 8; No. 64 of 1998 s. 6; No. 49 of 2004 s. 16(4) and 23; No. 26 of 2016 s. 5; No. 16 of 2019 s. 8; No. 47 of 2024 s. 19.]

Any consequential amendments to the Shire's local laws must then be undertaken using the process set out in s3.12 of the Act.

3.16. Periodic review of local laws

(1) Within a period of 15 years after the day on which a local law commenced or a determination in respect of the local law was last made under subsection (4), as the case requires, a local government must carry out a review of the local law to determine whether it considers that the local law should be repealed, be amended or remain unchanged.

(2) The local government is to give local public notice stating that —
  (a) the local government proposes to review the local law; and
  (b) a copy of the local law may be inspected or obtained at any place specified in the notice; and
  (c) submissions about the local law may be made to the local government before a day to be specified in the notice, being a day that is not less than 6 weeks after the notice is given.

[(2a) deleted]

(3) After the last day for submissions, the local government is to consider any submissions made and cause a report of the review to be prepared and submitted to its council.

(4) After the report has been submitted to its council, the local government must determine* whether it considers that the local law should be repealed, be amended or remain unchanged.

(5) If no determination is made under subsection (4) within the applicable 15-year period under subsection (1), the local law is repealed at the end of that period.

(6) If a local law is repealed by subsection (5), the local government must, not later than 14 days after the end of the applicable 15-year period —
  (a) give notice of the repeal to —
    (i) the Departmental CEO; and
    (ii) if a department of the Public Service other than the Department assists in the administration of an Act under which the local law was made — the chief executive officer of that other department; and
  (b) publish notice of the repeal in the Gazette; and
  (c) give local public notice of the repeal.

(7) If different provisions of a local law commenced on different days, the local law is taken, for the purposes of this section, to have commenced on the earliest of those days.

(8) This section does not apply to a local law if all it does is amend the text of, or repeal, a local law.

[Section 3.16 amended: No. 64 of 1998 s. 7; No. 49 of 2004 s. 24; No. 16 of 2019 s. 9; No. 47 of 2024 s. 20.]

* Absolute majority required.

Policy Implications

Nil.

Financial Implications

There are costs associated with the review, advertising for public comment, amendment and/or making of existing or new local laws and their eventual Gazettal.

Cost for the amendment of existing local laws or the making of new ones will become apparent throughout the review process.

Strategic Implications

Shire of Cunderdin Integrated Strategic Plan 2026-2036

4. CIVIC LEADERSHIP

4.1 Implement systems and processes that meet legislative and audit obligations

Resolution 9.5

Moved Cr J Fulwood Seconded Cr N Snooke

That Council:

1. Notes that the statutory review and public advertising process for the Shire of Cunderdin Animals, Environment and Nuisance Local Law 2016 has been undertaken, with no submissions received during the advertising period.
2. Notes Council's resolution of the 2020 Ordinary Council Meeting to approve the suspension of Part 4, Division 2, Section 4.4 of the Animals, Environment and Nuisance Local Law 2016, subject to legal advice confirming the Shire's ability to suspend the provision.
3. Notes that the matter was referred to McLeods Barristers and Solicitors for legal review and advice.
4. Pursuant to section 3.16(4) of the *Local Government Act 1995*, resolves to repeal & replace the Animals, Environment and Nuisance Local Law 2016 with the Draft Animals, Environment and Nuisance Local Law 2026
5. Approves the Draft Animals, Environment and Nuisance Local Law 2026 for the purpose of public consultation and authorises the Chief Executive Officer to undertake the statutory advertising and public consultation process required under the *Local Government Act 1995* and associated regulations.
6. Requires that the Draft Animals, Environment and Nuisance Local Law 2026 be advertised in accordance with the statutory requirements, inviting public submissions on the proposed local law for a period of not less than six weeks.
7. Requires the Chief Executive Officer to present a further report to Council following the conclusion of the public consultation period, outlining any submissions received and recommending whether the Draft Animals, Environment and Nuisance Local Law 2026 should be adopted, amended or otherwise dealt with.

Vote – Absolute majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

9.6 Local Law Review – Extractive Industries Local Law 2011

Location:	Shire of Cunderdin
Applicant:	N/A
Date:	8 September 2026
Author:	Brooke Davidson, Executive Assistant
Item Approved by:	Stuart Hobley, Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Attachment 9.6.1 - Shire of Cunderdin Extractive Industries Local Law 2011 Attachment 9.6.2 - DRAFT - Shire of Cunderdin Extractive Industries Local Law Amendment 2026

Proposal/Summary

That Council consider the Extractive Industries Local Law 2011, to determine the appropriate outcome as part of the Shire's review of its Local Laws.

The purpose of the Shire of Cunderdin Extractive Industries Local Law 2011 is to establish requirements and conditions with which extractive industry proposals, within the district, must comply with.

The effect of the Shire of Cunderdin Extractive Industries Local Law 2011 is to provide for regulation, control and management of extractive industry proposals.

Background

Section 3.16 of the *Local Government Act 1995* requires that all local laws must be reviewed within a 15-year period after their commencement to determine if they should remain unchanged, be repealed, or amended. The 15-year period is taken from either when the local law commenced or when the last review of the local law was completed.

As part of the Local Government reforms and implementation of the *Local Government Amendment Act 2024*, the Shire of Cunderdin is now required to review all local laws within a two-year period, prior to 7th December 2026, unless a review occurred within the last 8 years.

At Councils Ordinary Meeting in June 2026, Council resolved to:

1. *Gives local public notice stating that the Shire proposes to review its local laws under section 3.16 of the Local Government Act 1995 as per the following timeframe –*

Local Law	***Review Timeframe***
Cemetery Local Law 2015 (amended 2016)	*Review to be brought back to Council within 3 months.*
Pest Plants Local Law 2015	*Review to be brought back to Council within 3 months.*
Local Government Property Local Law 2015 (amended 2016)	*Review to be brought back to Council within 6 months.*
Thoroughfares and Public Places Amended Local Law 2015 (amended 2016)	*Review to be brought back to Council within 6 months.*
Extractive Industries Local Law 2011	*Review to be brought back to Council within 6 months.*
Health Local Law 2016	*Review to be brought back to Council within 9 months.*
Animals, Environment and Nuisance Local Law 2016	*Review to be brought back to Council within 9 months.*
Dogs Local Law 2015	*Review to be brought back to Council within 9 months.*

2. *Notes that a copy of the local laws may be inspected or obtained at the Shire offices or from its website;*

3. *Advises that submissions about local laws may be made to the Shire before a day to be specified in the notice, being a day that is not less than six (6) weeks after the notice is given; and*
4. *Notes that the results of the above advertising are to be presented to Council for consideration of any submissions received.*

Comments

Council advertised all of its Local Laws in accordance with regulations and the June 2026 Council meeting. Council advertised the Local Laws through the following means:

- Website
- Social Media
- Noticeboard
- Bandicoot

Council, on closing of the advertising period of 31 July 2026, didn't receive any submissions for the Local Law.

Internal review was carried out on the Extractive Industries Local Law 2011. Joe Douglas, the Shires Town Planner has suggested some changes to the Local Law, which can be found in the attached Draft Amendment Local Law.

Consultation

Community consultation – Local Public Notice
Chief Executive Officer, Stuart Hobley
Joe Douglas, Town Planner

Statutory Implications

Local Government Act 1995
Division 2 — Legislative functions of local governments
Subdivision 1 — Local laws made under this Act

3.5 Legislative power of local governments

(1) A local government may make local laws under this Act prescribing all matters that are required or permitted to be prescribed by a local law, or are necessary or convenient to be so prescribed, for it to perform any of its functions under this Act.

(2) A local law made under this Act does not apply outside the local government's district unless it is made to apply outside the district under section 3.6.

(3) The power conferred on a local government by subsection (1) is in addition to any power to make local laws conferred on it by any other Act.

(4A) Nothing in the Building Act 2011 prevents a local government from making local laws under this Act about building work, demolition work, a standard for the construction or demolition of buildings or incidental structures, or the use and maintenance of, and requirements in relation to, existing buildings or incidental structures, as those terms are defined in section 3 of that Act.

(4B) Nothing in the Health (Miscellaneous Provisions) Act 1911 or the Public Health Act 2016 prevents a local government from making local laws under this Act about matters relating to public health (as defined in the Public Health Act 2016 section 4(1)).

(4) Regulations may set out —
 (a) matters about which, or purposes for which, local laws are not to be made; or
 (b) kinds of local laws that are not to be made, and a local government cannot make a local law about such a matter, or for such a purpose or of such a kind.

(5) Regulations may set out such transitional arrangements as are necessary or convenient to deal with a local law ceasing to have effect because the power to make it has been removed by regulations under subsection (4).
[Section 3.5 amended: No. 64 of 1998 s. 5; No. 24 of 2011 s. 166(2); No. 19 of 2016 s. 166.]

3.8 Local laws may adopt codes etc.

(1) A local law made under this Act may adopt the text of —
  (a) any model local law, or amendment to it, published under section 3.9; or
  (b) a local law of any other local government; or
  (c) any code, rules, specifications, or standard issued by Standards Australia or by such other body as is specified in the local law.

(2) The text may be adopted —
  (a) wholly or in part; or
  (b) as modified by the local law; or
  (c) as it exists at a particular date or, except if the text of a model local law is being adopted, as amended from time to time.

(3) The adoption may be direct, by reference made in the local law, or indirect, by reference made in any text that is itself directly or indirectly adopted.
[Section 3.8 amended: No. 74 of 2003 s. 79.]

3.12 Procedure for making local laws

(1) In making a local law a local government is to follow the procedure described in this section, in the sequence in which it is described.

(2A) Despite subsection (1), a failure to follow the procedure described in this section does not invalidate a local law if there has been substantial compliance with the procedure.

(2) At a council meeting the person presiding is to give notice to the meeting of the purpose and effect of the proposed local law in the prescribed manner.

(3) Subject to subsection (3A), the local government is to —
  (a) give local public notice stating that —
    (i) the local government proposes to make a local law the purpose and effect of which is summarised in the notice; and
    (ii) a copy of the proposed local law may be inspected or obtained at any place specified in the notice; and
    (iii) submissions about the proposed local law may be made to the local government before a day to be specified in the notice, being a day that is not less than 6 weeks after the notice is given; and
  (b) as soon as the notice is given, give a copy of the proposed local law and a copy of the notice to —
    (i) the Departmental CEO; and
    (ii) if a department of the Public Service other than the Department assists in the administration of an Act under which the local law is proposed to be made — the chief executive officer of that other department; and
  (c) provide a copy of the proposed local law, in accordance with the notice, to any person requesting it.

(3A) The local government may, at the council meeting referred to in subsection (2), determine to proceed under subsection (3C) instead of subsection (3) if all the proposed local law would do is adopt, wholly and without modification —
  (a) a model local law; or
  (b) a model local law except certain provisions that the local government determines, at the council meeting referred to in subsection (2), are not relevant to the local government and the district.

(3B) In subsection (3A)(a) and (b), references to a model local law include an amendment of a model local law.

(3C) If the local government determines to proceed under this subsection, the local government must —
  (a) publish a notice on the local government's official website stating that —
    (i) the local government proposes to make a local law the purpose and effect of which is summarised in the notice; and
    (ii) a copy of the proposed local law may be inspected or obtained at any place specified in the notice; and

(iii) submissions about the proposed local law may be made to the local government before a day to be specified in the notice, being a day that is not less than 3 weeks after the notice is published; and

(b) as soon as the notice is published, give a copy of the notice to —

(i) the Departmental CEO; and

(ii) if a department of the Public Service other than the Department assists in the administration of an Act under which the local law is proposed to be made — the chief executive officer of that other department; and

(c) provide a copy of the proposed local law, in accordance with the notice, to any person requesting it.

(4) After the last day for submissions under subsection (3) or (3C) (as the case requires), the local government is to consider any submissions made and may make the local law* as proposed or make a local law* that is not significantly different from what was proposed.

* Absolute majority required.

(5) After making a local law, the local government must —

(a) publish the local law in the Gazette; and

(b) give a copy of the local law to —

(i) the Departmental CEO; and

(ii) if a department of the Public Service other than the Department assists in the administration of an Act under which the local law is made — the chief executive officer of that other department.

(6) After the local law has been published in the Gazette the local government is to give notice in the required way —

(a) stating the title of the local law; and

(b) summarising the purpose and effect of the local law (specifying the day on which it comes into operation); and

(c) advising that the local law is published on the local government's official website and that copies of the local law may be inspected at or obtained from the local government's office.

(6A) For the purposes of subsection (6), the required way for giving a notice is as follows —

(a) if the local government proceeded under subsection (3) — by local public notice;

(b) if the local government proceeded under subsection (3C) — by notice published on the local government's official website.

(7) The Minister may give directions to local governments requiring them to provide to the Parliament copies of local laws they have made and any explanatory or other material relating to them.

(8) In this section —

making in relation to a local law, includes making a local law to amend the text of, or repeal, a local law.

[Section 3.12 amended: No. 1 of 1998 s. 8; No. 64 of 1998 s. 6; No. 49 of 2004 s. 16(4) and 23; No. 26 of 2016 s. 5; No. 16 of 2019 s. 8; No. 47 of 2024 s. 19.]

Any consequential amendments to the Shire's local laws must then be undertaken using the process set out in s3.12 of the Act.

3.16. Periodic review of local laws

(1) Within a period of 15 years after the day on which a local law commenced or a determination in respect of the local law was last made under subsection (4), as the case requires, a local government must carry out a review of the local law to determine whether it considers that the local law should be repealed, be amended or remain unchanged.

(2) The local government is to give local public notice stating that —

(a) the local government proposes to review the local law; and

(b) a copy of the local law may be inspected or obtained at any place specified in the notice; and

(c) submissions about the local law may be made to the local government before a day to be specified in the notice, being a day that is not less than 6 weeks after the notice is given.

[(2a) deleted]

(3) After the last day for submissions, the local government is to consider any submissions made and cause a report of the review to be prepared and submitted to its council.

(4) After the report has been submitted to its council, the local government must determine* whether it considers that the local law should be repealed, be amended or remain unchanged.

(5) If no determination is made under subsection (4) within the applicable 15-year period under subsection (1), the local law is repealed at the end of that period.

(6) If a local law is repealed by subsection (5), the local government must, not later than 14 days after the end of the applicable 15-year period —

(a) give notice of the repeal to —

(iii) the Departmental CEO; and

(iv) if a department of the Public Service other than the Department assists in the administration of an Act under which the local law was made — the chief executive officer of that other department; and

(b) publish notice of the repeal in the Gazette; and

(c) give local public notice of the repeal.

(7) If different provisions of a local law commenced on different days, the local law is taken, for the purposes of this section, to have commenced on the earliest of those days.

(8) This section does not apply to a local law if all it does is amend the text of, or repeal, a local law.

[Section 3.16 amended: No. 64 of 1998 s. 7; No. 49 of 2004 s. 24; No. 16 of 2019 s. 9; No. 47 of 2024 s. 20.]

* Absolute majority required.

Policy Implications

Nil.

Financial Implications

There are costs associated with the review, advertising for public comment, amendment and/or making of existing or new local laws and their eventual Gazettal.

Cost for the amendment of existing local laws or the making of new ones will become apparent throughout the review process.

Strategic Implications

Shire of Cunderdin Integrated Strategic Plan 2026-2036

4. CIVIC LEADERSHIP

4.1 Implement systems and processes that meet legislative and audit obligations

Resolution 9.6

Moved Cr B Daly Seconded Cr S Pimlott

That Council:

1. Notes that the statutory review and public advertising process for the Shire of Cunderdin Extractive Industries Local Law 2011 has been undertaken, with no submissions received during the advertising period; and
2. Agrees with the administrative suggestions contained within the attachment Draft Extractive Industries Amendment Local Law 2026; and
3. Pursuant to section 3.16(4) of the *Local Government Act 1995*, resolves to amend the Extractive Industries Local Law 2011; and
4. Approves the Draft Extractive Industries Amendment Local Law 2026 for the purpose of public consultation and authorises the Chief Executive Officer to undertake the statutory advertising and public consultation process required under the *Local Government Act 1995* and associated regulations.
5. Requires the Chief Executive Officer to present a further report to Council following the conclusion of the public consultation period, outlining any submissions received and recommending whether the Draft Extractive Industries Amendment Local Law 2026 should be adopted, amended or otherwise dealt with.

Vote – Absolute majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

9.7 Local Law Review – Dogs Local Law

Location:	Shire of Cunderdin
Applicant:	N/A
Date:	1 September 2026
Author:	Brooke Davidson, Executive Assistant
Item Approved by:	Stuart Hobley, Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Attachment 9.7.1 - Shire of Cunderdin Dogs Local Law 2015

Proposal/Summary

That Council consider the Dogs Local Law 2015 to determine the appropriate outcome as part of the Shire's review of its Local Laws.

The purpose of the Shire of Cunderdin Dogs Local Law 2015 is to make provisions about the impounding of dogs, to control the number of dogs that can be kept on premises and the manner of keeping those dogs and to prescribe areas, in which dogs are prohibited, and, that are dog exercise areas

The effect of the Shire of Cunderdin Dogs Local Law 2015 is to extend the control over dogs which exist under the *Dog Act 1976*.

Background

Section 3.16 of the *Local Government Act 1995* requires that all local laws must be reviewed within a 15-year period after their commencement to determine if they should remain unchanged, be repealed, or amended. The 15-year period is taken from either when the local law commenced or when the last review of the local law was completed.

As part of the Local Government reforms and implementation of the *Local Government Amendment Act 2024*, the Shire of Cunderdin is now required to review all local laws within a two-year period, prior to 7th December 2026, unless a review occurred within the last 8 years.

At Councils Ordinary Meeting in June 2026, Council resolved to:

1. *Gives local public notice stating that the Shire proposes to review its local laws under section 3.16 of the Local Government Act 1995 as per the following timeframe –*

Local Law	***Review Timeframe***
Cemetery Local Law 2015 (amended 2016)	*Review to be brought back to Council within 3 months.*
Pest Plants Local Law 2015	*Review to be brought back to Council within 3 months.*
Local Government Property Local Law 2015 (amended 2016)	*Review to be brought back to Council within 6 months.*
Thoroughfares and Public Places Amended Local Law 2015 (amended 2016)	*Review to be brought back to Council within 6 months.*
Extractive Industries Local Law 2011	*Review to be brought back to Council within 6 months.*
Health Local Law 2016	*Review to be brought back to Council within 9 months.*
Animals, Environment and Nuisance Local Law 2016	*Review to be brought back to Council within 9 months.*
Dogs Local Law 2015	*Review to be brought back to Council within 9 months.*

2. *Notes that a copy of the local laws may be inspected or obtained at the Shire offices or from its website;*
3. *Advises that submissions about local laws may be made to the Shire before a day to be specified in the notice, being a day that is not less than six (6) weeks after the notice is given; and*

4. *Notes that the results of the above advertising are to be presented to Council for consideration of any submissions received.*

Comments

Council advertised all of its Local Laws in accordance with regulations and the June 2026 Council meeting. Council advertised the Local Laws through the following means:

- Website
- Social Media
- Noticeboard
- Bandicoot

Council, on closing of the advertising period of 31 July 2026, didn't receive any submissions for the Local Law.

The Shire's ranger, WA Contract Ranger Services, has reviewed the Dogs Local Law 2015 and determined that it is sufficient and does not recommend any changes.

Consultation

Community consultation – Local Public Notice
Chief Executive Officer, Stuart Hobley
WA Contract Ranger Services, Matthew Sharp

Statutory Implications

Local Government Act 1995
Division 2 — Legislative functions of local governments
Subdivision 1 — Local laws made under this Act

3.16. Periodic review of local laws

(1) Within a period of 15 years after the day on which a local law commenced or a determination in respect of the local law was last made under subsection (4), as the case requires, a local government must carry out a review of the local law to determine whether it considers that the local law should be repealed, be amended or remain unchanged.

(2) The local government is to give local public notice stating that —
  (a) the local government proposes to review the local law; and
  (b) a copy of the local law may be inspected or obtained at any place specified in the notice; and
  (c) submissions about the local law may be made to the local government before a day to be specified in the notice, being a day that is not less than 6 weeks after the notice is given.

[(2a) deleted]

(3) After the last day for submissions, the local government is to consider any submissions made and cause a report of the review to be prepared and submitted to its council.

(4) After the report has been submitted to its council, the local government must determine* whether it considers that the local law should be repealed, be amended or remain unchanged.

(5) If no determination is made under subsection (4) within the applicable 15-year period under subsection (1), the local law is repealed at the end of that period.

(6) If a local law is repealed by subsection (5), the local government must, not later than 14 days after the end of the applicable 15-year period —
  (a) give notice of the repeal to —
    (i) the Departmental CEO; and
    (ii) if a department of the Public Service other than the Department assists in the administration of an Act under which the local law was made — the chief executive officer of that other department; and
  (b) publish notice of the repeal in the Gazette; and
  (c) give local public notice of the repeal.

(7) If different provisions of a local law commenced on different days, the local law is taken, for the purposes of this section, to have commenced on the earliest of those days.

(8) This section does not apply to a local law if all it does is amend the text of, or repeal, a local law.

[Section 3.16 amended: No. 64 of 1998 s. 7; No. 49 of 2004 s. 24; No. 16 of 2019 s. 9; No. 47 of 2024 s. 20.]

* Absolute majority required.

Policy Implications

Nil.

Financial Implications

There are costs associated with the review, advertising for public comment, amendment and/or making of existing or new local laws and their eventual Gazettal.

Cost for the amendment of existing local laws or the making of new ones will become apparent throughout the review process.

Strategic Implications

Shire of Cunderdin Integrated Strategic Plan 2026-2036

4. CIVIC LEADERSHIP

4.1 Implement systems and processes that meet legislative and audit obligations

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Resolution 9.7

Moved Cr S Pimlott Seconded Cr N Snooke

That Council:

1. Notes that the statutory review and public advertising process for the Shire of Cunderdin Dogs Local Law 2015 has been undertaken, with no submissions received during the advertising period; and
2. Resolves to retain the Local Law in its current form as presented and finalises the review process pursuant to section 3.16 of the *Local Government Act 1995*.

Vote – Absolute majority

Carried: 5/0

For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke

Against: Nil

9.8 Compliance Audit Return 2025

Location:	Shire of Cunderdin
Applicant:	N/A
Date:	27 August 2026
Author:	Kay Squibb, Deputy Chief Executive Officer
Item Approved by:	Stuart Hobley, Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Attachment 9.8.1 - Compliance Audit Return 2025

Proposal/Summary

The Audit, Risk and Improvement Committee considered the Compliance Audit Return (CAR) for the 2025 year at their 16 August 2026 meeting and recommend it to Council for adoption and submission to the Local Government Inspector by 30 September 2026.

Background

Local governments are required to complete the CAR each year in relation to the period 1 January to 31 December.

The legislative requirements for the CAR have changed as part of the recent local government reforms, including the introduction of the Local Government Inspectorate. From 1 January 2026, the statutory requirements covered by the CAR are prescribed under amended regulation 13 of the *Local Government (Audit) Regulations 1996*.

The CAR is essentially a checklist for local governments to review their compliance with key requirements under the *Local Government Act 1995* and associated regulations. The CAR is completed by the Administration, reviewed by the Audit, Risk and Improvement Committee (ARIC), and then presented to Council for adoption. This process promotes accountability, transparency, and good governance across the sector. Once adopted by Council, the CAR must be submitted to the Local Government Inspector by 30 September 2026.

Comment

The CAR is an annual self-assessment that ensures local governments review their compliance with key legislative requirements under the *Local Government Act 1995* and associated regulations.

The CAR focuses on assessing local governments' compliance with the following legislation:

1. *Local Government Act 1995*
2. *Local Government (Administration) Regulations 1996*
3. *Local Government (Audit) Regulations 1996*
4. *Local Government (Constitution) Regulations 1998*
5. *Local Government (Elections) Regulations 1997*
6. *Local Government (Financial Management) Regulations 1996*
7. *Local Government (Functions and General) Regulations 1996*

The draft CAR is included as Attachment 9.6.1.

The CAR includes the following matters of non-compliance:

Local Government Act 1995

S3.16 - Has the local government reviewed local laws, which have not been reviewed in the previous 8 years, to ensure compliance with Schedule 9.3, Clause 65?
Response: No
Comment: All of the Shire's local laws are currently under review, and the review will be completed before December 2026

Local Government (Administration) Regulations 1996
r19DA(4) - Has the local government reviewed its corporate business plan in accordance with Admin Regulation 19DA(4)?
Response: No
Comment: Last reviewed 26/06/2024, full review of the Corporate Business Plan undertaken during 2026 and adopted 17/06/2026

r35 - Has every local government council member completed and passed the Council Member Essentials course, consisting of the five required modules and delivered by an approved provider, within 12 months of being elected?
Response: No
Comment: One Council member has not yet completed and passed the Council Member Essentials course, training has been arranged for 2026

Consultation
Stuart Hobley, Chief Executive Officer
Brooke Davidson, Executive Assistant

Statutory Implications
Local Government Act 1995 7.13(1)(i)
Local Government (Audit) Regulations 1996
r14. Compliance audits
(1) A local government must carry out an audit (a compliance audit) of the local government's compliance with the statutory requirements prescribed by regulation 13 for the period beginning on 1 January and ending on 31 December in each year.
(1A) Subregulation (1) is subject to regulation 15A.
(2) After a local government has carried out a compliance audit, the CEO must —
(a) prepare a compliance audit return in a form approved by the Inspector; and
(b) give a copy of the compliance audit return to the local government's audit, risk and improvement committee.
(3) The audit, risk and improvement committee must —
(a) review the compliance audit return; and
(b) report to the council the results of that review.
(4) When reporting to the council, the audit, risk and improvement committee must make any recommendations that the committee considers appropriate in relation to the compliance audit return.
(5) The council must consider the compliance audit return and the results of the audit, risk and improvement committee's review (including any recommendations) at a meeting of the council.
(6) The council must —
(a) determine if any matters raised by the audit, risk and improvement committee require action to be taken by the local government; and
(b) either —
(i) adopt the compliance audit return; or
(ii) adopt the compliance audit return subject to amendments proposed by the council.

r15. Signed compliance audit return and other information must be given to Inspector
(1) After a compliance audit return has been adopted by the council under regulation 14(6)(b), the local government must give the following information to the Inspector —
(a) a copy of the compliance audit return (or amended compliance audit return, if applicable), signed by the mayor or president and by the CEO;
(b) any recommendations made under regulation 14(4) after the audit, risk and improvement committee has reviewed the compliance audit return;
(c) a copy of the relevant section of the minutes of the meeting at which the compliance audit return was adopted by the council;

(d) any additional information explaining or qualifying the compliance audit.

(2) The information must be given to the Inspector no later than 31 March next following the period to which the return relates.

(3) The Inspector may extend the 31 March deadline.

Policy Implications

Nil.

Financial Implications

Nil.

Strategic Implications

Shire of Cunderdin Integrated Strategic Plan 2026-2036

4. CIVIC LEADERSHIP

4.1 Implement systems and processes that meet legislative and audit obligations

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Resolution 9.8

Moved Cr B Daly Seconded Cr J Fulwood

That Council:

1. Adopts the completed 2025 Compliance Audit Return for the period 1 July 2025 to 31 December 2025 and authorises the Deputy Shire President and Chief Executive Officer to sign the joint certification for submission to the Local Government Inspectorate by 30 September 2026; and
2. Notes the matters of non-compliance identified in the Compliance Audit Return and requests that the Chief Executive Officer ensure these matters are appropriately addressed.

Vote – Simple majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

9.9 Fee Waiver Request – Cunderdin Basketball Club and Netball Club

Location:	Shire of Cunderdin
Applicant:	Cunderdin Basketball Club, Cunderdin Netball Club
Date:	4 September 2026
Author:	Liezl De Beer, Project Manager
Item Approved by:	Stuart Hobley, Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Nil

Proposal/Summary

For Council to consider waiving the Basketball Club and Netball Club Annual Sporting Club levies for 2026/27.

Background

As part of the refurbishment of basketball/netball club facilities being undertaken through the Play our Way Program, the Netball and Basketball Clubs have experienced significant disruption to their normal operations and playing programs during 2025/26. The refurbishment works has impacted the clubs' ability to access and utilise their facilities, resulting in either the loss of a full playing season or a significantly reduced and shortened season.

In recognition of the disruption experienced by both clubs and the reduced opportunity to conduct their normal sporting activities during 2025/26, Council is asked to consider waiving the annual sporting club levies for the 2026/27 financial year.

Comment

The Annual Sporting Club levies, as per the Schedule of Fees and Charges 2026/27 are:

Cunderdin Basketball Club	$365
Cunderdin Netball Club	$365

Consultation

Liezl De Beer, Project Manager
Cunderdin Basketball Club
Cunderdin Netball Club

Statutory Implications

Local Government Act 1995
s6.12 Power to defer, grant discounts, waive or write off debts

Policy Implications

Nil.

Financial Implications

The annual sporting club levy for each club is $365. Should Council resolve to waive the 2026/27 annual sporting club levies for the Netball and Basketball Clubs, the total financial impact to Council will be $730 for the 2026/27 financial year. This represents a reduction in anticipated sporting club levy revenue of $365 per club.

Strategic Implications

Shire of Cunderdin Integrated Strategic Plan 2026-2036
1. COMMUNITY
1.1 Community members have the opportunity to be active, engaged and connected
1.1.1 Continue to support emergency health and fire volunteers, infrastructure and equipment where possible.

Resolution 9.9

Moved Cr B Daly Seconded Cr J Fulwood

That Council, recognising the significant disruption to both the Basketball & Netball clubs' 2026 playing programs as a result of the refurbishment of club facilities undertaken through the Play our Way Program, agree to:

1. Waive the 2026/27 annual sporting club levy of $365 for the Cunderdin Netball Club; and
2. Waive the 2026/27 annual sporting club levy of $365 for the Cunderdin Basketball Club,

Vote – Simple majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

9.10 Local Emergency Management Committee Meeting Minutes – 9 September 2026

Location:	Shire of Cunderdin
Applicant:	N/A
Date:	10 September 2026
Author:	Kay Squibb, Deputy Chief Executive Officer
Item Approved by:	Stuart Hobley, Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Attachment 9.10.1 – Minutes LEMC 9 September 2026

Proposal/Summary

For Council to receive and accept the Shire of Cunderdin Local Emergency Community Management Committee minutes from the meeting held on 9 September 2026.

Background

Each local government is required to establish one or more Local Emergency Management Committees (LEMCs) for its district. Local governments may also work together to form a combined LEMC for their districts.

Under the Emergency Management Act 2005, a local government must ensure that Local Emergency Management Arrangements (LEMA) are in place. LEMA are developed to provide a community-focused, coordinated approach to managing potential emergencies in a local government area.

Managed and chaired by the local government, the LEMC includes representatives from organisations involved in emergency management in the district. A LEMC's main functions include:

- advising and assisting the local government in ensuring that LEMA are established.
- liaising with public authorities and other key organisations to develop, review and test the LEMA.
- carries out other activities as directed by the State Emergency Management Committee (SEMC) or prescribed by the Emergency Management Regulations 2006.
- each LEMC is supported by, and reports to, a District Emergency Management Committee (DEMC), which, in turn, reports to the SEMC.

Comment

A LEMC Meeting was held on 9 September 2026, and the Minutes are attached for Councillor review and have been made available to the public.

One recommendation has been made to Council from the Local Emergency Management Committee Meeting, in relation to a review of the Shire's facilities that are included in the State Evacuation Register 2026/27 which is maintained by the Department of Communities.

Consultation

Shire of Cunderdin Staff

Statutory Implications

Emergency Management Act 2005
36. Functions of local government
It is a function of a local government —

a) *subject to this Act, to ensure that effective local emergency management arrangements are prepared and maintained for its district; and*
b) *to manage recovery following an emergency affecting the community in its district; and*
c) *to perform other functions given to the local government under this Act.*

38. Local emergency management committees

1) *A local government is to establish one or more local emergency management committees for the local government's district.*
2) *If more than one local emergency management committee is established, the local government is to specify the area in respect of which the committee is to exercise its functions.*
3) *A local emergency management committee consists of —*
   a) *a chairman and other members appointed by the relevant local government in accordance with subsection (4); and*
   b) *if the local emergency coordinator is not appointed as chairman of the committee, the local emergency coordinator for the local government district.*

39. Local emergency management committees

The functions of a local emergency management committee are, in relation to its district or the area for which it is established —

   b) *to advise and assist the local government in ensuring that local emergency management arrangements are established for its district; and*
   c) *to liaise with public authorities and other persons in the development, review and testing of local emergency management arrangements; and*
   d) *to carry out other emergency management activities as directed by the SEMC or prescribed by the regulations.*

41. Emergency management arrangements in local government district

1) *A local government is to ensure that arrangements (local emergency management arrangements) for emergency management in the local government's district are prepared.*

Policy Implications

Nil.

Financial Implications

Nil.

Strategic Implications

Shire of Cunderdin Integrated Strategic Plan 2026 - 2036

1. COMMUNITY AND SOCIAL

1.1 Community members have the opportunity to be active, engaged and connected.

1.1.1 Continue to support emergency health and fire volunteers, infrastructure and equipment where possible

1.1.2 Access to standpipes and water storage for industry and emergencies

3. ENVIRONMENT

3.2 Strengthen the community's preparedness and response to changes in the environment

3.2.1 Prepare the community and Shire assets for more frequent natural events

4. CIVIC LEADERSHIP

4.1 Implement systems and processes that meet legislative and audit obligations

4.2 Shire communication is consistent, engaging and responsive

Business Continuity Management Plan
Local Emergency Management Arrangement (LEMA)
Bush Fire Risk Management Plan

Resolution 9.10

Moved Cr N Snooke Seconded Cr S Pimlott

1. That Council receive the minutes of the Local Emergency Management Committee meeting held on 9 September 2026.
2. That Council endorses the following recommendation from the Local Emergency Management Committee:
   1) Endorse the identified facilities for inclusion on the Department of Communities State Evacuation Register for 2026-27, subject to the amendments noted at point 4.
   2) Confirm that the facilities have been considered against locally identified hazard risks and community requirements.
   3) Request Hazard Management Agency representatives to advise of any hazard-specific concerns that may affect the suitability of the identified facilities for evacuation, refuge, or shelter purposes.
   4) Recommend that the following amendments are made to the facility list prior to submission to the Department of Communities:
      - Cunderdin Town Hall is removed as an Evacuation Centre;
      - Meckering Sporting Club is noted as the primary facility; and
      - Meckering Town Hall is noted as the secondary facility.

Vote – Simple majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

9.11 Bush Fire Advisory Committee Meeting Minutes – 9 September 2026

Location:	Shire of Cunderdin
Applicant:	N/A
Date:	18 September 2026
Author:	Kay Squibb, Deputy Chief Executive Officer
Item Approved by:	Stuart Hobley, Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Attachment 9.11.1 – Minutes BFAC 9 September 2026

Proposal/Summary

For Council to receive the minutes of the Bush Fire Advisory Committee (BFAC) held on Wednesday 9 September 2026.

Background

BFAC is a committee of Council formed under section 67 of the *Bush Fires Act 1954*. The Bush Fire Advisory Committee meets twice a year, once preseason and another post season.

A copy of the minutes from the Bush Fire Advisory Committee meeting held on the 9 September 2026 are included as attachment 9.11.1.

Comment

The BFAC discussed the use of Origo weather stations in the Shire, following the presentation from Origo Ag at the April 2026 meeting, and have made the following recommendation to Council:

Moved Todd Harris Seconded Jeff Snooke

That the Bush Fire Advisory Committee recommend to the Council:

1. *That the use of Origo Weather Stations is trialled for the calling of harvest and vehicle movement bans;*
2. *That the Shire investigate installation of a new Origo Weather Station in the north-western section of the Shire;*
3. *That the Shire investigate use of water tank monitors in tanks used for fire fighting around the Shire.*

The BFAC also considered appointment of the Chief Bush Fire Control Officer, Deputy Chief Bush Fire Control Officer and Fire Control Officers, all of which require formal appointment by Council.

The BFAC have recommended appointment of two Deputy Chief Fire Control Officers for a two-year term. At the end of the two-year term, one of the Deputies will be appointed Chief Fire Control Officer, with a new Deputy appointed to fill the resulting vacancy. This rotation will continue every two years, providing for an ongoing succession pathway to the position of Chief Fire Control Officer.

The following appointments have been recommended by the BFAC:

Name	Brigade	Position
Ashley Burges	Meckering	Chief Bush Fire Control Officer
Norm Jenzen	Ygnattering	Deputy Chief Bush Fire Control Officer
Jeff Snooke	Meckering	Deputy Chief Bush Fire Control Officer / Meckering Captain
Trevor Diver	Cunderdin	Captain / FCO
Darren Jasper	Cunderdin	FCO
David Smith	Meckering	FCO
David Fisher	Meckering	FCO
Malcolm Patton	Meckering	FCO
Steve Smith	Meckering	FCO
Cameron Snooke	Meckering	FCO
Nick Jenzen	Ygnattering	Captain / FCO
Digby Willmott	Ygnattering	FCO
Stuart Hobley	Shire of Cunderdin	CEO
Kay Squibb	Shire of Cunderdin	DCEO
Allan Mills-Heath	Shire of Cunderdin	CESM

The next meeting is scheduled for 23 March 2027 at 5.00pm in the Shire of Cunderdin Council Chambers. The date and time for the meeting will be advertised closer to the date.

Consultation

Stuart Hobley, Chief Executive Officer
Allan Mills-Heath, Community Emergency Services Manager
Kay Squibb, Deputy Chief Executive Officer

Statutory Implications

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

67. Advisory Committees

(1) A local government may at any time appoint such persons as it thinks fit as a bush fire advisory committee for the purpose of advising the local government regarding all matters relating to the preventing, controlling and extinguishing of bush fires, the planning of the layout of fire-breaks in the district, prosecutions for breaches of this Act, the formation of bush fire brigades and the grouping thereof under group brigade officers, the ensuring of co-operation and co-ordination of bush fire brigades in their efforts and activities, and any other matter relating to bush fire control whether of the same kind as, or a different kind from, those specified in this subsection.

(4) A committee appointed under this section —

(a) may from time to time meet and adjourn as the committee thinks fit.

(b) shall not transact business at a meeting unless the quorum fixed by the local government is present.

(c) is answerable to the local government and shall, as and when required by the local government, report fully on its activities.

Policy Implications
Shire of Cunderdin Policy Manual
Section 5 – Fire Control
5.1 Bush Fire Brigades – Establishment

Financial Implications
Nil.

Strategic Implications
Shire of Cunderdin Integrated Strategic Plan 2026-2036
1. COMMUNITY
1.1 Community members have the opportunity to be active, engaged and connected
1.1.1 Continue to support emergency health and fire volunteers, infrastructure and equipment where possible.

Resolution 9.11
Moved Cr B Daly Seconded Cr J Fulwood

1. That Council receive the minutes of the Shire of Cunderdin Bush Fire Advisory Committee meeting held on 9 September 2026.

2. That Council endorses the following recommendation from the Bush Fire Advisory Committee meeting:
   - That the use of Origo Weather Stations is trialled for the calling of harvest and vehicle movement bans;
   - That the Shire investigate installation of a new Origo Weather Station in the north-western section of the Shire;
   - That the Shire investigate use of water tank monitors in tanks used for fire fighting around the Shire.

3. That Council endorses the following appointments of Chief Bush Fire Control Officer, Deputy Chief Bush Fire Control Officer and Fire Control Officers:

Name	Brigade	Position
Ashley Burges	Meckering	Chief Bush Fire Control Officer
Norm Jenzen	Ygnattering	Deputy Chief Bush Fire Control Officer
Jeff Snooke	Meckering	Deputy Chief Bush Fire Control Officer / Meckering Captain
Trevor Diver	Cunderdin	Captain / FCO
Darren Jasper	Cunderdin	FCO
David Smith	Meckering	FCO
David Fisher	Meckering	FCO
Malcolm Patton	Meckering	FCO
Steve Smith	Meckering	FCO
Cameron Snooke	Meckering	FCO
Nick Jenzen	Ygnattering	Captain / FCO
Digby Willmott	Ygnattering	FCO
Stuart Hobley	Shire of Cunderdin	CEO
Kay Squibb	Shire of Cunderdin	DCEO
Allan Mills-Heath	Shire of Cunderdin	CESM

Vote – Simple majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

9.12 Cunderdin Memorial Rose Garden

Location:	Shire of Cunderdin
Applicant:	Sharon Jasper-Beach
Date:	11 September 2026
Author:	Kay Squibb, Deputy Chief Executive Officer
Item Approved by:	Stuart Hobley, Chief Executive Officer
Disclosure of Interest:	Cr A Smith declared an Impartiality Interest as the applicant is a closely associated person.
File Reference:	Nil
Attachment/s:	Attachment 9.12.1 - Application Form – Cunderdin Memorial Rose Garden – Margaret Jasper

Proposal/Summary

For Council to consider an application submitted by Ms Sharon Jasper-Beach for the Cunderdin Memorial Rose Garden plaque.

Background

At the Ordinary Council Meeting in May 2007, Council created a policy for the Cunderdin Memorial Rose Garden, and resolved the following:

"That Council adopts the following policy;
All Applications for inclusion in the memorial garden are to be submitted to Council for individual consideration. The Application must be accompanied by a brief submission demonstrating the close association of the family, or individual, with the district. The initial cost of the plaque and rosebush will be borne by the application. Council will thereafter maintain the garden, including replacing plants and plaques as deemed necessary."

At the Ordinary Council Meeting May 2015, an application was submitted by Ms Sharon Jasper-Beach to install a plaque in the Cunderdin Memorial Rose Garden for Mr Thomas William Jasper, her father. Council resolved:

"That Council approves the application submitted by Ms Sharon Jasper-Beach, subject to full cost recovery of providing the rose bush and plaque in accordance with Council Policy"

Mrs Sharon Jasper-Beach has now submitted an application to install a plaque in the Cunderdin Memorial Rose Garden in memory of Margaret Jasper, her mother and wife of Thomas William Jasper. All information and relevant background details pertaining to the application are contained within the attachment.

Comment

The application appears to meet the pioneer criteria for Council assessment.

Consultation

Nil.

Statutory Implications

Nil.

Policy Implications

Policy adopted 17 May 2007 -
All Applications for inclusion in the memorial garden are to be submitted to Council for individual consideration. The Application must be accompanied by a brief submission demonstrating the close association of the family, or individual, with the district. The initial cost of the plaque and rosebush will be borne by the application. Council will thereafter maintain the garden, including replacing plants and plaques as deemed necessary."

Financial Implications
Nil – full cost recovery for provision of rose bush and plaque.

Strategic Implications
Nil.

Resolution 9.12

Moved Cr N Snooke Seconded Cr B Daly

That Council approves the application submitted by Ms Sharon Jasper-Beach, subject to full cost recovery of providing the rosebush and plaque in accordance with Council Policy.

Vote – Simple majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

9.13 Shire of Cunderdin Administration Christmas Closing Period

Location:	Shire of Cunderdin
Applicant:	N/A
Date:	26 August 2026
Author:	Brooke Davidson, Executive Assistant
Item Approved by:	Stuart Hobley, Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Nil

Proposal/Summary

For Council to consider the closure of the Shire Administration Office over the Christmas / New Year period.

Background

In the past five (5) years Council has authorised the closure of the Administration Office as follows:

2021/22	24th December 2021, returning on Tuesday 4th January 2022, 6 Day Closure
2022/23	26th December 2022, returning on Tuesday 3rd January 2023, 6 Day Closure
2023/24	25th December 2023, returning on Tuesday 2nd January 2024, 6 Day Closure
2024/25	24th December 2024, returning on Monday 6th January 2025, 6 Day Closure
2025/26	24th December 2025, returning on Monday 5th January 2026, 5 Day Closure

No complaints and / or adverse comments have been received in relation to the office closure over the periods mentioned.

Comment

As a general rule no significant business is conducted between the Christmas and New Year period, therefore it is considered an ideal time to close the office, allowing staff an opportunity to clear some of their accrued leave entitlements and enjoy a relaxing festive period with their families.

It is proposed the office be closed from midday Thursday 24th December 2026 to Friday 1st January 2027 inclusive, reopening on Monday 4th January 2027.

Thursday 24th December (half day)	Annual Leave/TIL
Friday 25th December	Public Holiday - Christmas Day
Monday 28th December	Public Holiday - Boxing Day
Tuesday 29th December	Annual Leave/TIL
Wednesday 30th December	Annual Leave/TIL
Thursday 31st December	Public Service Day
Friday 1st January	Public Holiday - New Years Day

During the closure period, staff time will be allocated across four public holidays, with the remaining days covered by Annual Leave, Time in Lieu or Unpaid Leave.

The outside works crew will stand down from 3:30pm on Friday 18th December 2026 and return to work on Tuesday 5th January 2027. A skeleton staff will be available to work through this period and attend to any emergencies.

Notification of the office closure will be advertised in the Bandicoot, on local notice boards, the Shire website, and Shire Facebook page.

Consultation

Shire of Cunderdin Staff

Statutory Implications
Nil.

Policy Implications
Nil.

Financial Implications
2026/27 Adopted Budget.

Strategic Implications
Shire of Cunderdin Integrated Strategic Plan 2026-2036
4. CIVIC LEADERSHIP
4.1 Implement systems and processes that meet legislative and audit obligations

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Resolution 9.13

Moved Cr N Snooke Seconded Cr J Fulwood

That Council resolves to:

1. Approve the closure of the Shire of Cunderdin Administration Office during the Christmas /New Year period from midday Wednesday 24th December 2026 to Friday 1st January 2027 inclusive, reopening on Monday 4th January 2027 at 8:30am.
2. Advertise the Administration Office closure in Bandicoot, on Local Notice Boards, the Shire website and Shire Facebook page.

Vote – Simple majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

9.14 Move Behind Closed Doors

Resolution 9.14

Moved Cr B Daly Seconded Cr S Pimlott

That Council move behind closed doors in accordance with s.5.23 of the *Local Government Act 1995.*

Vote – Simple majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

9.15 Private & Confidential – RFQ 02-26/27 Shared Path Forrest/Mitchell

Location:	Shire of Cunderdin
Applicant:	N/A
Date:	21 September 2026
Author:	Liezl De Beer, Project Manager
Item Approved by:	Stuart Hobley, Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Attachment 9.15.1 - RFQ 02-26/27 Evaluation Spreadsheet

Resolution 9.15

Moved Cr B Daly Seconded Cr N Snooke

That Council approves the recommendation as outlined in the confidential report.

Vote – Simple majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

9.16 Private & Confidential – RFT 01-26/27 Cunderdin Shared Path Construction – Lundy, Bedford, Baxter & Kennedy

Location:	Shire of Cunderdin
Applicant:	N/A
Date:	21 September 2026
Author:	Liezl De Beer, Project Manager
Item Approved by:	Stuart Hobley, Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Attachment 9.16.1 - RFT01-26/27 – Evaluation Spreadsheet

Resolution 9.16

Moved Cr J Fulwood Seconded Cr S Pimlott

That Council approves the recommendation as outlined in the confidential report.

Vote – Simple majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

9.17 Private & Confidential – Community Grant Applications

Location:	Shire of Cunderdin
Applicant:	N/A
Date:	14 August 2026
Author:	Amber Rogers, Community Development Officer
Item Approved by:	Stuart Hobley, Chief Executive Officer
Disclosure of Interest:	Cr B Daly, Cr N Snooke and CEO Stuart Hobley declared an Impartiality Interest each as members of an organisation who has submitted an application
File Reference:	Nil
Attachment/s:	Attachment 9.17.1 - Community Grants Evaluation Spreadsheet

Resolution 9.17

Moved Cr N Snooke Seconded Cr S Pimlott

That Council approves the recommendation as outlined in the confidential report.

Vote – Simple majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

9.18 Private & Confidential – Update to Councillors: Watts Street Residential Land Sale

Location:	Shire of Cunderdin
Applicant:	N/A
Date:	17 September 2026
Author:	Brooke Davidson, Executive Assistant
Item Approved by:	Stuart Hobley, Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Nil

Resolution 9.18

Moved Cr N Snooke Seconded Cr J Fulwood

That Council receives the updated report for the sale of Lots 1, 2, 4 & 7 Watts Street, Cunderdin.

Vote – Simple majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

9.19 Move From Behind Closed Doors

Resolution 9.19

Moved Cr B Daly Seconded Cr S Pimlott

That Council move from behind closed doors in accordance with s.5.23 of the *Local Government Act 1995*.

Vote – Simple majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

9.20 Chief Executive Officers Report

Location:	Shire of Cunderdin
Applicant:	Chief Executive Officer
Date:	18 September 2026
Author:	Stuart Hobley
Item Approved by:	Stuart Hobley, Chief Executive Officer
File Reference:	Nil
Attachments:	Attachment 9.20.1 - Basketball Rainwater Harvest System Grant

Proposal/Summary

To provide an update on the matters that the Chief Executive Officer has been addressing over the past month.

Background

Pool and Wellness Centre

HC Construction have commenced works on the buildings with the subbase works being commenced. Further works on the buildings will progress over the upcoming weeks.

We are still waiting on the approvals for the pool plans, however work will commence on stages that do not require approval.

Pathways Construction

Earthstyle have commenced works on the footpaths on Togo St (Stage 3 of the Footpath Program). Repairs have been carried out on sections of the kerb that had failed and the earthworks for the installation of the concrete paths has commenced.

Stage 1 and 2 have been retendered. See Confidential Agenda Items.

Department of Water and Environmental Regulation - Community Water Supplies Partnership Program

The Shire has received a grant of $57,116 from the Department of Water and Environmental Regulation - Community Water Supplies Partnership program towards the cost of completing the Community Water Supply Project.

The project is installing a 200,000L rainwater harvesting system to support sustainable water use at the new basketball court shed and includes four 50,000L poly tanks, downpipe modifications, filtration and connection systems will maximise roof water capture and maintain water quality.

This initiative will improve long-term water security by supporting emergency supply needs, fire suppression vehicles, and the sustainable irrigation of the Cunderdin bowling green.

Oval vertimowing

The Cunderdin town oval has been verti mowed by Avon Turf. It has also been fertilised and sprayed. It has been several years since the oval has been verti mowed and wit will require further maintenance at the end of summer.

Comment

Nil.

Consultation

Nil.

Statutory Implications

Nil.

Policy Implications
Nil.

Financial Implications
Nil.

Strategic Implications
Nil.

Resolution 9.20

Moved Cr B Daly Seconded Cr S Pimlott

That Council receive and accept the CEO report as presented.

Vote – Simple majority
Carried: 5/0
For: Cr A Smith, Cr B Daly, Cr J Fulwood, Cr S Pimlott, Cr N Snooke
Against: Nil

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10 Environmental Health and Building

Nil.

11 Planning & Development

Nil.

12 Works & Services

Nil.

13 Urgent Items

Nil.

14 Scheduling of Meeting

14.1 October 2026 Ordinary Meeting

The next ordinary meeting of Council is scheduled to take place on Wednesday, 28 October 2026 commencing at 6:00pm at the Cunderdin Shire Council Chambers, Cunderdin, WA 6407.

15 Closure of meeting

There being no further business the Deputy Shire President declared the meeting closed at 6.40pm.

16 Certification

DECLARATION

I, Alison Harris, certify that the minutes of the Ordinary Council Meeting held on Tuesday, 29 September 2026 as shown, were confirmed at the ordinary meeting of Council held on Wednesday, 28 October 2026.

Signed: _____

Date: _____