



Shire of Cunderdin

Minutes of a Special Council Meeting

Dear Council Member,

A Special Meeting of the Cunderdin Shire Council was held on **Wednesday 22 October 2025** in the Council Chambers, Lundy Avenue Cunderdin commencing at **2.00pm**, for the purpose of:

1. Taking of Oath & Declaration of Office
2. Election of Shire President
3. Election of Shire Deputy President

Stuart Hobley
Chief Executive Officer
22 October 2025

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AGENDA

1. Declaration of opening

The Chief Executive Officer declared the meeting open at 2.02pm

The Shire of Cunderdin disclaimer was read by Chief Executive Officer, Stuart Hobley.

The *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 attendances

Councillors

Cr B (Bernie) Daly

Cr J (Joanne) Fulwood

Cr AE (Alison) Harris Shire President (after item 5.2)

Cr TE (Todd) Harris

Cr S (Samantha) Pimlott

Cr A (Anthony) Smith Deputy Shire President (after item 5.3)

Cr N (Natalie) Snooke

In Attendance

Stuart Hobley

Chief Executive Officer

Kay Squibb

Deputy Chief Executive Officer

Guests of Council

Mr Craig Buegge, Justice of the Peace

Members of the Public

Nil.

Apologies

Nil.

Leave of Absence Previously Granted

Nil.

3. Public Question Time

Nil.

4. Petitions, Deputations & Presentations

Nil.

5.1 Taking of Oath and Declaration of Office

Location:	Shire of Cunderdin
Applicant:	Chief Executive Officer
Date:	16 th October 2025
Author:	Stuart Hobley
Item Approved by:	Stuart Hobley
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Nil

Proposal/Summary

For the newly elected Councillors to take the Declaration by Elected Member in accordance with the provisions of the Local Government Act 1995.

Background

Provisions within the *Local Government Act 1995*, S2.29, and the Local Government (Constitution) Regulations 1998, C13, state that a person elected as a Councillor has to make a declaration in the prescribed form before acting in the office and the format in which that declaration is to be made.

Four positions on Council were open for nomination in the Shire of Cunderdin 2025 Ordinary Elections. All four (4) positions are for a four (4) year term in office from 2025 – 2029.

All four (4) positions were filled by nominating candidates and they are to be duly elected unopposed.

- | | |
|---------------------------|---|
| • Cr J (Joanne) Fulwood | Four (4) year term in office from 2025 – 2029 |
| • Cr AE (Alison) Harris | Four (4) year term in office from 2025 – 2029 |
| • Cr S (Samantha) Pimlott | Four (4) year term in office from 2025 – 2029 |
| • Cr N (Natalie) Snooke | Four (4) year term in office from 2025 – 2029 |

Comment

Three (3) Councillors will take the Declaration of Office administered by Cr Alison Harris Justice of the Peace.

- | | |
|---------------------------|---|
| • Cr J (Joanne) Fulwood | Four (4) year term in office from 2025 – 2029 |
| • Cr S (Samantha) Pimlott | Four (4) year term in office from 2025 – 2029 |
| • Cr N (Natalie) Snooke | Four (4) year term in office from 2025 – 2029 |

Cr AE (Alison) Harris will take the Declaration of Office administered by Craig Buegge Justice of the Peace.

Consultation

Nil.

Statutory Implications

Local Government Act 1995

2.29. Declaration

- (1) *A person elected as an elector mayor or president or as a councillor has to make a declaration in the prescribed form before acting in the office.*
 - (2) *A person elected by the council as mayor, president, deputy mayor or deputy president has to make a declaration in the prescribed form before acting in the office.*
 - (3) *A declaration required by this section is to be taken or made before a prescribed person.*
 - (4) *A person who acts in an office contrary to this section commits an offence.*
- Penalty: \$5 000 or imprisonment for one year.*

13. Oaths, affirmations and declarations (s. 2.29, 2.42)

- (1) *For the purposes of sections 2.29 and 2.42 — [(a), (b) deleted] (c) the form of declaration for a mayor, president, deputy mayor, deputy president or councillor is that in Form 7; (d) the form of declaration for a commissioner is that in Form 8.*
- (2) *A declaration required by section 2.29 to be made by a person elected as a mayor or president is to be made before —*
 - (a) *the immediate predecessor of the person in the office of mayor or president; or*
 - (b) *an authorised person.*
- (3) *A declaration required by section 2.29 to be made by a person elected as a councillor, deputy mayor or deputy president is to be made before an authorised person.*
- (4) *A declaration required by section 2.42 to be made by a person appointed as a commissioner is to be made before an authorised person.*
- (5) *In this regulation —*
authorised person means a person before whom a statutory declaration can be made under the Oaths, Affidavits and Statutory Declarations Act 2005.

Policy Implications

Nil.

Financial Implications

Nil.

Strategic Implications

Nil.

Result

Newly elected Councillors Joanne Fulwood, Samantha Pimlott and Natalie Snooke took the Declaration by Elected Member before Alison Harris, Justice of the Peace; and Councillor Alison Harris took the Declaration by Elected Member before Craig Buegge, Justice of the Peace.

5.2 Election of Shire President

Location:	Shire of Cunderdin
Applicant:	Chief Executive Officer
Date:	16 th October 2025
Author:	Stuart Hobley
Item Approved by:	Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Nil

Proposal/Summary

For Council to elect the Shire President for the next two (2) year period, for the period of October 2025 until October 2027.

Background

Provisions within the *Local Government Act 1995*, Schedule 2.3, Division 1, provide for the election of the Shire President by the Council.

Section 2.29 of the *Act* states that a person elected by the Council as President is required to make a declaration in the prescribed form before acting in the office.

Local Government (Constitution) Regulations 1998, C13, provides for the format in which the person elected as the President must make the declaration.

Comment

Election for Shire President will be conducted by the Chief Executive Officer (CEO).

Nominations for the office are to be given to the CEO in writing before the meeting. If no nominations are received prior to the meeting the CEO will call for nominations during the meeting.

Consultation

Nil.

Statutory Implications

Local Government Act 1995

2.29. Declaration

- (1) *A person elected as an elector Mayor or President or as a Councillor has to make a declaration in the prescribed form before acting in the office.*
 - (2) *A person elected by the council as Mayor, President, deputy mayor or deputy president has to make a declaration in the prescribed form before acting in the office.*
 - (3) *A declaration required by this section is to be taken or made before a prescribed person.*
 - (4) *A person who acts in an office contrary to this section commits an offence.*
- Penalty: \$5 000 or imprisonment for one year.*

Local Government (Constitution) Regulations 1998

13. Oaths, affirmations and declarations (s. 2.29, 2.42)

- (1) *For the purposes of sections 2.29 and 2.42 — [(a), (b) deleted] (c) the form of declaration for a mayor, president, deputy mayor, deputy president or councillor is that in Form 7; (d) the form of declaration for a commissioner is that in Form 8.*

- (2) *A declaration required by section 2.29 to be made by a person elected as a mayor or president is to be made before —*
(a) the immediate predecessor of the person in the office of mayor or president; or
(b) an authorised person.
- (3) *A declaration required by section 2.29 to be made by a person elected as a councillor, deputy mayor or deputy president is to be made before an authorised person.*
- (4) *A declaration required by section 2.42 to be made by a person appointed as a commissioner is to be made before an authorised person.*
- (5) *In this regulation —*
authorised person means a person before whom a statutory declaration can be made under the Oaths, Affidavits and Statutory Declarations Act 2005.

Policy Implications

Nil.

Financial Implications

Nil.

Strategic Implications

Nil.

Result

1. The Chief Executive Officer advised that no written nominations had been received for the position of Shire President.
2. The Chief Executive Officer called for nominations. Cr A Smith nominated Cr A Harris to fill the position of Shire President.
3. There being no further nominations received, Cr A Harris was declared elected unopposed to the position of Shire President for the Shire of Cunderdin for the two-year period to October 2027.
4. Cr A Harris duly took the Declaration by Elected Member for the position of Shire President before Mr Craig Buegge, Justice of the Peace.

Cr A Harris took the chair.

5.3 Election of Shire Deputy President

Location:	Shire of Cunderdin
Applicant:	Chief Executive Officer
Date:	16 th October 2025
Author:	Stuart Hobley
Item Approved by:	Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Nil

Proposal/Summary

For Council to elect the Shire Deputy President for the next two (2) year period, for the period of October 2025 until October 2027.

Background

Provisions within the *Local Government Act 1995*, Schedule 2.3, Division 1, provide for the election of the Shire Deputy President by the Council.

Section 2.29 of the *Act* states that a person elected by the council as president is required to make a declaration in the prescribed form before acting in the office.

Local Government (Constitution) Regulations 1998, C13, provides for the format in which the person elected as the Deputy President has to make the declaration.

Comment

Election for Shire Deputy President will be conducted by the Chief Executive Officer (CEO).

Nominations for the office are to be given to the CEO in writing before the meeting. If no nominations are received prior to the meeting the CEO will call for nominations during the meeting.

Consultation

Nil.

Statutory Implications

Local Government Act 1995

2.29. Declaration

- (1) *A person elected as an elector mayor or president or as a councillor has to make a declaration in the prescribed form before acting in the office.*
 - (2) *A person elected by the council as mayor, president, deputy mayor or deputy president has to make a declaration in the prescribed form before acting in the office.*
 - (3) *A declaration required by this section is to be taken or made before a prescribed person.*
 - (4) *A person who acts in an office contrary to this section commits an offence.*
- Penalty: \$5 000 or imprisonment for one year.*

Local Government (Constitution) Regulations 1998

13. Oaths, affirmations and declarations (s. 2.29, 2.42)

- (1) *For the purposes of sections 2.29 and 2.42 — [(a), (b) deleted] (c) the form of declaration for a mayor, president, deputy mayor, deputy president or councillor is that in Form 7; (d) the form of declaration for a commissioner is that in Form 8.*

- (2) *A declaration required by section 2.29 to be made by a person elected as a mayor or president is to be made before —*
(a) the immediate predecessor of the person in the office of mayor or president; or
(b) an authorised person.
- (3) *A declaration required by section 2.29 to be made by a person elected as a councillor, deputy mayor or deputy president is to be made before an authorised person.*
- (4) *A declaration required by section 2.42 to be made by a person appointed as a commissioner is to be made before an authorised person.*
- (5) *In this regulation —*
authorised person means a person before whom a statutory declaration can be made under the Oaths, Affidavits and Statutory Declarations Act 2005.

Policy Implications

Nil.

Financial Implications

Nil.

Strategic Implications

Nil.

Result

1. The Chief Executive Officer advised that no written nominations had been received for the position of Shire Deputy President.
2. The Shire President called for nominations. Cr B Daly nominated Cr A Smith to fill the position of Shire Deputy President.
3. There being no further nominations received, Cr A Smith was declared elected unopposed to the position of Shire Deputy President for the Shire of Cunderdin for the two-year period to October 2027.
4. Cr A Smith duly took the Declaration by Elected Member for the position of Shire Deputy President before Mr Craig Buegge, Justice of the Peace.

Meeting Closure

There being no further business Cr A Harris declared the meeting closed at 2.18pm.