

CITY OF MANDURAH

Minutes of Council Meeting

held on

Tuesday 25 November 2025 at 5:30 pm

in the Council Chambers, 83 Mandurah Terrace, Mandurah

Mayor	A Kearns	
Councillor	O Mulder	COASTAL WARD
Councillor	J Smith (Deputy Mayor)	COASTAL WARD
Councillor	J Cumberworth	COASTAL WARD
Councillor	J Green	EAST WARD
Councillor	D Wilkins	EAST WARD
Councillor	S Wright	EAST WARD
Councillor	C Knight	NORTH WARD
Councillor	P Jackson	NORTH WARD
Councillor	A Zilani	NORTH WARD
Councillor	D Schumacher	TOWN WARD
Councillor	R Burns	TOWN WARD

Ms C Mihovilovich	Chief Executive Officer
Mrs T Jones	Director Business Services
Ms J Thomas	Director Place and Community
Mr J Campbell-Sloan	Director Strategy and Economic Development
Mr M Hall	Director Built and Natural Environment
Mrs K Hemmings	Executive Manager Governance and Commercial Services
Ms L Grieve	Minute Officer

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1 OPENING OF MEETING AND ANNOUNCEMENT OF VISITORS

The Mayor declared the meeting open at 5.30pm and announced that the Council Meeting is being livestreamed in accordance with the City's Council Meetings – Live Streaming, Recording and Electronic Attendance Policy. By being present at this meeting, members of the public consent to the City livestreaming and publishing their voice on the City's website. The Mayor noted that members of the public are not subject to video livestreaming and only their voice will be captured.

2 ACKNOWLEDGEMENT OF COUNTRY

People have been here for a long time. I want to acknowledge the presence of people over that long time with firstly the Bindjareb Noongar people who continue to have an ongoing connection to this land. They have been here for over 50,000 years. This place Mandjoogoordap or Mandurah, acknowledges a beautiful name, full of intent of people living here and others visiting here. That intent gives us an idea of their ancestral land usage over that long period. Mandurah, the gathering place is unique because even today we still gather here in the most beautiful place for many important reasons. Let us embrace the notion of people being in this space as we move forward as one community.

3 APOLOGIES

Leave of Absence

Apologies
Cr P Rogers

4 DISCLAIMER

The Mayor advised that the purpose of this Council Meeting is to discuss and, where possible, make resolutions about items appearing on the agenda. Whilst Council has the power to resolve such items and may in fact, appear to have done so at the meeting, no person should rely on or act on the basis of such decision or on any advice or information provided by a Member or Officer, or on the content of any discussion occurring, during the course of the meeting. Persons should be aware that the provisions of the *Local Government Act 1995* (Section 5.25(e)) and the *City of Mandurah Standing Orders 2016* (Section 13.1(1)) establish procedures for revocation or rescission of a Council decision. No person should rely on the decisions made by Council until formal advice of the Council decision is received by that person.

The City of Mandurah expressly disclaims liability for any loss or damage suffered by any person as a result of relying on or acting on the basis of any resolution of Council, or any advice or information provided by a Member or Officer, or the content of any discussion occurring, during the course of the Council meeting.

5 ANSWERS TO QUESTIONS TAKEN ON NOTICE

5.1 Answers to Questions Taken on Notice

5.1 Carina Frew

Question 1: Public Health & Wellbeing Plan 2026-2030

The City has previously relied upon a desktop assessment and suggested potential harm to a child would be solely a police matter. Given that the current documentation does not satisfy a proper standards based risk assessment in line with ASIS03100:2018 and acknowledging that a demonstrable failure in due diligence may invalidate the City's public liability insurance and expose ratepayers to significant financial liability, will the council immediately commit to funding and

commissioning the mandated independent safety assessment before any further contracts or development approvals or progress steps are made for the Western Foreshore Leisure Precinct?

City of Mandurah Response:

As confirmed by the City of Mandurah's mutual indemnity scheme owned by local governments in Western Australia, the City's public liability insurance would not be invalid. The City is entering into a ground lease with the Proponent who will be responsible for private venue management. The City would only be liable for any claim where the City has failed to enforce restrictions or conditions of an agreement. In summary, the City or ratepayers are not at risk of any financial exposure or insurance being invalid.

As part of the planning phase for the Western Foreshore Commercial Site, the City has completed a project risk assessment documented within the Western Foreshore Commercial Site Project Plan which includes all stages of the project, that is, land excision process, Heads of Agreement, sub-lease negotiations and capital works requirements. This assessment has been undertaken in accordance with the Council's Risk Management Policy (POL-RKM 01) and the City of Mandurah Risk Management Framework, both of which are aligned to the Australian Standard AS ISO 31000:2018 – Risk Management Guidelines.

The proposed commercial development includes a licensed area within a small portion of the Western Foreshore for the consumption of alcohol. Any sale or supply of alcohol will require the Proponent to obtain a liquor licence, which includes strict operational controls, harm-minimisation measures and security requirements. The Proponent's Harm Minimisation Plan (Plan) must address strategies to reduce risks to patrons, including children and young people. It will consider the likelihood of alcohol related harm and strategies to prevent harm, management of children, exposure to alcohol consumption, child supervision requirements and policies, responsible service of alcohol measures, CCTV, staff training and security arrangements.

It is important to note that drinking alcohol outside a licensed area or in a public place is illegal and enforceable by WA Police.

In addition to the development of the Plan, the Proponent is required to provide an offering which is designed to create a safe, inclusive and vibrant destination for the community. The proposed Commercial Site will incorporate a licensed restaurant, microbrewery, 18-hole mini-golf course and cafe, and chocolate production and retail, which are designed to create a safe, inclusive and vibrant destination for the community, including families.

The City's Community Safety Strategy 2024 – 2029 reinforces the City's commitment to developing community connections to place and infrastructure to sustain a safer community for all. One of the objectives under this Strategy is to ensure the application of Crime Prevention Through Environmental Design (CPTED) principles into project design. Through all phases of the Western Foreshore Commercial Site and the broader Western Foreshore Leisure Precinct the City will continue to design and deliver community spaces in accordance with CPTED principles, incorporating:

- Improved lighting
- CCTV coverage
- Clear sightlines and increased passive surveillance
- Activation of public spaces to discourage anti-social behaviour

Question 2:

If the Council agrees to commission the requested independent child safety risk assessment, will the City commit to ensuring the integrity and transparency of the governance process by publicly releasing the full and uncensored findings to the Community and subsequently using these findings

to immediately restart the formal public consultation process, thereby ensuring any final decisions is fully informed, transparent and puts the safety of children as the top priority.

City of Mandurah Response:

Refer to the above response. The community will be able to make submissions to the Director of Liquor Licensing as part of the submission period to consider any strategies to be incorporated into the Harm Minimisation Plan.

5.2 Gary Buckland

Question 1: Daycare Centres

There are 2 daycare centres in an area where there are compensation basins for water and there is no fencing or anything around those areas. Maybe something that might happen, but a question is are you looking at trying to make the compensation basins child proof so that anybody that was able to get out of a child-minding centre is going to be protected?

City of Mandurah Response:

The City of Mandurah have contacted Mr Buckland to obtain further information in order to provide a full response.

6 AMENDMENT TO STANDING ORDERS

Not required.

7 PUBLIC QUESTION TIME

The Mayor opened Public Question Time at 5.34pm.

7.1 Gary Buckland

Question 1: Dredging

I've only got one question for tonight and it's about the dredging that's taking place in a harbour where the canals come out. I'm wondering what sort of costs are involved with that. Would anybody know what we are being charged for that?

City of Mandurah Response:

This question was taken on notice to give exact cost and work that is being carried out.

Question 2: Heavy rainfall

I have noticed that we had a lot of run off with the heavy rains and a lot of the actual sand that was in amongst the limestone rocks and different things have now washed into the actual area they are dredging. Council at the moment is actually using truckloads of sand or trailer loads of sand to refill. The trouble is the next lot of rain that came through washed all of that back into the same area. So, I think at this stage you are fighting a losing war by not actually fixing the retaining walls.

City of Mandurah Response:

As this is question time and not public statement time, we can provide a response to you in relation to what work we are doing.

7.2 Brian Perry

Question 1: Homelessness

You said before the election before you became Mayor that you were going to get rid of homelessness in Mandurah. How are you going to achieve it? And it will entail any ratepayer's money?

City of Mandurah Response:

The Mayor stated that we have a Homelessness Strategy and she will advocate for homelessness support within our City and will continue to do that as Mayor.

Question 2: Traffic Arrows

When are you installing the traffic arrows at the corner of Leslie Street and Anstruther Road?

City of Mandurah Response:

The works for Pinjarra Road and Anstruther Road are currently underway for the intersection upgrades including the right turn signal modifications. So that work will be completed. It is underway now for the next few months.

Question 3: Vendor License System

Do you have an itinerant vendor's license system here? Where people have to pay if they have a donut van or a coffee van in a car park?

City of Mandurah Response:

The Director of Business Services advised that vendors pay a trading permit fee and electricity use. The City of Mandurah has a trading permit guideline, and vendors pay a trading permit fee. There are two sites that have been approved by the City that have electricity and that particular vendor pays a trading permit fee and in addition, a fee for electricity use.

Question 4: Metro

We're part of the metro area now, aren't we?

City of Mandurah Response:

The CEO confirmed that we are a regional City.

Question 5: Pedestrian Bridge

Did the Council have anything to do with the pedestrian bridge that goes from Greenfields to the railway station? Did we pay any money for it?

City of Mandurah Response:

This question was taken on notice.

Question 6: Netball Courts, Rushton Park

What's happening to the netball courts behind Rushton Park?

City of Mandurah Response:

The State Government through an election commitment has granted a \$20million dollar grant. It is a State Government project to construct regional netball courts, and we believe that we will know more in relation to where that site will be early next year.

Question 7: Giants of Mandurah

How much are the giants of Mandurah costing the rate payers of Mandurah?

City of Mandurah Response:

This question was taken on notice.

Question 8:

Have you ever thought about putting up a big crab like they do in other towns?

City of Mandurah Response:

This question was taken on notice.

Question 9: Election

Why do you think there was poor election voter turnout?

City of Mandurah Response:

The CEO advised that we haven't received the election report yet. The election turn out for the City of Mandurah is consistent across the local government industry. There are discussions through the State Government and the Department of Local Government in relation to whether Local Government elections should become compulsory. The City expects that there will be more information that will come out next year in relation to local government voting. We will inform our Council and our Community once the State Government provide the information.

Question 10: Election Voting

Does everyone get voting slips?

City of Mandurah Response:

Yes, everyone receives voting slips. If you did not receive your ballot paper, you could have come into the City and requested a replacement ballot and on the day, you also could have gone to the polling location at the Seniors and have also requested a replacement ballot on that day.

Question 11: Bike Lane, Peel Street

Why did you remove the bike lane from Peel Street?

City of Mandurah Response:

There is a dual path lane available for people to ride a bike.

Question 12: Brewery

Does the Brewery still have to go through the State Government?

City of Mandurah Response:

Yes.

Question 13: Election Signage

How many signs can you have out like all these candidates had... visual pollution a lot of people have said. Is there a by law on that?

City of Mandurah Response:

Through a local government election campaign, candidates are required to request a permit for their signs, and they are allowed to put signage out.

The Mayor closed Public Question Time at 5.45pm.

8 PUBLIC STATEMENT TIME

Nil

9 LEAVE OF ABSENCE REQUESTS

Nil

10 G.1/11/2025 PETITIONS

10.1 Councillor D Wilkins: Petition for the Coodanup Foreshore Upgrade, Stage 4

Councillor D Wilkins presented to Council a petition that contains the signatures of 93 residents, all of whom are verified, who are requesting that Council revise the concept plan for Coodanup Foreshore Upgrade, Stage 4.

MOTION

Moved: Councillor D Wilkins
Seconded: Councillor D Schumacher

That the petition be received and referred to relevant officers.

CARRIED: 12/0

FOR: Mayor A Kearns, Cr O Mulder, Cr J Smith, Cr J Cumberworth, Cr J Green, Cr D Wilkins, Cr S Wright, Cr C Knight, Cr P Jackson, Cr A Zilani, Cr D Schumacher, Cr R Burns

AGAINST: Nil

11 PRESENTATIONS

Nil

12 DEPUTATIONS

Nil

13 G.2/11/2025 CONFIRMATION OF MINUTES

13.1 Ordinary Council Meeting held on 28 October 2025

MOTION

Moved: Councillor J Smith
Seconded: Councillor C Knight

That the Minutes of the Ordinary Council Meeting held on 28 October 2025 be confirmed.

CARRIED: 12/0

FOR: Mayor A Kearns, Cr O Mulder, Cr J Smith, Cr J Cumberworth, Cr J Green, Cr D Wilkins, Cr S Wright, Cr C Knight, Cr P Jackson, Cr A Zilani, Cr D Schumacher, Cr R Burns

AGAINST: Nil

14 ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISCUSSION)

At the invitation of the Mayor, Councillors updated the meeting on the following recent activities:

- | | | |
|------|----------------|----------------------------|
| 14.1 | Cr D Wilkins | Citizenship Ceremony |
| 14.2 | Cr A Zilani | Bounce Back Conference |
| 14.3 | Cr O Mulder | Alcoa Peel Business Awards |
| 14.4 | Mayor A Kearns | Local Legend November 2025 |

November Local Legend award: Backpack Buddies

15 G.3/11/2025 DECLARATIONS OF FINANCIAL, PROXIMITY AND IMPARTIALITY INTERESTS

- 15.1 Cr D Wilkins declared an Impartiality Interest in Item no 19.2 Community Membership to Advisory Boards due to knowing many of the applicants and was the Council Representative for the Mandurah Environmental Advisory Group. Cr D Wilkins remained in the meeting during the discussion and participated in the vote.
- 15.2 Mayor A Kearns declared an Impartiality Interest in Item no 19.2 Community Membership to Advisory Boards due to knowing many of the applicants and was the Council Representative for the Mandurah Environmental Advisory Group. Mayor Kearns remained in the meeting during the discussion and participated in the vote.
- 15.3 Mayor A Kearns declared an Impartiality Interest in Item no 23.1 Community Citizen of the Year (COTY) Awards due to being friends or closely acquainted with several of the COTY nominations. Mayor Kearns remained in the meeting during the discussion and participated in the vote.
- 15.4 Cr O Mulder declared an Impartiality Interest in Item 23.1 as he is an ambassador for one of the organisation's nominated. Cr O Mulder remained in the meeting during the discussion and participated in the vote.

- 15.5 Cr J Cumberworth declared an Impartiality Interest in Item 19.5 due to Cunningham Pty Ltd Advertising being directed by relatives. Cr J Cumberworth remained in the meeting during the discussion and participated in the vote.
- 15.6 Cr J Cumberworth declared an Impartiality Interest in Item 19.2 as he has previously been a work colleague of Christian Smith, MEAG nominee. Cr J Cumberworth remained in the meeting during the discussion and participated in the vote.
- 15.7 Cr S Wright declared an Impartiality Interest in Item 23.1 due to having a close working relationship / representation on local Boards and employment of nominee. Cr S Wright remained in the meeting during the discussion and participated in the vote.
- 15.8 Jude Thomas Director of Place and Community declared an Impartiality Interest in Item 19.2 as she is the City representative on the Mandurah Performing Arts Centre Board. The Director remained in the meeting during the discussion and participated in the vote.

16 QUESTIONS FROM ELECTED MEMBERS

16.1 Questions of which due notice has been given

Councillor A Zilani

Question 1:

What was the total allocated budget for the Cuvier Place resurfacing and sealing works, including all planned contractor and material costs?

City of Mandurah Response:

The total budget for the resurfacing works was estimated to be \$116,948. It is important to note that this project is funded in full from the Asset Management Reserve.

Question 2:

How much of that budget will now remain unspent as a result of the works not proceeding at this time?

City of Mandurah Response:

The total unspent portion of the budget of the project is \$107,340.

Question 3:

Did the City incur any mobilisation costs, cancellation fees, or administrative expenses as a result of stopping the scheduled works?

City of Mandurah Response:

A total of \$9,608 has been spent on the project to date to complete required survey and service location works. Now the City has confirmed the service locations, the City will not be required to complete this task when the work has to be done in future years.

Question 4:

Can the CEO outline the sequence of events and internal decision-making steps that led to the postponement of the works following the last Ordinary Council Meeting?

City of Mandurah Response:

The Director of Built and Natural Environment inspected the road with City Engineering Officers. Following this, it was decided that resurfacing works could be delayed 2-3 years, given the current condition of the road.

Question 5:

If the matter had not been raised at the last 28 October 2025 Ordinary Council Meeting, is it correct that the resurfacing works would have proceeded as originally planned?

City of Mandurah Response:

Yes, the works were planned to commence in October. The cul-de-sac head is in a condition 5 state. The City rates roads 1 to 5, with condition 5 being in a poor state. The road is rated as a condition 3.

Question 6:

In the City's assessment, would proceeding with the original scope of works have resulted in expenditure that may not have delivered the intended value for ratepayers?

City of Mandurah Response:

Completing the renewal of the road surface in a timely manner helps prevent deterioration and further structural damage to the pavement. Currently the project is an asphalt resurface, and it is important that the City continues to monitor the cul-de-sac head, because if it deteriorates further, the City could risk having to rehabilitate the road surface which is more than 8-10 times the costs of a road resurface project. Due to the condition of the cul-de-sac head, and the current surface of Cuvier Place being 32 years old, it will be recommended that the entire road be resurfaced at the same time as the cul-de-sac head, creating efficiencies through reduced cost of asphalt and mobilisation and better outcomes such as reducing risk of cracks from the new works to the old, manage the levels better.

Question 7:

What improvements, if any, will the City consider implementing to strengthen pre-work assessment processes so that similar technical issues are identified before works are scheduled and communicated to residents?

City of Mandurah Response:

The City continues to strengthen project oversight and governance through its Project Management Framework, ensuring robust and transparent selection of projects. The City has enhanced its planning and assessment processes by integrating up-to-date condition data gathered through vehicle-mounted sensors, which detect a variety of road asset issues such as roughness, cracking, deformation and rutting. It is important to note that this road has a cul-de-sac that has a condition rating of 5 and works will need to be undertaken in the coming years.

Question 8:

The official notification to residents about the scheduled works was issued less than a week before the planned start date. Can the CEO advise what the standard protocol is for notifying residents, and why notice was not provided earlier in this case?

City of Mandurah Response:

Construction notification letters are usually provided at-least two weeks prior to the City commencing works. Unfortunately, notifications were delayed leading to the City providing only one week notice for Cuvier Place.

Question 9:

Can the CEO advise what criteria were used to determine that Cuvier Place required resurfacing?

City of Mandurah Response:

A visual condition of the road surface was the primary criteria used to determine the renewal.

Question 10:

Could the CEO advise the cost of surveying Cuvier Place to locate underground Electricity, Gas, Water, and Telstra services, and confirm whether this survey is now redundant due to the postponement? Would it be prudent to inspect roads due for resurfacing before incurring survey costs to avoid unnecessary expenditure?

City of Mandurah Response:

The Total Cost of surveying Cuvier Place is \$9,608 inclusive of traffic management costs. The survey was conducted to ensure that services were located at a depth that was safe to complete resurfacing works. This information will be utilised for future planning and resurfacing of Cuvier Place and if no more services are installed, the City will not be required to incur these costs again.

16.2 Questions of which notice has not been given

16.2.1 Councillor R Burns

Question 1:

At the October OCM, during questions on the Public Health and Wellbeing Plan 2026–2030, staff advised they would take on notice the requests for clarification regarding Mandurah-specific climate data and the modelling relied upon to support the climate-related statements made during the debate. Given that Table 3 of the Plan identifies 'planning for vulnerable populations to cope with rising global temperatures' as a significant consideration for the City - and given the City already spends hundreds of thousands of dollars on decarbonisation initiatives - it is important to understand the specific data and resources City staff are relying on.

Could the City please advise whether a response to those taken-on-notice requests has since been provided to elected members? If so, can that response be tabled; and if not, when can elected members expect to receive the specific documents, datasets, and modelling that inform policy positions and guide associated City expenditure?

City of Mandurah response:

The Council will receive information in due course and that will be before the end of the year.

Question 2:

At the February 2025 meeting, Council supported my amendment requiring the City to issue a public media release once the contestable energy contract was executed -confirming the supplier, outlining how the contract meets the City's renewable-energy targets, and setting out the additional cost to the community.

In early October, staff advised me that the media release would be prepared after the 18 October election, following an Elected Member-Executive Leadership Team (EM-ELT) briefing, so that the community could receive a clearer explanation supported by the first-quarter report under the contract. When is the EM-ELT briefing scheduled to occur?

City of Mandurah response:

It is scheduled for the EM/ELT Briefing next Tuesday on 2 December 2025

Question 3:

Following that briefing, when is the media release required under Council's resolution planned to be issued?

City of Mandurah response:

The media release will be issued by the end of December 2025.

Question 4:

Through which channels will the media release be published - for example, the City website, social media, and any local media distribution?

City of Mandurah response:

It will be published on the City's website and a media release to the local newspaper.

Question 5:

How will the additional cost to the community arising from the renewable-energy option be described, as required by the amendment?

City of Mandurah response:

This will be discussed with the Mayor as part of the media release process.

16.2.2 Councillor D Wilkins

Question:

In regard to the Petition that has been tabled through the relevant officers, can I ask if this Group were encouraged to complete the public survey that is ending in December 2025 and will this petition be captured in that feedback?

City of Mandurah Response:

The CEO confirmed that a briefing will be provided to Elected Members relating to the proposal for the Coodanup Foreshore.

In regard to the correspondence, the relevant City officer is not present to advise correspondence and communication that has been incurring with the Group.

16.2.3 Councillor D Schumacher

Question 1:

Can the CEO please advise how much money has been spent on the advertising and promotion of the Western Foreshore, the Business Plan and the proposed development from August 2024 to the current date and how much more will be spent?

City of Mandurah Response

This question was taken on notice.

17 BUSINESS LEFT OVER FROM PREVIOUS MEETING

Nil

18 RECOMMENDATIONS OF COMMITTEES

Nil

19 REPORTS

G.4/11/2025 19.1 Council and Committee Meeting Dates 2026

Summary

In accordance with Section 5.25(1)(g) of the *Local Government Act 1995* (the Act) and regulation 12 of the *Local Government (Administration) Regulations 1996*, Council is required to resolve to advertise each year, the days and times when Ordinary Council and Committee meetings will be held.

Council is requested to endorse the Ordinary Council and Audit, Risk and Improvement Committee meeting dates for 2026 for publication on the City of Mandurah website. As per the Planning and Community Consultation Committee Terms of Reference meetings will be called on an ad hoc basis as required.

Officer Recommendation

That Council:

1. Approve the following Ordinary Council Meeting dates commencing at 5:30pm, to be held in the Council Chambers, and advertised on the City of Mandurah website:

Meeting	Date and Time
Council Meeting	Tuesday, 24 February 2026, at 5:30pm
Council Meeting	Tuesday, 24 March 2026, at 5:30pm
Council Meeting	Tuesday, 28 April 2026, at 5:30pm
Council Meeting	Tuesday, 26 May 2026, at 5:30pm

Council Meeting	Tuesday, 23 June 2026, at 5:30pm
Council Meeting	Tuesday, 28 July 2026, at 5:30pm
Council Meeting	Tuesday, 25 August 2026, at 5:30pm
Council Meeting	Tuesday, 22 September 2026, at 5:30pm
Council Meeting	Tuesday, 27 October 2026, at 5:30pm
Council Meeting	Tuesday, 24 November 2026, at 5:30pm
Council Meeting	Tuesday, 15 December 2026, at 5:30pm

2. Approve the Audit, Risk and Improvement Committee meeting dates, commencing at 5:30pm, to be held in the Council Chambers, and advertised on the City of Mandurah website:

Meeting	Date and Time
Audit, Risk & Improvement Committee	Monday, 9 March 2026, at 5:30pm
Audit, Risk & Improvement Committee	Monday, 4 May 2026, at 5:30pm
Audit, Risk & Improvement Committee	Monday, 3 August 2026, at 5:30pm
Audit, Risk & Improvement Committee	Monday, 5 October 2026, at 5:30pm
Audit, Risk & Improvement Committee	Monday, 7 December 2026, at 5:30pm

Council Resolution

MOTION

Moved: Councillor D Schumacher

Seconded: Councillor D Wilkins

Amended Officer Recommendation

That Council:

1. Approve the following Ordinary Council Meeting dates commencing at 5:30pm, to be held in the Council Chambers, and advertised on the City of Mandurah website:

Meeting	Date and Time
Council Meeting	Tuesday, 24 February 2026, at 5:30pm
Council Meeting	Tuesday, 24 March 2026, at 5:30pm
Council Meeting	Tuesday, 28 April 2026, at 5:30pm
Council Meeting	Tuesday, 26 May 2026, at 5:30pm
Council Meeting	Tuesday, 23 June 2026, at 5:30pm
Council Meeting	Tuesday, 28 July 2026, at 5:30pm
Council Meeting	Tuesday, 25 August 2026, at 5:30pm
Council Meeting	Tuesday, 22 September 2026, at 5:30pm
Council Meeting	Tuesday, 27 October 2026, at 5:30pm

Council Meeting	Tuesday, 24 November 2026, at 5:30pm
Council Meeting	Tuesday, 15 December 2026, at 5:30pm

2. Approve the Audit, Risk and Improvement Committee meeting dates, commencing at 5:30pm, to be held in the Council Chambers, and advertised on the City of Mandurah website:

Meeting	Date and Time
Audit, Risk & Improvement Committee	Monday, 9 March 2026, at 5:30pm
Audit, Risk & Improvement Committee	Monday, 4 May 2026, at 5:30pm
Audit, Risk & Improvement Committee	Monday, 3 August 2026, at 5:30pm
Audit, Risk & Improvement Committee	Monday, 5 October 2026, at 5:30pm
Audit, Risk & Improvement Committee	Monday, 7 December 2026, at 5:30pm

3. That the Audit, Risk and Improvement Committee on Monday 1 December 2025 at 5:30pm be rescheduled to Tuesday 9 December 2025 at 5:30pm to be held in the Council Chambers.

4. Notes the rescheduled meeting date will be advertised on the City of Mandurah website.

CARRIED: 12/0

FOR: Mayor A Kearns, Cr O Mulder, Cr J Smith, Cr J Cumberworth, Cr J Green, Cr D Wilkins, Cr S Wright, Cr C Knight, Cr P Jackson, Cr A Zilani, Cr D Schumacher, Cr R Burns

AGAINST: Nil

Comment: Resolution three reschedules the Audit, Risk and Improvement Committee to enable the Office of the Auditor General to present the Audit of the 2024/25 Financial Statements.

G.5/11/2025 19.2 Community Memberships to Advisory Groups and Elected Member Appointment to Working Groups and External Agencies

Summary

At the Council Meeting of 28 October 2025, Council endorsed the Terms of Reference to the Access and Inclusion Advisory Group (AIAG), Mandurah Environmental Advisory Group (MEAG) and Youth Advisory Group (YAG) and Council appointed Elected Members to MEAG and AIAG.

Elected Members are now requested to consider the appointment of community members to all three Advisory Groups.

Elected Member nominations and appointments to a number of externally led working groups, committees and boards expired on election day, being 18 October 2025. Council is now requested to consider Elected Member nominations and appointments to these externally led working groups, committees and boards.

Officer Recommendation

That Council:

1. Approve the community representation appointments (refer *Confidential Attachment 19.2.1*) to the following Council advisory groups for a term expiring 15 October 2027:

1.1 Access and Inclusion Advisory Group

- 1 _____
- 2 _____
- 3 _____
- 4 _____
- 5 _____
- 6 _____
- 7 _____
- 8 _____
- 9 _____
- 10 _____
- 11 _____
- 12 _____

1.2 Mandurah Environmental Advisory Group

- 1 _____
- 2 _____
- 3 _____
- 4 _____
- 5 _____
- 6 _____
- 7 _____

1.3 Amend the Terms of Reference for the Youth Advisory Group membership for number of young people aged 15-24, living, working or studying in the City of Mandurah to be “up to 13”.

Youth Advisory Group

- 1 _____
- 2 _____
- 3 _____
- 4 _____
- 5 _____
- 6 _____
- 7 _____
- 8 _____
- 9 _____
- 10 _____
- 11 _____
- 12 _____
- 13 _____

2. Approve for consideration of the Peel Development Commission Board:

2.1 Nominate the following Elected Members for the position of local government representative on the Peel Development Commission Board.

- 1 _____
- 2 _____

2.2 That the Elected Members nominations be forwarded to the Minister of Regional Development to be considered by the Minister for a term as determined by the Minister.

3. Approve Elected Member appointments to the following external agencies and organisations for a term expiring on 15 October 2027:

3.1 South West Regional Road Group

Deputy _____

3.2 Peel Mosquito Management Group

Deputy _____

3.3 Peron Naturaliste Partnership

Deputy _____

3.4 Mandurah Performing Arts Centre Board

Council Resolution

MOTION

Moved: Councillor D Schumacher
Seconded: Councillor J Smith

Amended Officer Recommendation - Part 1

That Council:

1. Approve the community representation appointments (refer *Confidential Attachment 19.2.1*) to the following Council advisory groups for a term expiring 15 October 2027, noting an amendment to Confidential Attachment 19.2.1 to Report 19.2 at page 33 to state 12 vacancies:

1.1 Access and Inclusion Advisory Group (refer *Confidential Attachment 19.2.1*)

1.2 Mandurah Environmental Advisory Group (refer *Confidential Attachment 19.2.1*)

1.3 Amend the Terms of Reference for the Youth Advisory Group membership for number of young people aged 15-24, living, working or studying in the City of Mandurah to be “up to 13”.

1.4 Youth Advisory Group (refer *Confidential Attachment 19.2.1*)

CARRIED: 12/0

FOR: Mayor A Kearns, Cr O Mulder, Cr J Smith, Cr J Cumberworth, Cr J Green, Cr D Wilkins, Cr S Wright, Cr C Knight, Cr P Jackson, Cr A Zilani, Cr D Schumacher, Cr R Burns

AGAINST: Nil

Comment: There was a minor administrative error in the Confidential Attachment 19.2.1 to Report 19.2 at page 33 which incorrectly stated 10 vacancies and there are 12 vacancies for the Access and Inclusion Advisory Group.

Council Resolution

MOTION

Moved: Councillor C Knight
Seconded: Councillor D Schumacher

That Council:

Amended Officer Recommendation - Part 2

- 2. Approve for consideration of the Peel Development Commission Board:**
 - 2.1 Nominate the following Elected Member for the position of local government representative on the Peel Development Commission Board.**

Cr C Knight
 - 2.2 That the Elected Member nomination be forwarded to the Minister of Regional Development to be considered by the Minister for a term as determined by the Minister.**

- 3. Approve Elected Member appointments to the following external agencies and organisations for a term expiring on 15 October 2027:**
 - 3.1 South West Regional Road Group**

Mayor A Kearns
Deputy Cr A Zilani

 - 3.2 Peel Mosquito Management Group**

Cr J Green
Deputy Cr S Wright

 - 3.3 Peron Naturaliste Partnership**

Cr C Knight
Deputy Cr J Cumberworth

 - 3.4 Mandurah Performing Arts Centre Board**

Cr D Wilkins

CARRIED: 12/0

FOR: Mayor A Kearns, Cr O Mulder, Cr J Smith, Cr J Cumberworth, Cr J Green, Cr D Wilkins, Cr S Wright, Cr C Knight, Cr P Jackson, Cr A Zilani, Cr D Schumacher, Cr R Burns

AGAINST: Nil

G.6/11/2025

19.3 Review of Local Laws

Summary

The *Local Government Act 1995* (the Act) enables Western Australian local governments to make local laws considered necessary for the good government of their districts.

Under section 3.16 of the Act local governments are required to periodically review all local laws to ensure they remain relevant, effective, and consistent with current legislation and community needs (Section 3.16 Review).

The Local Government Reform has introduced a statutory deadline requiring all local laws which exceed 15 years be reviewed by the local government by December 2026. In response, the City of Mandurah (City) has a suite of local laws which are currently being reviewed as part of an ongoing Local Law Review Program (Review Program) to meet these statutory obligations under the Act.

As part of the next phase of the Review Program, City officers recommend that Council initiate reviews of the following local laws which are now due for review:

- City of Mandurah Bush Fire Brigades Local Law 2011 (Bush Fire Brigades Local Law) refer *Attachment 19.4.1*
- City of Mandurah Fencing Local Law 2015 (Fencing Local Law) refer *Attachment 19.4.2*
- City of Mandurah Parking and Parking Facilities Local Law 2015 (Parking Local Law) refer *Attachment 19.4.3*

Council is requested to resolve by absolute majority that these local laws be advertised in accordance with section 3.16(2) of the Act commencing the statutory review process (Stage One) and note that engagement with Elected members will be ongoing.

Officer Recommendation

That Council:

1. In accordance with section 3.16 of the *Local Government Act 1995* determines to undertake a review of the following local laws:
 - 1.1 *City of Mandurah Bush Fire Brigades Local Law 2011* as per Attachment 19.4.1
 - 1.2 *City of Mandurah Fencing Local Law 2015* as per Attachment 19.4.2.
 - 1.3 *City of Mandurah Parking and Parking Facilities Local Law 2015* as per attachment 19.4.3
2. Determines that the City undertakes local public notice stating that the City proposes to review the following local laws for the purposes of inviting submissions:
 - 2.1 *City of Mandurah Bush Fire Brigades Local Law 2011*
 - 2.2 *City of Mandurah Fencing Local Law 2015*
 - 2.3 *City of Mandurah Parking and Parking Facilities Local Law 2015*
3. Notes that submissions about the local laws may be made to the City before a day to be specified in the notice, being a day that is not less than six weeks after the notice is given.
4. Notes that the results of the above advertising be presented to Council for consideration of any submissions received.

Council Resolution

MOTION

Moved: Councillor J Smith
Seconded: Councillor D Wilkins

That Council:

1. In accordance with section 3.16 of the *Local Government Act 1995* determines to undertake a review of the following local laws:
 - 1.1. *City of Mandurah Bush Fire Brigades Local Law 2011* as per Attachment 19.4.1
 - 1.2. *City of Mandurah Fencing Local Law 2015* as per Attachment 19.4.2.
 - 1.3. *City of Mandurah Parking and Parking Facilities Local Law 2015* as per attachment 19.4.3
2. Determines that the City undertakes local public notice stating that the City proposes to review the following local laws for the purposes of inviting submissions:
 - 2.1. *City of Mandurah Bush Fire Brigades Local Law 2011*
 - 2.2. *City of Mandurah Fencing Local Law 2015*
 - 2.3. *City of Mandurah Parking and Parking Facilities Local Law 2015*
3. Notes that submissions about the local laws may be made to the City before a day to be specified in the notice, being a day that is not less than six weeks after the notice is given.
4. Notes that the results of the above advertising be presented to Council for consideration of any submissions received.

CARRIED: 12/0

FOR: Mayor A Kearns, Cr O Mulder, Cr J Smith, Cr J Cumberworth, Cr J Green, Cr D Wilkins, Cr S Wright, Cr C Knight, Cr P Jackson, Cr A Zilani, Cr D Schumacher, Cr R Burns

AGAINST: Nil

G.7/11/2025 19.4 2024/25 Mosquito Management Annual Report

Summary

This annual report provides an overview of mosquito management activities undertaken during the 2024/25 season by the City, in partnership with the Peel Mosquito Management Group - PMMG (formally Peel Contiguous Local Authorities Group - CLAG) and the WA Department of Health (DoH).

Season 2024/25 brought an unexpected shift and intensification of tidal inundation and favourable environmental conditions for saltmarsh mosquitoes to reproduce.

As a result of this change, twenty-two (22) aerial larvicide treatments were undertaken between 1 July 2024 and 30 June 2025 with a record area of 7,763.5 hectares being treated across the Peel Region.

The City and PMMG worked throughout the season to minimise saltmarsh mosquito populations and the ongoing risk to the community from mosquito borne disease in the form of Ross River virus (RRV)

and Barmah Forest virus (BFV). This required intensive field surveillance, aerial larvicide treatments and additional financial commitments by all parties.

Across the season, thirty-one (31) human cases of RRV were reported for Mandurah, compared to the twenty-four (24) reported during season 2023/24. A total of two (2) human cases of BFV were reported as opposed to five (5) in 2023/24. The prevalence of RRV and BFV in any given year is driven by a range of complex factors including environmental conditions, virus transmission cycles, and the abundance of adult mosquitoes.

Council is requested to note the activities of the PMMG in season 2024/25, recognising the high level of community interest there has been in this State and local government partnership.

Officer Recommendation

That Council:

1. Receives the City of Mandurah Mosquito Management Program: 2024/25 Annual Report.
2. Approves the communication of this report to following key stakeholders:
 - Department of Health;
 - The Minister for Health and local Parliamentary Representatives;
 - Peel Mosquito Management Group member local governments;
 - Peel Development Commission;
 - Department of Water Environment and Regulation; and
 - Mandurah Environmental Advisory Group.
3. Notes the City's support for the ongoing delivery of the Department of Health Fight the Bite Campaign.
4. Acknowledges the ongoing support provided by the Department of Health in the implementation of improvements in the Peel Mosquito Management Program.
5. Acknowledges the importance of the State Government's ongoing commitment to the annual program, and in accordance with the Dawesville Channel Environmental Review and Management Program. (1998 – Ministerial Conditions and Proponents Commitments for the Peel Inlet and Harvey Estuary Management Strategy).
6. Supports ongoing advocacy for an adaptable State Government funding approach recognising the unpredictable and seasonal nature of the mosquito breeding in the Peel Region.

Council Resolution

MOTION

Moved: Councillor D Schumacher

Seconded: Councillor J Cumberworth

That Council:

1. **Receives the City of Mandurah Mosquito Management Program: 2024/25 Annual Report.**
2. **Approves the communication of this report to following key stakeholders:**
 - **Department of Health;**
 - **The Minister for Health and local Parliamentary Representatives;**
 - **Peel Mosquito Management Group member local governments;**

- Peel Development Commission;
- Department of Water Environment and Regulation; and
- Mandurah Environmental Advisory Group.

3. Notes the City's support for the ongoing delivery of the Department of Health Fight the Bite Campaign.
4. Acknowledges the ongoing support provided by the Department of Health in the implementation of improvements in the Peel Mosquito Management Program.
5. Acknowledges the importance of the State Government's ongoing commitment to the annual program, and in accordance with the Dawesville Channel Environmental Review and Management Program. (1998 – Ministerial Conditions and Proponents Commitments for the Peel Inlet and Harvey Estuary Management Strategy).
6. Supports ongoing advocacy for an adaptable State Government funding approach recognising the unpredictable and seasonal nature of the mosquito breeding in the Peel Region.

CARRIED 12/0

FOR: Mayor A Kearns, Cr O Mulder, Cr J Smith, Cr J Cumberworth, Cr J Green, Cr D Wilkins, Cr S Wright, Cr C Knight, Cr P Jackson, Cr A Zilani, Cr D Schumacher, Cr R Burns

AGAINST: Nil

G.8/11/2025 19.5 Monthly Financial Report - October 2025

Summary

The Financial Report for October 2025 together with associated commentaries, notes on investments, balance sheet information, schedule of accounts and the tenders awarded under the delegation by the Chief Executive Officer are presented for Elected Members' consideration.

Officer Recommendation

That Council:

1. Receives the Financial Report for October 2025 as detailed in Attachment 1 of the report.
2. Receives the Schedule of Accounts for the following amounts as detailed in Attachment 2 of the report:

Total Municipal Fund	\$ 13,354,130.61
Total Trust Fund	<u>\$ 0.00</u>
	<u>\$ 13,354,130.61</u>

3. Approves the following budget variations for 2025/26 annual budget:
 - 3.1 Waltham Street Design and Development:
2024/25 Budget adjustments – Operating Carryover
 - Decrease in Materials and Contracts of \$149,899*
 - Increase of transfer to Restricted Cash Reserve \$149,899*

2025/26 Budget adjustments – Operating Carryover

- Increase in Materials and Contracts of \$149,899*
- Increase of transfer from Restricted Cash Reserve \$149,899*

- 3.2 New operating expenditure of \$1,000* for the International Day for People with Disability
- To be funded from a grant of \$1,000* from Development Disability Council WA
- 3.3 New capital expenditure of \$82,000* for the Lakelands Dugouts
- To be funded from the State Election Commitment administered by Department of Cultural Industry Tourism and Sport of \$82,000*
- 3.4 Transfer of capital expenditure of \$20,000* for the MARC Outdoor Shade Structures New
- To be funded from capital expenditure from project MARC Café/Squash Thoroughfare of \$20,000*
- 3.5 New capital expenditure of \$20,000* for the WMC - Safety Improvement Projects
- To be funded from the Waste Facilities Reserve \$20,000*
- 3.6 New Operating expenditure of \$50,000* for the Canopus Restoration Project
- To be funded from the increase in operating revenue \$50,000*
- 3.7 New Capital expenditure of \$55,850* for the In-water Floating Pontoon
- To be funded from the decrease in operating expenses \$55,850*

***ABSOLUTE MAJORITY**

Council Resolution

MOTION

Moved: Councillor C Knight
Seconded: Councillor D Schumacher

That Council:

1. **Receives the Financial Report for October 2025 as detailed in Attachment 1 of the report.**
2. **Receives the Schedule of Accounts for the following amounts as detailed in Attachment 2 of the report:**

Total Municipal Fund	\$	13,354,130.61
Total Trust Fund	\$	0.00
	\$	<u>13,354,130.61</u>

3. **Approves the following budget variations for 2025/26 annual budget:**

3.1 Waltham Street Design and Development:

2024/25 Budget adjustments – Operating Carryover

- **Decrease in Materials and Contracts of \$149,899***
- **Increase of transfer to Restricted Cash Reserve \$149,899***

2025/26 Budget adjustments – Operating Carryover

- **Increase in Materials and Contracts of \$149,899***
- **Increase of transfer from Restricted Cash Reserve \$149,899***

- 3.2 New operating expenditure of \$1,000* for the International Day for People with Disability**
- To be funded from a grant of \$1,000* from Development Disability Council WA
- 3.3 New capital expenditure of \$82,000* for the Lakelands Dugouts**
- To be funded from the State Election Commitment administered by Department of Cultural Industry Tourism and Sport of \$82,000*
- 3.4 Transfer of capital expenditure of \$20,000* for the MARC Outdoor Shade Structures New**
- To be funded from capital expenditure from project MARC Café/Squash Thoroughfare of \$20,000*
- 3.5 New capital expenditure of \$20,000* for the WMC - Safety Improvement Projects**
- To be funded from the Waste Facilities Reserve \$20,000*
- 3.6 New Operating expenditure of \$50,000* for the Canopus Restoration Project**
- To be funded from the increase in operating revenue \$50,000*
- 3.7 New Capital expenditure of \$55,850* for the In-water Floating Pontoon**
- To be funded from the decrease in operating expenses \$55,850*

CARRIED BY ABSOLUTE MAJORITY: 12/0

FOR: Mayor A Kearns, Cr O Mulder, Cr J Smith, Cr J Cumberworth, Cr J Green, Cr D Wilkins,
Cr S Wright, Cr C Knight, Cr P Jackson, Cr A Zilani, Cr D Schumacher, Cr R Burns
AGAINST: Nil

20. MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

21 NOTICE OF MOTIONS FOR CONSIDERATION AT THE FOLLOWING MEETING

Nil

22 LATE AND URGENT BUSINESS ITEMS

Nil

23 G.9/11/2025 CONFIDENTIAL ITEMS

G.9/11/2025 Close Doors

Council Resolution

MOTION

Moved: Councillor R Burns
Seconded: Councillor J Smith

That the meeting proceeds with closed doors at 6.50pm in accordance with Section 5.23(2) of the *Local Government Act 1995*, to allow for the confidential discussion of Confidential item 23.1.

CARRIED: 12/0

FOR: Mayor A Kearns, Cr O Mulder, Cr J Smith, Cr J Cumberworth, Cr J Green, Cr D Wilkins, Cr S Wright, Cr C Knight, Cr P Jackson, Cr A Zilani, Cr D Schumacher, Cr R Burns

AGAINST: Nil

Members of the media, non-senior employees and persons in the gallery left the meeting at this point. The Minute Officer and Executive Manager remained with Senior Officers.

G.10/11/2025 Suspend Standing Orders

Council Resolution

MOTION:

Mover: Councillor S Wright

Second: Councillor C Knight

That Council resolved to suspend Standing Orders at 6.51pm in accordance with clause 3.2 of the *City of Mandurah Standing Orders Local Law 2016* to allow for open discussion on Confidential Item 23.1.

CARRIED: 12/0

FOR: Mayor A Kearns, Cr O Mulder, Cr J Smith, Cr J Cumberworth, Cr J Green, Cr D Wilkins, Cr S Wright, Cr C Knight, Cr P Jackson, Cr A Zilani, Cr D Schumacher, Cr R Burns

AGAINST: Nil

G.11/11/2025 Reinstate Standing Orders

Council Resolution

MOTION:

Mover: Councillor S Wright

Seconder: Councillor D Schumacher

That council resolves to reinstate Standing Orders at in accordance with clause 3.2 of the *City of Mandurah Standing Orders Local Law 2016* following the suspension for open discussion on Item 23.1.

CARRIED: 12/0

FOR: Mayor A Kearns, Cr O Mulder, Cr J Smith, Cr J Cumberworth, Cr J Green, Cr D Wilkins, Cr S Wright, Cr C Knight, Cr P Jackson, Cr A Zilani, Cr D Schumacher, Cr R Burns

AGAINST: Nil

G.12/11/2025 Open Doors

Council Resolution

MOTION

Moved: Councillor P Jackson

Seconded: Councillor C Knight

That the meeting proceeds with open doors at 19.35pm in accordance with Section 5.23(2) of the *Local Government Act 1995*, following the conclusion of confidential discussion on Item 23.

CARRIED: 12/0

FOR: Mayor A Kearns, Cr O Mulder, Cr J Smith, Cr J Cumberworth, Cr J Green, Cr D Wilkins, Cr S Wright, Cr C Knight, Cr P Jackson, Cr A Zilani, Cr D Schumacher, Cr R Burns

AGAINST: Nil

*The meeting was adjourned at 7.36pm for a 10-minute break.
The Mayor recommenced the meeting at 7.56pm.*

G.13/11/2025 Close Doors

Council Resolution

MOTION

Moved: Councillor J Cumberworth

Seconded: Councillor A Zilani

That the meeting proceeds with closed doors in accordance with Section 5.23(2) of the *Local Government Act 1995*, to allow for the confidential discussion of item 23.

CARRIED: 12/0

FOR: Mayor A Kearns, Cr O Mulder, Cr J Smith, Cr J Cumberworth, Cr J Green, Cr D Wilkins, Cr S Wright, Cr C Knight, Cr P Jackson, Cr A Zilani, Cr D Schumacher, Cr R Burns

AGAINST: Nil

Members of the media, non-senior employees and persons in the gallery left the meeting at this point. The Minute Officer and Executive Manager remained with Senior Officers.

The meeting proceeded with closed doors at 7.57pm.

23.1 G.13/11/2025 Community Citizen of the Year Awards

Confidential discussion ensued regarding this issue.

Officer Recommendation

That Council:

1. Endorses the 2026 Australia Day Community Citizen of the Year award winners, as per Confidential Attachment 2.
 2. Notes that all those nominated for awards for their contribution to the community, will be recognised at the Australia Day ceremony on 26 January 2026 and that details of the winners
-

remain confidential until this date.

3. Requests City officers to provide Selection Panel feedback to Auspire regarding the varying level of content and detail received in nominations, with suggestions of additional guidance for nominators and an earlier deadline for nominations.

Amended Council Resolution

Mover: Councillor O Mulder
Seconded: Councillor J Cumberworth

That Council:

1. Endorses the 2026 Australia Day Community Citizen of the Year award winners, as per Amended Confidential Attachment 2.
2. Notes that all those nominated for awards for their contribution to the community, will be recognised at the Australia Day ceremony on 26 January 2026 and that details of the winners remain confidential until this date.
2. Requests City officers to provide Selection Panel feedback to Auspire regarding the varying level of content and detail received in nominations, with suggestions of additional guidance for nominators and an earlier deadline for nominations.

Comment: Council amended the Confidential Attachment 2.

CARRIED: 12/0

FOR: Mayor A Kearns, Cr O Mulder, Cr J Smith, Cr J Cumberworth, Cr J Green, Cr D Wilkins, Cr S Wright, Cr C Knight, Cr P Jackson, Cr A Zilani, Cr D Schumacher, Cr R Burns

AGAINST: Nil

G.14/11/2025 Open Doors

Council Resolution

MOTION

Moved: Councillor J Cumberworth
Seconded: Councillor D Wilkins

That the meeting proceeds with open doors in accordance with Section 5.23(2) of the *Local Government Act 1995*, following the conclusion of confidential discussion on Item 23.

CARRIED: 12/0

FOR: Mayor A Kearns, Cr O Mulder, Cr J Smith, Cr J Cumberworth, Cr J Green, Cr D Wilkins, Cr S Wright, Cr C Knight, Cr P Jackson, Cr A Zilani, Cr D Schumacher, Cr R Burns

AGAINST: Nil

The meeting proceeded with open doors at 8.00pm

G.15/11/2025 Endorse Resolutions

Council Resolution

MOTION

Moved: Councillor A Zilani
Seconded: Councillor D Schumacher

That Council endorses the resolutions taken with closed doors.

CARRIED: 12/0

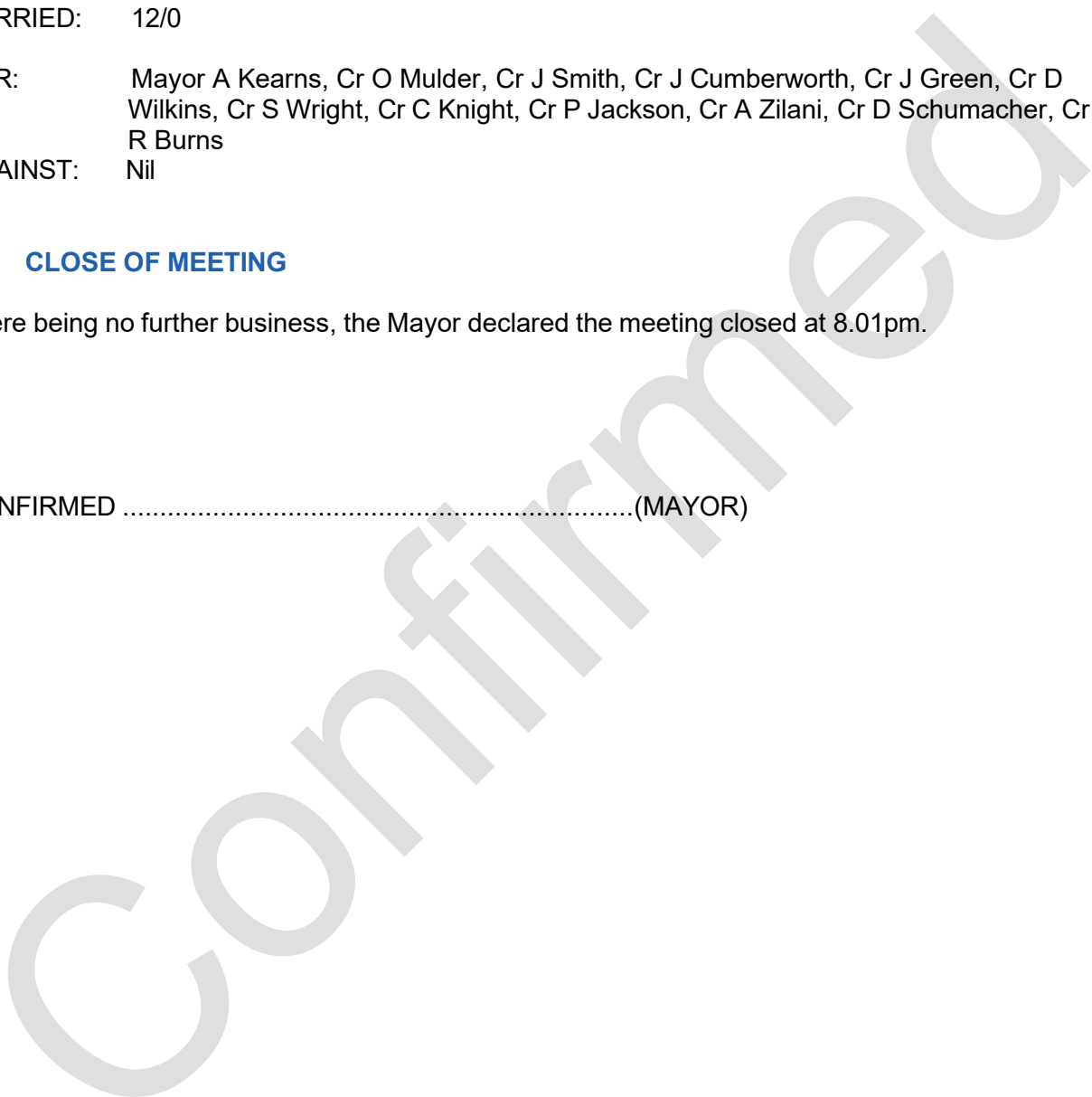
FOR: Mayor A Kearns, Cr O Mulder, Cr J Smith, Cr J Cumberworth, Cr J Green, Cr D Wilkins, Cr S Wright, Cr C Knight, Cr P Jackson, Cr A Zilani, Cr D Schumacher, Cr R Burns

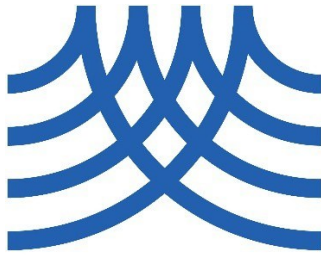
AGAINST: Nil

24 CLOSE OF MEETING

There being no further business, the Mayor declared the meeting closed at 8.01pm.

CONFIRMED(MAYOR)





**CITY OF
MANDURAH**

NOTICE OF MEETING

ORDINARY COUNCIL

Members of Council are advised that a meeting will be held in the Council Chambers, 83 Mandurah Terrace, Mandurah and the meeting will be Live streamed on:

Tuesday 25 November 2025 at 5:30 pm

CASEY MIHOVLOVICH
Chief Executive Officer
19/11/2025

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1 OPENING OF MEETING AND ANNOUNCEMENT OF VISITORS

Members of the public are advised that the Council Meeting is being livestreamed in accordance with the City's Council Meetings – Live Streaming, Recording and Electronic Attendance Policy. By being present at this meeting, members of the public consent to the City livestreaming and publishing their voice on the City's website. Members of the public are not subject to video livestreaming and only their voice will be captured. For further information on the Live streaming of Council Meetings please click here [Live Streaming of Council Meetings](#)

2 ACKNOWLEDGEMENT OF COUNTRY

People have been here for a long time. I want to acknowledge the presence of people over that long time with firstly the Bindjareb Noongar people who continue to have an ongoing connection to this land. They have been here for over 50,000 years. This place Mandjoogoordap or Mandurah, acknowledges a beautiful name, full of intent of people living here and others visiting here. That intent gives us an idea of their ancestral land usage over that long period. Mandurah, the gathering place is unique because even today we still gather here in the most beautiful place for many important reasons. Let us embrace the notion of people being in this space as we move forward as one community.

3 APOLOGIES

4 DISCLAIMER

Members of the public are advised that any decisions made at the meeting tonight, can be revoked, pursuant to the *Local Government Act 1995*. Therefore, members of the public should not rely on any decisions until formal notification in writing by Council has been received.

5 ANSWERS TO QUESTIONS TAKEN ON NOTICE

5.1 Answers to Questions Taken on Notice

5.1 Carina Frew

Question 1: Question 1: Public Health & Wellbeing Plan 2026-2030

The City has previously relied upon a desktop assessment and suggested potential harm to a child would be solely a police matter. Given that the current documentation does not satisfy a proper standards based risk assessment in line with ASIS03100:2018 and acknowledging that a demonstrable failure in due diligence may invalidate the City's public liability insurance and expose ratepayers to significant financial liability, will the council immediately commit to funding and commissioning the mandated independent safety assessment before any further contracts or development approvals or progress steps are made for the Western Foreshore Leisure Precinct?

City of Mandurah Response

As confirmed by the City of Mandurah's mutual indemnity scheme owned by local governments in Western Australia, the City's public liability insurance would not be invalid. The City is entering into a ground lease with the Proponent who will be responsible for private venue management. The City

would only be liable for any claim where the City has failed to enforce restrictions or conditions of an agreement. In summary, the City or ratepayers are not at risk of any financial exposure or insurance being invalid.

As part of the planning phase for the Western Foreshore Commercial Site, the City has completed a project risk assessment documented within the Western Foreshore Commercial Site Project Plan which includes all stages of the project, that is, land excision process, Heads of Agreement, sub-lease negotiations and capital works requirements. This assessment has been undertaken in accordance with the Council's Risk Management Policy (POL-RKM 01) and the City of Mandurah Risk Management Framework, both of which are aligned to the Australian Standard AS ISO 31000:2018 – Risk Management Guidelines.

The proposed commercial development includes a licensed area within a small portion of the Western Foreshore for the consumption of alcohol. Any sale or supply of alcohol will require the Proponent to obtain a liquor licence, which includes strict operational controls, harm-minimisation measures and security requirements. The Proponent's Harm Minimisation Plan (Plan) must address strategies to reduce risks to patrons, including children and young people. It will consider the likelihood of alcohol related harm and strategies to prevent harm, management of children, exposure to alcohol consumption, child supervision requirements and policies, responsible service of alcohol measures, CCTV, staff training and security arrangements.

It is important to note that drinking alcohol outside a licensed area or in a public place is illegal and enforceable by WA Police.

In addition to the development of the Plan, the Proponent is required to provide an offering which is designed to create a safe, inclusive and vibrant destination for the community. The proposed Commercial Site will incorporate a licensed restaurant, microbrewery, 18-hole mini-golf course and cafe, and chocolate production and retail, which are designed to create a safe, inclusive and vibrant destination for the community, including families.

The City's Community Safety Strategy 2024 – 2029 reinforces the City's commitment to developing community connections to place and infrastructure to sustain a safer community for all. One of the objectives under this Strategy is to ensure the application of Crime Prevention Through Environmental Design (CPTED) principles into project design. Through all phases of the Western Foreshore Commercial Site and the broader Western Foreshore Leisure Precinct the City will continue to design and deliver community spaces in accordance with CPTED principles, incorporating:

- Improved lighting
- CCTV coverage
- Clear sightlines and increased passive surveillance
- Activation of public spaces to discourage anti-social behaviour

Question 2: Public Health & Wellbeing Plan 2026-2030

If the Council agrees to commission the requested independent child safety risk assessment, will the City commit to ensuring the integrity and transparency of the governance process by publicly releasing the full and uncensored findings to the Community and subsequently using these findings to immediately restart the formal public consultation process, thereby ensuring any final decisions is fully informed, transparent and puts the safety of children as the top priority.

City of Mandurah Response

Refer to the above response. The community will be able to make submissions to the Director of Liquor Licensing as part of the submission period to consider any strategies to be incorporated into the Harm Minimisation Plan.

5.2 Gary Buckland

Question 1: Child Welfare

There are 2 daycare centres in an area where there are compensation basins for water and there is no fencing or anything around those areas. Maybe something that might happen, but a question is are you looking at trying to make the compensation basins childproof so that anybody that was able to get out of a child-minding centre is going to be protected?

City of Mandurah Response:

The City of Mandurah have contacted Mr Buckland to obtain further information in order to provide a full response.

6 AMENDMENT TO STANDING ORDERS

Modification to *Standing Orders Local Law 2016* – electronic attendance at meeting.

7 PUBLIC QUESTION TIME

Public Question time provides an opportunity for members of the public to ask a question of Council. For more information regarding Public Question Time, please visit the City's website [About Council Meetings](#) or telephone 9550 3787.

8 PUBLIC STATEMENT TIME

Any person or group wishing to make a Public Statement to Council regarding a matter concerning local government must complete an application form. For more information regarding Public Statement Time, please visit the City's website [About Council Meetings](#) or telephone 9550 3787.

9 LEAVE OF ABSENCE REQUESTS

10 PETITIONS

Councillor D Wilkins: Petition for the Coodanup Foreshore Upgrade, Stage 4

11 PRESENTATIONS

Junior Mayor and Junior Deputy Mayor: Video Presentation

12 DEPUTATIONS

Any person or group wishing to make a Deputation to Council regarding a matter listed on this agenda for consideration must complete an application form. For more information regarding making a deputation, please visit the City's website [About Council Meetings](#) or telephone 9550 3787.

13 CONFIRMATION OF MINUTES

13.1 Ordinary Council Meeting held on 28 October 2025

RECOMMENDATION

That the Minutes of the Ordinary Council Meeting held on 28 October 2025 be confirmed.

Minutes are available on the City's website [Agendas and Minutes](#)

14 ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISCUSSION)

15 DECLARATIONS OF FINANCIAL, PROXIMITY AND IMPARTIALITY INTERESTS

16 QUESTIONS FROM ELECTED MEMBERS

16.1 Questions of which due notice has been given

16.2 Questions of which notice has not been given

17 BUSINESS LEFT OVER FROM PREVIOUS MEETING

Nil

18 RECOMMENDATIONS OF COMMITTEES

Nil

19 REPORTS

Subject: 19.1 Council and Committee Meeting Dates 2026

Summary

In accordance with Section 5.25(1)(g) of the *Local Government Act 1995* (the Act) and regulation 12 of the *Local Government (Administration) Regulations 1996*, Council is required to resolve to advertise each year, the days and times when Ordinary Council and Committee meetings will be held.

Council is requested to endorse the Ordinary Council and Audit, Risk and Improvement Committee meeting dates for 2026 for publication on the City of Mandurah website. As per the Planning and Community Consultation Committee Terms of Reference meetings will be called on an ad hoc basis as required.

Disclosure of Interest

Nil

Previous Relevant Documentation

- G.9/10/24 22 October 2024 Council and Audit and Risk Committee Meeting Dates 2025
- G.15/12/23 12 December 2023 Council and Audit and Risk Committee Meeting Dates 2024

Background

At the Council Meeting on 22 October 2024, Council resolved to establish its Ordinary Council and Audit and Risk Committee Meeting dates for 2025.

Council adopted the powers and duties of Council's Audit and Risk Committee at the meeting of 28 October 2025 and formally appointed the Elected Member committee members for a period of two years, expiring 16 October 2027 and two independent committee members, for a period of two years, expiring 16 October 2027.

Comment

Ordinary Council meetings are historically held on the fourth Tuesday of each month with agendas required to be distributed 72 hours prior to the Council Meeting. City officers make every attempt to distribute the agenda prior to the minimum requirements. In 2026 it is proposed that there will not be a Council meeting taking place in January and December's meeting is proposed for one week earlier to ensure greater attendance.

The Audit, Risk and Improvement Committee generally meet five times per year, however additional meetings can be scheduled as required to enable the Committee to discharge their functions. The Audit, Risk and Improvement Committee meeting agenda will be circulated not less than 72 hours prior to the meeting, in accordance with clause 2.3 of the *City of Mandurah Standing Orders Local Law 2016*.

Internal Consultation

N/A

Statutory Environment

Local Government Act 1995

s.5.5. Convening council meetings

- (1) *The CEO is to convene an ordinary meeting by giving each council member at least 72 hours' notice of the date, time and place of the meeting and an agenda for the meeting.*
- (2) *The CEO is to convene a special meeting by giving each council member notice, before the meeting, of the date, time, place and purpose of the meeting.*

s.5.25 Regulations about council and committee meetings and committees

- (1) *Without limiting the generality of section 9.59, regulations may make provision in relation to —*
 - (g) *the giving of public notice of the date and agenda for council or committee meetings; and*

Local Government (Administration) Regulations 1996

r.12. Publication of meeting details (Act s. 5.25(1)(g))

- (1) *In this regulation —*

meeting details, for a meeting, means the date and time when, and the place where, the meeting is to be held.
- (2) *The CEO must publish on the local government's official website the meeting details for the following meetings before the beginning of the year in which the meetings are to be held —*
 - (a) *ordinary council meetings.*
 - (b) *committee meetings that are required under the Act to be open to members of the public or that are proposed to be open to members of the public.*
- (3) *Any change to the meeting details for a meeting referred to in sub regulation (2) must be published on the local government's official website as soon as practicable after the change is made.*
- (4) *If a local government decides that a special meeting of the council is to be open to members of the public, the CEO must publish the meeting details for the meeting and the purpose of the meeting on the local government's official website as soon as practicable after the decision is made.*

City of Mandurah Standing Orders Local Law 2016

2.1 Calling Committee Meetings A meeting of a Committee is to be held –

- (a) *if called for in a verbal or written request to the CEO by the presiding member of the Committee, setting out the date and purpose of the proposed meeting;*
- (b) *if called for by at least 1/3 of the committee members in a notice to the CEO, setting out the date and purpose of the proposed meeting; or*
- (c) *if so decided by the Committee or the Council.*

2.3 Notice of Ordinary and Special Committee Meetings

- (1) *The CEO is to convene an ordinary meeting of a Committee pursuant to clause 2.1 by giving each committee member at least 72 hours' notice of the date, time and place of the meeting and an agenda for the meeting.*
- (2) *The CEO is to convene a special meeting of a Committee by giving each committee member at least 72 hours' notice of the date, time, place and purpose of the meeting.*
- (3) *The CEO is to give notice of meetings referred to in subclauses 2.3(1) and 2.3(2) to every Elected Member.*

Policy Implications

N/A

Economic Implications

All attendance fees and allowances payable to members for these meetings are within the current budget.

Environmental Implications

N/A

Risk Implications

There is a reputational risk should attendance be poor at meetings resulting in the meeting being cancelled due to the inability to achieve a quorum.

Strategic Implications

The following strategies from the City of Mandurah Strategic Community Plan 2024-2044 are relevant to this report:

Leadership

- Sound decisions based on evidence and meaningful engagement
- A committed, innovative, effective, and values driven Council and workforce

Conclusion

Council is requested to adopt the 2026 meeting dates and times for inclusion on the City of Mandurah website.

Officer Recommendation

That Council:

1. **Approve the following Ordinary Council Meeting dates commencing at 5:30pm, to be held in the Council Chambers, and advertised on the City of Mandurah website:**

Meeting	Date and Time
Council Meeting	Tuesday, 24 February 2026, at 5:30pm
Council Meeting	Tuesday, 24 March 2026, at 5:30pm

Council Meeting	Tuesday, 28 April 2026, at 5:30pm
Council Meeting	Tuesday, 26 May 2026, at 5:30pm
Council Meeting	Tuesday, 23 June 2026, at 5:30pm
Council Meeting	Tuesday, 28 July 2026, at 5:30pm
Council Meeting	Tuesday, 25 August 2026, at 5:30pm
Council Meeting	Tuesday, 22 September 2026, at 5:30pm
Council Meeting	Tuesday, 27 October 2026, at 5:30pm
Council Meeting	Tuesday, 24 November 2026, at 5:30pm
Council Meeting	Tuesday, 15 December 2026, at 5:30pm

2. Approve the Audit, Risk and Improvement Committee meeting dates, commencing at 5:30pm, to be held in the Council Chambers, and advertised on the City of Mandurah website:

Meeting	Date and Time
Audit, Risk & Improvement Committee	Monday, 9 March 2026, at 5:30pm
Audit, Risk & Improvement Committee	Monday, 4 May 2026, at 5:30pm
Audit, Risk & Improvement Committee	Monday, 3 August 2026, at 5:30pm
Audit, Risk & Improvement Committee	Monday, 5 October 2026, at 5:30pm
Audit, Risk & Improvement Committee	Monday, 7 December 2026, at 5:30pm

Attachments

Nil

Subject: 19.2 Community Memberships to Advisory Groups and Elected Member Appointment to Working Groups and External Agencies

Summary

At the Council Meeting of 28 October 2025, Council endorsed the Terms of Reference to the Access and Inclusion Advisory Group (AIAG), Mandurah Environmental Advisory Group (MEAG) and Youth Advisory Group (YAG) and Council appointed Elected Members to MEAG and AIAG.

Elected Members are now requested to consider the appointment of community members to all three Advisory Groups.

Elected Member nominations and appointments to a number of externally led working groups, committees and boards expired on election day, being 18 October 2025. Council is now requested to consider Elected Member nominations and appointments to these externally led working groups, committees and boards.

Disclosure of Interest

Nil.

Previous Relevant Documentation

- G.21/10/23 31/10/2023 Elected Member Appointments and Nominations
- G.18/11/23 28/11/2023 Appointment to Advisory Groups and External Agencies
- G.9/8/23 22/08/2023 Mandurah Southern Beaches Coastal Hazard Risk Management and Adaptation Plan (CHRMAP) – Steering Committee Representation.

Background

Advisory Groups – Community Members

Community member appointments to Advisory Groups established by Council expired on the Local Government Election Day, Saturday 18 October 2025.

At the Council Meeting of 28 October 2025, Council endorsed the Terms of Reference to the Access and Inclusion Advisory Group, Mandurah Environmental Advisory Group and the Youth Advisory Group (together 'Advisory Groups') and Council appointed Elected Members to the Access and Inclusion Advisory Group and the Mandurah Environmental Advisory Group.

Advertising for nominations for community members to all Advisory Groups commenced on 29 August 2025. To support the nomination process, the City promoted the opportunity through local media, social media, and direct outreach to relevant networks and previous members. Nominations closed on 29 September 2025, and City officers have now completed their assessment of all applications.

Elected Members are now requested to consider the appointment of community members to these Advisory Groups.

Comment

Recommendation One

Community member appointments to Advisory Groups established by Council expired on the Local Government Election Day, Saturday 18 October 2025. In preparation, the City undertook a directed advertising campaign for nominees for external committee member for the Advisory Groups including advertisement in the Mandurah Mail on 8 September 2025, and 29 August 2025 on the City's Social Media page and Website.

City officers promoted the Access and Inclusion Advisory Group vacancies to the community via:

- Email was sent to the Mandurah Disability Network on 24 September 2025. This network is made up of people with disability, family members, volunteers, schools and disability service providers in Mandurah.
- An email was sent to all of the previous members on 24 September 2025.
- The Mandurah, Cockburn, Kwinana, Rockingham Access and Inclusion Network (MCKRAIN) newsletter was emailed out on 18/9/25 and included information about the AIAG nomination process.
- On the City of Mandurah social media on 14 September 2025.
- Community partners also promoted on their social media.

Additionally, City officers promoted the Youth Advisory Group vacancies to the community by sending out email communications (approximately 800 in total) to:

- Previous Junior Councillors (now of age to nominate)
- All local schools
- Database of youth service providers; and
- The current YAG and previous YAG members.

This was also promoted through several social media posts and flyers distributed to schools and youth services.

City officers promoted the Mandurah Environment Advisory Group vacancies to the community via:

- Notifying current members at the August and September MEAG meetings and distributing the details on how to renominate within MEAG minutes
- Notifying community members by phone and email who had previously expressed an interest in MEAG membership during the 2023-25 MEAG term
- Promoting the vacancies in an article on the City's environmental newsletter

Nominations closed on 29 September 2025, and all nominations received from community members for the relevant Advisory Group have now been assessed by City officers.

At the Council Meeting of 28 October 2025, Council endorsed the Terms of Reference to the Access and Inclusion Advisory Group, Mandurah Environmental Advisory Group and the Youth Advisory Group. The current Terms of Reference have the membership composition for number of young people aged 15-24, living, working or studying in the City of Mandurah at 14. Council is now requested to amend the Terms of Reference for the Youth Advisory Group composition for number of young people to be "up to 13".

Following an assessment by City officers, Council is now requested to consider the appointment of community members to the Access and Inclusion Advisory Group (AIAG), the Youth Advisory Group (YAG) and the Mandurah Environmental Advisory Group (MEAG) with the term expiring on 15 October 2027. Refer to **Confidential Attachment 19.2.1** for City officer assessment and recommendations.

Recommendation Two

Correspondence has been received from Peel Development Commission (PDC) seeking nominations from Council for one local government representative vacancy on its Board. The nominees must be members of the Council and are to be nominated by a local government in the Peel region. Nominations must be received for the vacant local government representative board position by 3 December 2025.

PDC is seeking nominees that can contribute to the overall development of the Peel region and provide insight and commentary on the key issues impacting on the economic and social development of the Peel region, and not just within their local government area. Elected Members should note that the nomination to the PDC Board is not automatic, being a decision of the Minister.

The successful local government board member will be remunerated by way of sitting fees and travel expenses by the State Government. Current sitting fees as set by the Minister are as follows:

- Standard Board Member sitting fees for a meeting up to 4 hours: \$422.00 per meeting.
- Standard Board Member sitting fees for a meeting over 4 hours: \$680.00 per meeting.

In addition, PDC Board members will be reimbursed for travel expenses incurred during the conduct of their official duties.

The PDC assesses the nominations and provides the shortlisted nominations to the Minister for Regional Development for recommendation to Cabinet. Refer to the Nomination Form for Appointment to the PDC Board to be completed by the nominee seeking nomination (see **Attachment 19.2.2**). The Nomination Form must be accompanied by a 1-to-2-page curriculum vitae using the curriculum vitae proforma provided by the PDC (see **Attachment 19.2.3**).

All Local Governments in the Peel region are invited to nominate up to two Elected Members, who are willing and able to be candidates, for appointment.

It is recommended that Council nominate two Elected Member for the position of local government representative on the PDC Board to be presented to the Minister for consideration for one vacancy.

Nomination Process – Council Meeting

An Elected Member who wishes to be considered for nomination will be invited to speak to their suitability and experience to sit as a local government representative on the PDC Board. The Elected Member will be allotted two minutes to present to Council the reasons they believe they should be nominated for the position. Council will have the opportunity to discuss the nomination prior to voting.

Recommendation Three

Council is also requested to appoint representatives to several externally led working groups, committees and boards, including:

- South West Regional Road Group – one position and one deputy
- Peron Naturalist Partnership – one position and one deputy
- Mandurah Performing Arts Board – one member
- Peel Mosquito Management Group – one position and one deputy

A summary of the purpose and commitment of each is detailed in the table below:

Name of Group/External Agency	Purpose	Meetings Days/Times
South West Regional Road Group	Recommend Local Government road funding priorities to the State Road Funds to local government advisory committee and monitor the implementation of the local roads program for the South West region	Three times per year on a Monday Time – 9.30am - 11.30am Duration – 1 – 2 hours
Peron Naturalist Partnership	Coordinate and advocate for regional coastal management and planning issues across the coastline of 9 local governments – spanning from Point Peron to Cape Naturaliste	Attendance at Executive meetings 2 hours once per quarter. Attendance at Board meetings 3 times annually for 3-4 hours
Mandurah Performing Arts Centre Board (ManPAC)	The role of the Board is to help shape Mandurah Performing Arts Centre to be a hub for extraordinary, dynamic and creative ideas – a centre for the arts. The Board takes oversight of Governance of ManPAC and guides strategic decision-making in areas such as Strategic Plan, financial, policy, risk, workforce, compliance, assets, safety and fostering a strong culture.	Monthly on the 3rd Monday of the month, 5.30pm to 7pm at Mandurah Performing Arts Centre
Peel Mosquito Management Group	To discuss the management of mosquitoes within the Peel Region with participating Local Governments and Stakeholders.	4 times per year (Meeting Dates to be Confirmed) Time - 1pm - 3.30 pm Duration - 2.5 hours NB: Travel to Shire of Murray and City of Rockingham Required. 2 x Meetings City of Mandurah.

Council is requested to note that all appointments to external agencies or externally lead groups, do not bind the Council to any decision that is made by that, external agency. They are not a committee of Council and do not have any authority to make any decision on behalf of Council.

Elected Members who are representing Council can only vote and provide advice that is consistent with Council policy or position. Therefore, any matter that requires a decision by Council will need to be considered at a Council Meeting.

Statutory Environment

Local Government Act 1995

Code of Conduct for Elected Members, Committee Members and Candidates

Policy Implications

Confirmed

Nil

Financial Implications

Representation is part of the role of an Elected Member and has minor financial implications, such as reimbursement of travel expenses.

Strategic Implications

The following strategies from the City of Mandurah Strategic Community Plan 2024-2044 are relevant to this report:

Leadership

- Sound decisions based on evidence and meaningful engagement
- Effective advocacy focused on the needs of the community and strong relationships with key stakeholders.

Conclusion

Council is requested to:

1. Consider the appointment of community members to advisory groups established by Council for a term expiring on 15 October 2027.
2. Nominate two Elected Member for the position of local government representative on the PDC Board to be presented to the Minister for consideration.
3. Approve Elected Member appointments to the above external agencies and organisations for a term expiring on 15 October 2027.

Officer Recommendation

That Council:

1. Approve the community representation appointments (refer *Confidential Attachment 19.2.1*) to the following Council advisory groups for a term expiring 15 October 2027:

1.1 Access and Inclusion Advisory Group

- 1 _____
- 2 _____
- 3 _____
- 4 _____
- 5 _____
- 6 _____
- 7 _____
- 8 _____
- 9 _____
- 10 _____
- 11 _____
- 12 _____

1.2 Mandurah Environmental Advisory Group

- 1 _____
- 2 _____
- 3 _____
- 4 _____
- 5 _____
- 6 _____
- 7 _____

1.3 Amend the Terms of Reference for the Youth Advisory Group membership for number of young people aged 15-24, living, working or studying in the City of Mandurah to be “up to 13”.

1.4 Youth Advisory Group

- 1 _____
- 2 _____
- 3 _____
- 4 _____
- 5 _____
- 6 _____
- 7 _____
- 8 _____
- 9 _____
- 10 _____
- 11 _____
- 12 _____
- 13 _____

2. Approve for consideration of the Peel Development Commission Board:

2.1 Nominate the following Elected Members for the position of local government representative on the Peel Development Commission Board.

- 1 _____
- 2 _____

2.2 That the Elected Members nominations be forwarded to the Minister of Regional Development to be considered by the Minister for a term as determined by the Minister.

3. Approve Elected Member appointments to the following external agencies and organisations for a term expiring on 15 October 2027:

3.1 South West Regional Road Group

Deputy _____

3.2 Peel Mosquito Management Group

Deputy _____

3.3 Peron Naturaliste Partnership

Deputy _____

3.4 Mandurah Performing Arts Centre Board

Attachments

1. CONFIDENTIAL - Advisory Groups Nominations Feedback 2025 [19.2.1 - 19 pages]
2. Peel Development Commission Board Nomination Form 2025 [19.2.2 - 2 pages]
3. PDC Board Curriculum Vitae Pro forma [19.2.3 - 1 page]

OFFICIAL



**NOMINATION FORM
FOR APPOINTMENT TO THE BOARD OF THE
PEEL DEVELOPMENT COMMISSION**

To be completed by all nominees seeking nomination or re-nomination to the Board of the Peel Development Commission. Nomination must be accompanied by a 1-2 Page curriculum vitae (using provided proforma template).

NOMINEE PERSONAL DETAILS			
NAME:		DATE OF BIRTH:	
RESIDENTIAL ADDRESS:			
POSTAL ADDRESS:			
HOME PHONE NUMBER:		MOBILE NUMBER:	
OCCUPATION:		WORK PHONE NUMBER:	
EMAIL ADDRESS:			

NOMINATING LOCAL GOVERNMENT			
NOMINATED BY:			
LOCAL GOVT NAME:			
ADDRESS:			
NOMINATOR SIGNATURE:		NOMINEE SIGNATURE:	

I hereby submit my nomination, made in accordance with my Council's policy on representation, for the position of Local Government representative on the Peel Development Commission. Should my nomination be successful I will make every endeavour to commit the time and effort necessary to undertake this position. I will adhere to the eligibility criteria which specifies that should I no longer be a serving Elected Member, I will resign from the Development Commission as the Local Government representative.

STATEMENT: How could you contribute to the development of the Peel region through appointment to the Peel Development Commission Board as a Local Government representative?

OFFICIAL



STATEMENT: How could you provide insight & commentary of the key issues impacting the economic and social development in the Peel region, not only within your LGA?

All nominations should be made by emailing this completed form along with a current 1-2 **page** Curriculum Vitae (using provided proforma template) to the Board Secretariat at eo@peel.wa.gov.au or be addressed to:-

PRIVATE AND CONFIDENTIAL
Minister for Regional Development
C/- Peel Development Commission
45 Mandurah Terrace
MANDURAH WA 6210

Details to be included in your 1-2 **page** Curriculum Vitae, as per the provided proforma template attached are:

- Title
- Full Name
- Postal Address and Email address
- Contact Telephone Number
- Current employer and position
- Work history relevant to board position
- Voluntary involvement relevant to board position
- Qualifications/training
- Other Board experience (list all current positions)
- Current contact details of two (2) referees

Optional information that provides important data on the diversity of board membership across government:

Date of Birth	
Aboriginal	Yes / No
Torres Strait Islander	Yes / No
Country of Birth – Australian	Yes / No, If no, please specify
Language other than English spoken at home	Yes / No, If yes, please specify
Person with a disability or special needs	Yes / No, If yes, please specify

Nominations should reach the above address by close of business on 3 December 2025.

For further information contact Kylie Wilson, Board Secretariat on 9587 0609 or email eo@peel.wa.gov.au

Curriculum Vitae Pro forma

The following information is required by the Department of the Premier and Cabinet from board member nominees (for both new members and reappointed members). Maximum of two pages for each member. [This text to be deleted].

Title Mr/Mrs/Ms/Miss/Mx/Dr/Prof....

Full Name

Postal Address

Contact Telephone Number

Email Address

Date of Birth dd/mm/yyyy

Current employer and position:

Work history relevant to board position:

- [List]

Voluntary involvement relevant to board position:

- [List]

Qualifications/training:

- [List]

Other board experience (list all current positions):

- [List]

Current contact details of two (2) referees:

- [Referee 1] – must include name, job title (if applicable) and contact details
- [Referee 2] – must include name, job title (if applicable) and contact details

The following information provides important data on the diversity of board membership across government and helps assess achievement of these outcomes. [This text to be deleted].

Aboriginal	Yes / No	
Torres Strait Islander	Yes / No	
Person with a disability or special needs	Yes / No	If yes, please specify
Language other than English spoken at home	Yes / No	If yes, please specify
Country of Birth – Australia	Yes / No	If no, please specify

Subject: 19.3 Review of Local Laws

Summary

The *Local Government Act 1995* (the Act) enables Western Australian local governments to make local laws considered necessary for the good government of their districts.

Under section 3.16 of the Act local governments are required to periodically review all local laws to ensure they remain relevant, effective, and consistent with current legislation and community needs (Section 3.16 Review).

The Local Government Reform has introduced a statutory deadline requiring all local laws which exceed 15 years be reviewed by the local government by December 2026. In response, the City of Mandurah (City) has a suite of local laws which are currently being reviewed as part of an ongoing Local Law Review Program (Review Program) to meet these statutory obligations under the Act.

As part of the next phase of the Review Program, City officers recommend that Council initiate reviews of the following local laws which are now due for review:

- City of Mandurah Bush Fire Brigades Local Law 2011 (Bush Fire Brigades Local Law) refer *Attachment 19.4.1*
- City of Mandurah Fencing Local Law 2015 (Fencing Local Law) refer *Attachment 19.4.2*
- City of Mandurah Parking and Parking Facilities Local Law 2015 (Parking Local Law) refer *Attachment 19.4.3*

Council is requested to resolve by absolute majority that these local laws be advertised in accordance with section 3.16(2) of the Act commencing the statutory review process (Stage One) and note that engagement with Elected members will be ongoing.

Disclosure of Interest

NIL

Previous Relevant Documentation

- | | | |
|--------------|------------|--|
| • G.19/1/19 | 29/01/2019 | 2018 Amendment Local Law, final adoption (<i>Bush Fire Brigades Local Law</i>) |
| • G.18/5/19 | 28/05/2019 | Fencing Amendment Local Law 2018 Undertaking |
| • G.32/3/19 | 26/03/2019 | 2019 Amendment Local Law, final adoption (<i>Fencing Local Law</i>) |
| • G. 16/5/17 | 9/05/2017 | 2017 Amendment Local Law, final adoption (<i>Parking and Parking Facilities Local Law</i>) |

Background

Section 3.5 of the Act provides the power for local governments to make local laws to help perform their functions and the City has a number of local laws which help manage, regulate and control activities throughout the City. Local laws are subsidiary legislation; in the event of a conflict between a local law and an Act or Regulation of the Commonwealth or State, the Act or Regulation prevails to the extent of any inconsistency.

The City has successfully completed two rounds of Section 3.16 Reviews covering 3 local laws, being the *Animals, Environment and Nuisance Local Law*, *Waste Local Law* and *Local Government Property and Public Places Local Law*.

The Local Government Reform has introduced significant changes to the Section 3.16 Review process, including the extension of the local law review period from 8 years to 15 years. Under the amended Act, any local law not reviewed within 15 years will automatically lapse.

The amended local law provisions under the Act came into effect on 7 December 2024 triggering a two-year transitional period for local governments to complete reviews of any overdue local laws. Accordingly, the City must review and report on all overdue local laws by December 2026 to ensure they remain valid and enforceable.

The Bush Fire Brigades Local Law, Fencing Local Law, and Parking Local Law were adopted more than eight years ago and have not yet undergone a Section 3.16 Review and are subject to this transitional requirement.

Comment

Local Law Review Program

Currently, all local law reviews are considered a priority due to the limited time remaining within the statutory review period. To manage this effectively, the City has implemented a Local Law Review Program that uses a tiered approach to prioritising the Section 3.16 Reviews. This structure enables the City to allocate resources efficiently across the available timeframe while ensuring compliance with legislative obligations.

This prioritisation process considers factors such as legislative changes (current or proposed), urgency, data from historical monitoring of local laws, and the potential risks to the community and the City- including financial, reputational, and legislative compliance impacts. Based on this assessment that City officers have identified the next Local Laws as the next priority for review.

The Bush Fire Brigades Local Law, Fencing Local Law and Parking Local Law have been selected based on their medium level of complexity, the likelihood of requiring extensive community and stakeholder consultation, and to update to ensure relevance and operational efficiency. Other local laws due for review are linked to anticipated legislative reforms in 2026, such as proposed Dog Regulations and implementation of *Public Health Act*. It is considered beneficial to await these changes before commencing a review of the impacted local laws. However, if the amendments are not enacted before the statutory review deadline, the City will proceed with reviewing these local laws to ensure compliance.

Current Local Law Process

During the public consultation phase of the Section 3.16 Review, relevant City officers and external stakeholders will be consulted in relation to identify any issues or opportunities for improvement in the City's current Local Laws. Elected Members will also be invited to participate and provide input throughout the consultation process.

Following the consultation period, a report will be prepared summarising the feedback received and presenting recommendations for Council's determination on whether the Local Laws should be amended, repealed or remain unchanged. It is anticipated that a report on the Section 3.16 Review will be presented to Council in March 2026 to finalise Stage One.

Following consideration of submissions and depending on the nature and extent of submissions received, City officers may undertake further research to determine whether amendments to the Local Laws are appropriate and can be processed in accordance with the Act and the decisions of the Parliamentary Joint Standing Committee on Delegated Legislation (JSCDL). This determination will depend on the outcomes of the consultation phase. Should amendments be required, officers will prepare an Amendment Local Law for Council's consideration to initiate Stage Two of the City's local law-making process in accordance with section 3.12 of the Act.

Consultation

Local public notice will occur inviting public comment.

The City will notify all relevant stakeholders of its intention to undertake the Section 3.16 Review and invite their feedback. Stakeholders identified to date include the Access and Inclusion Advisory Group, Mandurah Environmental Advisory Group, local businesses and tourism operators, builders and developers, volunteer bush fire brigades, and the Department of Fire and Emergency Services (DFES).

Elected Members will also be engaged throughout the review process to contribute to the development of the City's local laws. It is recommended that a workshop be held with Elected Members following the conclusion of the initial public advertising period to facilitate discussion and gather input prior to progressing to the next stage of the review.

Statutory Environment

Local Government Act 1995

Section 3.16 - Periodic Review of Local Laws:

- (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.*
- (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* (absolute majority is required) whether it considers that the local law should be repealed, be amended or remain unchanged.*

**Absolute Majority Required*

Policy Implications

Nil.

Financial Implications

A budget of \$20,000 has been allocated for the local law reviews. Whilst the majority of drafting will be undertaken internally, the City will incur legal fees for final review of the draft, public advertising costs and publishing in the Government Gazette.

Risk Implications

The proposed Section 3.16 Review will ensure legal compliance with the Act and administrative law principles. In addition, the review of the local laws is a risk analysis tool to consider whether

amendment is required to prevent risk to reputation, health and environment. It will improve efficiency, without creating undue or unacceptable risk to the City.

In the event the Council do not proceed with the review of the City's local laws by the December 2026 deadline, the laws will lapse, and there will be no operative local law on those matters until a new local law is made in accordance with the Act and adopted by Council.

Strategic Implications

The following strategies from the City of Mandurah Strategic Community Plan 2024-2044 are relevant to this report:

Economy

- Well-planned, sustainable urban development
- A thriving city that residents are proud to call home and people want to visit
- A supportive business environment where investment is encouraged, and entrepreneurship prospers
- A highly skilled workforce supported by strong education and training opportunities

Community

- Safe and connected communities
- Inclusive and welcoming places, spaces and neighbourhoods
- Modern health facilities and services that are local, accessible, affordable, and fit for purpose

Environment

- Nature has a voice in all decision-making
- A shared responsibility for our environment with a focus on engagement, education and respect
- Our natural environment is celebrated, protected and restored for generations to come
- Our built environment is clean, accessible and sustainable

Leadership

- Sound decisions based on evidence and meaningful engagement
- Effective advocacy focused on the needs of the community and strong relationships with key stakeholders
- Well-maintained assets and facilities that meet the needs of our community
- Responsible, transparent, value for money delivery of well planned, sustainable, projects, programs and services
- A committed, innovative, effective, and values driven Council and workforce

Conclusion

In accordance with Section 3.16(1) of the *Local Government Act 1995*, Council is required to resolve to undertake a formal review of the *City of Mandurah Bush Fire Brigades Local Law*, *City of Mandurah Fencing Local Law* and *City of Mandurah Parking and Parking Facilities Local Law*.

Council is requested to approve the commencement of the statutory review process by endorsing the advertising of these Local Laws. A report on the outcomes of the review process will be presented to Council following the six-week advertising period.

Officer Recommendation

That Council:

1. **In accordance with section 3.16 of the *Local Government Act 1995* determines to undertake a review of the following local laws:**
 - 1.1. ***City of Mandurah Bush Fire Brigades Local Law 2011* as per Attachment 19.4.1**

- 1.2. *City of Mandurah Fencing Local Law 2015 as per Attachment 19.4.2.***
 - 1.3. *City of Mandurah Parking and Parking Facilities Local Law 2015 as per attachment 19.4.3***
- 2. Determines that the City undertakes local public notice stating that the City proposes to review the following local laws for the purposes of inviting submissions:**
 - 2.1. *City of Mandurah Bush Fire Brigades Local Law 2011***
 - 2.2. *City of Mandurah Fencing Local Law 2015***
 - 2.3. *City of Mandurah Parking and Parking Facilities Local Law 2015***
- 3. Notes that submissions about the local laws may be made to the City before a day to be specified in the notice, being a day that is not less than six weeks after the notice is given.**
- 4. Notes that the results of the above advertising be presented to Council for consideration of any submissions received.**

Attachments

1. Bush Fire Brigades Local Law 2010 [**19.3.1** - 26 pages]
2. Fencing Local Law 2015 [**19.3.2** - 18 pages]
3. Parking and Parking Facilities Local Law 2015 [**19.3.3** - 42 pages]



CONSOLIDATED LOCAL LAW

BUSH FIRES BRIGADES LOCAL LAW 2010

Gazette Number 43. 22 March 2011

BUSH FIRES BRIGADES AMENDMENT LOCAL LAW 2018

Gazette Number 17. 12 February 2019

LOCAL GOVERNMENT ACT 1995

BUSH FIRES ACT 1954

PLEASE NOTE:

This is the consolidated Bush Fires Brigades Local Law 2010, combining:

- Principle Local Law:
 - City of Mandurah Bush Fires Brigades Local Law 2010; and
- Amendment:
 - City of Mandurah Bush Fires Brigades Amendment Local Law 2018.

Local Government Act 1995
Bush Fires Act 1954
City of Mandurah
Bush Fires Brigades Local Law 2010

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LOCAL GOVERNMENT ACT 1995

BUSH FIRES ACT 1954

City of Mandurah

BUSH FIRE BRIGADES LOCAL LAW 2010

Under the powers conferred by the *Bush Fires Act 1954*, the *Local Government Act 1995* and under all other powers enabling it, the Council of the *City of Mandurah* resolved on 22 February 2011 and subsequently amended on 29 January 2019 to make the following local law.

PART 1 - PRELIMINARY

1.1 Citation

This local law may be cited as the *City of Mandurah Bush Fire Brigades Local Law 2010*.

1.2 Definitions

(1) In this local law unless the context otherwise requires –

Act means the *Bush Fires Act 1954*;

active fighting member is defined in clause 4.2;

brigade area is defined in clause 2.2(1)(b);

brigade member means a active fighting member, auxiliary member or a cadet member of a bush fire brigade;

brigade officer means a person holding a position referred to in clause 2.2 (1)(c), whether or not he or she was appointed by the local government or elected at an annual general meeting of a bush fire brigade or otherwise appointed to the position;

Bush Fire Advisory Committee means the persons appointed to a bush fire advisory committee under and in accordance with section 67 of the Act;

bush fire brigade is defined in section 7 of the Act;

Bush Fire Operating Procedures means the Bush Fire Operating Procedures adopted by the Department as amended from time to time;

CEO means the Chief Executive Officer of the City of Mandurah;

Council means the Council of the local government;

Department means the Department of Fire and Emergency Services of Western Australia;

district means the district of the local government;

local government means the *City of Mandurah*;

Regulations means Regulations made under the Act; and

Rules means the Rules Governing the Operation of Bush Fire Brigades set out in Schedule 1 as varied from time to time under clause 2.5; and

station means a place to store the plant and equipment of the bush fire brigade.

(2) In this local law, unless the context otherwise requires, a reference to –

- (a) a Captain;
 - (b) a First Lieutenant;
 - (c) a Second Lieutenant;
 - (d) any additional Lieutenants;
 - (e) an Equipment Officer;
 - (f) a Secretary.
 - (g) a Treasurer; or
 - (h) a Secretary / Treasurer combined,
- means a person holding that position in a bush fire brigade.

[Clause 1.2 amended by Government Gazette No. 17 of 2019]

1.3 Repeal

Part XVII of the City of Mandurah Consolidated Local Laws relating to Fire Prevention as published in the *Government Gazette* of 13 February 1998 is repealed.

1.4 Application

This local law applies throughout the district.

1.5 Commencement

This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

PART 2 – ESTABLISHMENT OF BUSH FIRE BRIGADES

Division 1 – Establishment of a bush fire brigade

2.1 Establishment of a bush fire brigade

- (1) The local government may establish a bush fire brigade for the purpose of carrying out normal brigade activities.
- (2) A bush fire brigade is established on the date of the local government's decision under subclause (1).

2.2 Name and officers of bush fire brigade

- (1) On establishing a bush fire brigade under clause 2.1(1) the local government is to –
 - (a) give a name to the bush fire brigade;
 - (b) specify the area in which the bush fire brigade is primarily responsible for carrying out the normal brigade activities (the "brigade area"); and
 - (c) appoint –
 - (i) a Captain;
 - (ii) a First Lieutenant;
 - (iii) a Second Lieutenant;
 - (v) additional Lieutenants if the local government considers it necessary;
 - (vi) an Equipment Officer;
 - (vii) a Secretary; and
 - (viii) a Treasurer; or
 - (ix) a Secretary/Treasurer combined.
- (2) When considering the appointment of persons to the positions in subclause (1)(c), the brigade members are to have regard to the qualifications and experience which may be required to fill each position.
- (3) A person appointed to a position in subclause (1)(c) is to be taken to be a brigade member.
- (4) The appointments referred to in subclause (1)(c) expire at the completion of the first annual general meeting of the bush fire brigade.
- (5) If a position referred to in subclause (1)(c) becomes vacant prior to the completion of the first annual general meeting, then the brigade members are to appoint a person to fill the vacancy in accordance with subclause (2) for the remainder of the term.

Division 2 – Command at a fire

2.3 Ranks within the bush fire brigade

- (1) Where under the Act and Bush Fire Operating Procedures members of the bush fire brigade have command of a fire, unless a bushfire control officer is in attendance at the fire, the Captain has full control over other persons fighting the fire, and is to issue

instructions as to the methods to be adopted by the fire fighters. In the absence of the Captain, the first Lieutenant, and in the absence of the first, the second Lieutenant and so on, in the order of seniority determined, is to exercise all the powers and duties of the Captain.

- (2) Where a bushfire control officer is in attendance at a fire which the members of the bush fire brigade have command of under the Act and the Bush Fire Operating Procedures, the most senior bushfire control officer has full control over all other persons fighting the fire and is to issue instructions as to the methods and tactics to be adopted by the fire fighters including any safety considerations.

Division 3 – Application of Rules to a bush fire brigade

2.4 Rules

- (1) The Rules govern the operation of a bush fire brigade.
- (2) A bush fire brigade and each brigade member is to comply with the Rules.

Division 4 – Transitional

2.5 Existing Bush Fire Brigades

- (1) Where a local government has established a bush fire brigade prior to the commencement date, then on and from the commencement day –
 - (a) the bush fire brigade is to be taken to be a bush fire brigade established under and in accordance with this local law;
 - (b) the provisions of this local law apply to the bush fire brigade save for clause 2.2; and
 - (c) any rules governing the operation of the bush fire brigade are to be taken to have been repealed and substituted with the Rules.
- (2) In this clause –
commencement day means the day on which this local law comes into operation.

Division 5 – Dissolution of bush fire brigade

2.6 Dissolution of bush fire brigade

In accordance with section 41(3) of the Act, the local government may cancel the registration of a bush fire brigade if it is of the opinion that the bush fire brigade is not complying with the

Act, this local law, the Bush Fire Operating Procedures or the Rules, or is not achieving the objectives for which it was established.

2.7 New arrangement after dissolution

If the local government cancels the registration of a bush fire brigade, alternative fire control arrangements are to be made in respect of the brigade area.

PART 3 - ORGANISATION AND MAINTENANCE OF BUSH FIRE BRIGADES

Division 1 – Local government responsibility

3.1 Local government responsible for structure

The local government is to ensure that there is an appropriate structure through which the organisation of bush fire brigades is maintained.

3.2 Officers to be supplied with Act

The local government is to supply each brigade officer with a copy of the Act, the Regulations, the Bush Fire Operating Procedures, this local law and any other written laws which may be relevant to the performance of the brigade officers' functions, and any amendments which are made thereto from time to time.

3.3 Delegation of Authority

The Council may delegate authority to the CEO to ensure that this local law is administered.

Division 2 – Chief Bush Fire Control Officer

3.4 Managerial role of Chief Bush Fire Control Officer

Subject to any directions by the local government the Chief Bush Fire Control Officer has primary managerial responsibility for the organisation and maintenance of bush fire brigades.

3.5 Chief Bush Fire Control Officer may attend meetings

The Chief Bush Fire Control Officer or her or his nominee (who is to be a bush fire control officer) may attend as a non-voting representative of the local government at any meeting of a bush fire brigade.

3.6 Duties of Chief Bush Fire Control Officer

The duties of the Chief Bush Fire Control Officer include –

- (a) to provide leadership to volunteer bush fire brigades;

- (b) to monitor bush fire brigades' resourcing, equipment (including protective clothing) and training levels and report thereon with recommendations at least once a year to the local government;
- (c) to liaise with the local government concerning fire prevention / suppression matters generally and directions to be issued by the local government to bush fire control officers (including those who issue permits to burn) bush fire brigades or brigade officers;
- (d) to ensure that bush fire brigades are registered with the local government and that lists of brigade members are maintained.

3.7 Delegation of duties

The Chief Bush Fire Control Officer may delegate to the Deputy Chief Bush Fire Control Officer if the Chief Bush Fire Control Officer is unable or unwilling to perform his or her duties as a Chief Bush Fire Control Officer and may delegate all or some of the duties to the Deputy.

Division 3 – Annual general meetings of bush fire brigades

3.8 Holding of annual general meeting

A bush fire brigade is to hold its annual general meeting on a date during the months of March to May each year.

3.9 Nomination of bush fire control officers to Bush Fire Advisory Committee

At the annual general meeting of a bush fire brigade, one brigade member is to be nominated to the Bush Fire Advisory Committee to serve as the bush fire control officer for the brigade area until the next general meeting.

3.10 Minutes to be tabled before the Bush Fire Advisory Committee

- (1) The Secretary is to forward a copy of the minutes of the annual general meeting of a bush fire brigade to the Chief Bush Fire Control Officer within one month after the meeting.
- (2) The Chief Bush Fire Control Officer is to table the minutes of a bush fire brigade's annual general meeting at the next meeting of the –
 - (a) Bush Fire Advisory Committee; or
 - (b) Council, if there is no Bush Fire Advisory Committee, following their receipt under subclause (1).

[Clause 3.10 amended by Government Gazette No. 17 of 2019]

Division 4 – Bush Fire Advisory Committee

3.11 Functions of Advisory Committee

The Bush Fire Advisory Committee is to have the functions set out in section 67 of the Act and is to include such number of nominees of the bush fire brigades as is determined by the local government.

3.12 Advisory Committee to nominate bush fire control officers

As soon as practicable after the annual general meeting of each bush fire brigade in the district, the Bush Fire Advisory Committee is to nominate to the local government from the persons nominated by each bush fire brigade a person for the position of a bush fire control officer for the brigade area.

3.13 Local government to have regard to nominees

When considering persons for the position of a bush fire control officer, the local government is to have regard to those persons nominated by the Bush Fire Advisory Committee, but is not bound to appoint the persons nominated.

3.14 Advisory Committee to consider bush fire brigade motions

The Bush Fire Advisory Committee is to make recommendations to the local government on all motions received by the Bush Fire Advisory Committee from bush fire brigades.

PART 4 – TYPES OF BUSH FIRE BRIGADE MEMBERSHIP

4.1. Types of membership of bush fire brigade

The membership of a bush fire brigade consists of the following –

- (a) active fighting members;
- (b) auxiliary members;
- (c) cadet members; and
- (d) honorary life members.

4.2 Active fighting members

Active fighting members are those persons being at least 16 years of age who undertake all normal bush fire brigade activities.

4.3 Auxiliary members

Auxiliary members are those persons who are willing to supply free vehicular transport for active fighting members or fire fighting equipment, or who are prepared to render other assistance required by the bush fire brigade.

4.4 Cadet members

Cadet members are –

- (a) to be aged 11 to 15 years;
- (b) to be admitted to membership only with the consent of their parent or guardian;
- (c) admitted for the purpose of training and are not to attend or be in attendance at an uncontrolled fire or other emergency incident;
- (d) to be supervised by a active fighting member when undertaking normal brigade activities as defined by paragraphs (c), (d), (e), (f) and (g) of section 35A of the Act;
- (e) ineligible to vote at bush fire brigade meetings;
- (f) not to be assigned ranks under the Department's rank structure.

[Clause 4.4 amended by Government Gazette No. 17 of 2019]

4.5 Honorary life member

- (1) The bush fire brigade may by a simple majority resolution appoint a person as an honorary life member in recognition of services by that person to the bush fire brigade.

[Clause 4.5 amended by Government Gazette No. 17 of 2019]

4.6 Notification of membership

No later than 31 May in each year, the bush fire brigade is to report to the Chief Bush Fire Control Officer the name, contact details and type of membership of each brigade member.

PART 5 – APPOINTMENT, DISMISSAL AND MANAGEMENT OF MEMBERS

5.1 Rules to govern

The appointment, dismissal and management of brigade members by the bush fire brigade are governed by the Rules.

PART 6 – EQUIPMENT OF BUSH FIRE BRIGADES

6.1 Policies of local government

The local government may make policies under which it –

- (a) provides funding to bush fire brigades for the purchase of protective clothing, equipment and appliances; and
- (b) keeps bush fire brigades informed of opportunities for funding from other bodies.

6.2 Equipment in brigade area

Not later than the first week in December each year, the bush fire brigade is to report to the local government the nature, quantity and quality of all protective clothing, equipment and appliances of the bush fire brigade which are generally available within the brigade area (or at a station of the bush fire brigade).

6.3 Funding from local government budget

A request to the local government from the bush fire brigade for funding of protective clothing, equipment or appliance needs is to be received by the local government by 31 March annually in order to be considered in the next following local government budget, and for inclusion in the local government Emergency Service Levy Capital and operating budget submission to the Department.

[Clause 6.3 amended by Government Gazette No. 17 of 2019]

6.4 Consideration in the local government budget

The local government may approve or refuse an application for funding depending upon the assessment of budget priorities for the year in question.

City of Mandurah

SCHEDULE 1

Rules Governing the Operation of Bush Fire Brigades

PART 1 - PRELIMINARY

1.1 Interpretation

- (1) In these Rules, unless the context otherwise requires, where a term is used in these Rules and is defined in the local law, the Act or the Regulations, then the term is to be taken to have the meaning assigned to it in the local law, the Act or the Regulations, as the case may be.
- (2) In these Rules, unless the context otherwise requires –
- absolute majority** means a majority of more than 50% of the number of:
- (a) brigade members of the bush fire brigade, whether in attendance at the meeting or not, if the majority is required at a meeting of the bush fire brigade;
- or
- (b) brigade officers of the bush fire brigade, whether in attendance at the meeting or not, if the majority is required at a meeting of the Committee;
- Committee** means the Committee of the bush fire brigade;
- local law** means the *City of Mandurah Bush Fire Brigades Local Law 2010*; and
- normal brigade activities** is defined by section 35A of the Act.
- (3) Subject to these Rules, where a decision is to be made by the bush fire brigade, then the decision may be made by a resolution passed by a simple majority of the brigade members who are present in person or by proxy at the meeting.
- (4) Subject to these Rules, where a decision is to be made by the Committee, then the decision may be made by a resolution passed by a simple majority of the brigade officers who are present in person or by proxy at the meeting.

PART 2 – OBJECTS AND MEMBERSHIP OF BUSH FIRE BRIGADE

2.1 Objects of bush fire brigade

The objects of the bush fire brigade are to carry out –

- (a) the normal brigade activities; and
- (b) the functions of the bush fire brigade which are specified in the Act, the Regulations and the local law.

2.2 Committee to determine applications

Applications for membership are to be determined by the Committee and are to be consistent with equal employment opportunity principles and in accordance with the local government policies current at the time of determination.

2.3 Conditions of membership

In relation to any type of membership, as described in Part 4 of the local law, the bush fire brigade may establish policies pertaining to –

- (a) the qualifications required;
- (b) a requirement to serve a probationary period;
- (c) procedures to be employed by the Committee prior to approval of an application for membership;

and the Committee is to act within the parameters of any such policy in determining applications for membership.

2.4 Applications for membership

An application for membership is to be in writing and is to be submitted to the Secretary in the form approved by the Brigade.;

[Schedule 1 Clause 2.4 amended by Government Gazette No. 17 of 2019]

2.5 Decision on application for membership

- (1) The Committee may –
 - (a) approve an application for membership unconditionally or subject to any conditions; or
 - (b) refuse to approve an application for membership.
- (2) If the Committee refuses to approve an application for membership, it is to give written reasons for the refusal, as soon as practicable after the decision is made, to the applicant and the advice that the applicant has the right to object to the local government.

2.6 Authority to be notified of registrations

If any application for membership is approved, the Secretary of the bush fire brigade is to supply registration details to the Department within 14 days of a person being admitted to membership in the form required by the Department from time to time.

[Schedule 1 Clause 2.6 amended by Government Gazette No. 17 of 2019]

2.7 Termination of membership

Membership of the bush fire brigade terminates if the member –

- (a) dies;
- (b) gives written notice of resignation to the Secretary;
- (c) is, in the opinion of the Committee, permanently incapacitated by mental or physical ill-health; or
- (d) is dismissed by the Committee.

2.8 Suspension of membership

- (1) Membership of the bush fire brigade may be suspended at any time if, in the opinion of the Committee, circumstances warrant suspending the member.
- (2) The period of suspension shall be at the discretion of the Committee.
- (3) Upon the expiry of the period of suspension the Committee may:
 - (a) extend the period of suspension;
 - (b) terminate the membership; or
 - (c) reinstate the membership.

2.9 Existing liabilities to continue

The resignation, or dismissal of a member under clause 2.7 does not affect any liability of the brigade member arising prior to the date of resignation or dismissal.

2.10 Member has right of defence

A brigade member is not to be dismissed under clause 2.7(d) without being given the opportunity to meet with the Committee and answer any allegations which might give grounds for dismissal.

2.11 Objection Rights

A person whose -

- (a) application for membership is refused under clause 2.5(1)(b);
- (b) membership is terminated under clause 2.7(c), clause 2.7(d) or clause 2.8(3)(b); or
- (c) membership is suspended under clause 2.8(1) or clause 2.8(3)(a),

“has the right of objection to the local government which may dispose of the objection by-

- (i) dismissing the objection;
- (ii) varying the decision objected to; or
- (iii) revoking the decision objected to, with or without –
 - (A) substituting for it another decision; or
 - (B) referring the matter, with or without directions, for another decision by the Committee.”

[Schedule 1 Clause 2.11 amended by Government Gazette No. 17 of 2019]

PART 3 – FUNCTIONS OF BRIGADE OFFICERS

3.1 Chain of command during fire fighting activities

Subject to the Act and the local law, the command procedures to apply during fire fighting activities are as detailed in the local government's Bush Fire Operating Procedures.

3.2 Bush Fire Control Officer

A Bush Fire Control Officer (BFCO) is appointed by local government, upon recommendation by the Chief Bush Fire Control Officer, under the Act, and has the following specific functions

–

- (a) to issue permits to burn as authorised under the Act within the district;
- (b) inspection of and reporting on fire hazards within the district;
- (c) carry out any duties prescribed under the Act and so authorised by the local government; and
- (d) may take overall charge of fire suppression activities, and/or ensure the principles of the Incident Management System are being adhered to.

3.3 Captain

The Captain is elected by the Brigade and has the following roles -

- (a) subject to paragraph (b) below, the Captain is to preside at all meetings unless the Captain is unable or chooses not to;
- (b) in the circumstances where the Captain is unable or chooses not to be the presiding officer or in the absence of the Captain, the meeting may elect another person to preside at the meeting;
- (c) ensure that the meeting procedures are being followed at all times;
- (d) promote the objectives of the Brigade when, and wherever, the possibility occurs;
- (e) acts as a spokesperson for the Brigade on public relations and other matters, in conjunction with the local government;
- (f) advise the brigade on administrative matters;
- (g) may direct the Brigade activities during wildfire suppression or during hazard reduction burning programs;
- (h) in the absence of the BFCO may take overall charge of fire suppression activities, and/or ensure the principles of the Incident Management System are being adhered to;
- (i) assists the BFCO to prepare reports;
- (j) ensures Brigade members are adequately trained to carry out their functions, in accordance with Standard Operating Procedures and Brigade standards;

- (k) undertakes responsibility for the proper management and maintenance of Brigade property and equipment;
- (l) ensure that an incident report is compiled and submitted, in the format agreed by the Department and local government, within 14 days following attendance at an incident by the Bush Fire Brigade; and
- (m) the roles of Captain and BFCO may be combined should the Chief Bush Fire Control Officer wish to have one person carry out both roles.

[Schedule 1 Clause 3.3 amended by Government Gazette No. 17 of 2019]

3.4 Brigade Lieutenants

Lieutenants are elected by the Brigade and have the following roles -

- (a) in the absence of the Captain the most senior Lieutenant present assumes the responsibilities and duties of that office and takes ultimate responsibility for the successful performance of all Brigade activities;
- (b) the Brigade may increase or decrease the number of Lieutenants to meet their specific operational requirements, up a maximum of four (4) Lieutenants; and
- (c) all Lieutenants must be ranked in seniority. The Captain and Lieutenants of the Brigade, in consultation with the Chief Bush Fire Control Officer, determine this seniority. In the event that a resolution cannot be found, the Chief Bush Fire Control officer shall have the final determination.

3.5 Equipment Officer

The Equipment Officer is responsible for the custody and maintenance of protective clothing, equipment and appliances of the bush fire brigade.”

[Schedule 1 Clause 3.5 inserted by Government Gazette No. 17 of 2019]

PART 4 – COMMITTEE

4.1 Management of bush fire brigade

- (1) Subject to the provisions of these Rules, the administration and management of the affairs of the bush fire brigade are vested in the Committee.
- (2) Without limiting the generality of subclause (1), the Committee is to have the following functions –
 - (a) to recommend to the local government amendments to these Rules;
 - (b) to draft the annual financial requirements for the bush fire brigade for the local governments consideration and present it at the annual general meeting of the bush fire brigade;

- (c) to propose a motion for consideration at any meeting of the bush fire brigade;
- (d) to recommend to the local government equipment which needs to be supplied by the local government to the bush fire brigade by the first week in December annually;
- (e) to delegate to a person, as from time to time thought fit, any functions (being less than the total functions of the Committee) on any conditions it thinks fit;
- (f) to invest or place on deposit any of the funds of the bush fire brigade not immediately required to perform the normal brigade functions;
- (g) to do all things necessary or convenient in order to perform any of its functions and to secure the performance of the normal brigade activities by the bush fire brigade; and
- (h) deal with membership applications, grievances, disputes and disciplinary matters.

[Schedule 1 Clause 4.1 amended by Government Gazette No. 17 of 2019]

4.2 Constitution of Committee

- (1) The Committee of the bush fire brigade is to consist of the brigade officers being the Captain, Secretary, Treasurer, Equipment Officer and the first Lieutenant of the bush fire brigade.
- (2) The brigade officers are to -
 - (a) be elected at the annual general meeting of the bush fire brigade;
 - (b) hold office until the next annual general meeting; and
 - (c) be eligible for re-election at the next annual general meeting.
- (3) Any brigade officer may be removed from office by an absolute majority decision of the brigade members present in person or by proxy at a special meeting called for such a purpose.
- (4) The Committee may appoint a brigade member to fill a vacancy in any office arising from a resolution under subclause (3) or which has arisen for any other reason.

PART 5 – MEETINGS OF BUSH FIRE BRIGADE

5.1 Ordinary meetings

- (1) Ordinary meetings may be called at any time by the Secretary by giving at least 7 days notice to all brigade members and to the Chief Bush Fire Control Officer, for the purpose of –
 - (a) organising and checking equipment;

- (b) requisitioning new or replacement equipment;
 - (c) organising field excursions, training sessions, hazard reduction programs, and the preparation of fire-breaks;
 - (d) establishing new procedures in respect of any of the normal brigade activities; and
 - (e) dealing with any general or urgent business.
- (3) In a notice given under subclause (1), the Secretary is to specify the business which is to be conducted at the meeting.
- (4) Business may be conducted at an ordinary meeting of the bush fire brigade notwithstanding that it was not specified in a notice given under subclause (1) in relation to that meeting.

5.2 Special meetings

- (1) The Secretary is to call a special meeting when 5 or more brigade members request a meeting in writing.
- (2) At least 2 days notice of a special meeting is to be given by the Secretary, to all brigade members and to the Chief Bush Fire Control Officer.
- (3) In a notice given under subclause (2) the Secretary is to specify the business which is to be conducted at the meeting.
- (4) No business is to be conducted at a special meeting beyond that specified in a notice given under subclause (2) in relation to that meeting.

5.3 Annual general meeting

- (1) At least 7 days notice of the annual general meeting is to be given by the Secretary to all brigade members and to the Chief Bush Fire Control Officer.
- (2) At the annual general meeting the bush fire brigade is to –
- (a) elect the brigade officers from among the brigade members;
 - (b) consider the Captain's report on the year's activities;
 - (c) adopt the annual financial statements;
 - (d) appoint an Auditor for the ensuing financial year in accordance with clause 5.6
 - (e) deal with any general business; and
 - (f) make recommendations to the Bush Fire Advisory Committee on the appointment of a Bush Fire Control Officer for their brigade for the following year.
- (3) In a notice given under subclause (1), the Secretary is to specify the business which is to be conducted at the meeting.

- (4) Business may be conducted at an annual general meeting notwithstanding that it was not specified in a notice given under subclause (1) in relation to that meeting.

[Schedule 1 Clause 5.3 amended by Government Gazette No. 17 of 2019]

5.4 Quorum

- (1) The quorum for a meeting of the bush fire brigade will be at least 50% of the number of members of the bush fire brigade.
- (2) No business is to be transacted at a meeting of the bush fire brigade unless a quorum of brigade members is present in person or by proxy.

5.5 Voting

Each brigade member is to have 1 vote, however in the event of an equality of votes, the Captain (or person presiding) may exercise a casting vote.

5.6 Auditor

- (1) At the annual general meeting a person, not being a brigade member, is to be appointed as the Auditor of the bush fire brigade for the ensuing financial year.
- (2) The Auditor is to audit the accounts of the bush fire brigade not less than 7 days before the annual general meeting and is to certify to their correctness or otherwise and present a report at the annual general meeting, ”.

[Schedule 1 Clause 5.6 inserted by Government Gazette No. 17 of 2019]

PART 6 – MEETINGS OF COMMITTEE

6.1 Meetings Of Committee

- (1) The Committee is to meet for the purpose of dealing with business arising, adjourn and otherwise regulate its meeting as it thinks fit.
- (2) The Captain or Secretary may convene a meeting of the Committee at any time.

6.2 Quorum

No business is to be transacted at a meeting of the Committee unless a quorum of 3 Brigade Officers are present in person.

[Schedule 1 Clause 6.2 amended by Government Gazette No. 17 of 2019]

6.3 Voting

Each brigade officer is to have 1 vote, however in the case of an equality of votes, the Captain (or person presiding) may exercise a casting vote.

PART 7 – GENERAL ADMINISTRATIVE MATTERS

7.1 Funds

The funds of the bush fire brigade are to be used solely for the purpose of promoting the objects of the bush fire brigade.

[Schedule 1 Clause 7.1 amended by Government Gazette No. 17 of 2019]

7.2 Financial year

The financial year of the bush fire brigade is to commence on 1 July and is to end on 30 June of the following year.

7.3 Banking

- (1) The funds of the bush fire brigade are to be placed in a bank account and are to be drawn on only by cheques signed jointly by any 2 of the Captain, Secretary or Treasurer.
- (2) If the Secretary/Treasurer is a combined position, the Captain and Secretary/Treasurer are to sign the cheques referred to in subclause (1).

7.4 Disclosure of interests

- (1) A brigade member shall disclose to the bush fire brigade or Committee any financial interest (whether direct or indirect) he or she may have in any matter being considered by the bush fire brigade or Committee, as appropriate.
- (2) If a financial interest has been disclosed under subclause (1), then the bush fire brigade or Committee, as appropriate, is to decide, in the absence of the brigade member who disclosed that interest, whether or not the brigade member is to be permitted to vote on that matter.
- (3) Where the bush fire brigade or Committee, as appropriate, decides under subclause (2), that a brigade member is not to be permitted to vote on a matter, that brigade member must leave the meeting room prior to that matter being discussed.

7.5 Disagreements

- (1) Any disagreement between brigade members may be referred to either the Captain or to the Committee.
- (2) Where a disagreement in subclause (1) is considered by the Captain or the Committee to be of importance to the interests of the bush fire brigade, then the Captain or the Committee, as the case may be, is to refer the disagreement to the annual general meeting, an ordinary meeting or a special meeting of the bush fire brigade.

- (3) The local government is the final authority on matters affecting the bush fire brigade, and may resolve any disagreement which is not resolved under subclause (1) or (2).

PART 8 – NOTICES AND PROXIES

8.1 Notices

- (1) Notices of meetings of the bush fire brigade are to be in writing and sent by ordinary post to the registered address of each brigade member.
- (2) Notices of meetings of the Committee may be given in writing in accordance with subclause (1) or by such other means as the Committee may decide (by an absolute majority) at a meeting of the Committee.
- (3) Any accidental omission to give notice of a meeting to, or non-receipt by a person entitled to receive such notice, is not to invalidate the meeting the subject of the notice or any resolutions passed at that meeting.
- (4) Where any notice other than a notice of meeting is to be given under these Rules, the notice is to be –
 - (a) in writing;
 - (b) unless otherwise specified, given to or by the Secretary;
 - (c) by –
 - (i) personal delivery;
 - (ii) post; or
 - (iii) facsimile transmission;
 - (d) taken to have been received, as the case may be –
 - (i) at the time of personal delivery;
 - (ii) 2 business days after posting; or
 - (iii) on the printing of the sender's transmission report.

8.2 Proxies

- (1) Where under these Rules a brigade member may vote by proxy, in order for the proxy to vote, the brigade member or the proxy shall give a notice in the form of that appearing at Appendix I, to the Secretary or the person presiding at the meeting before the start of the meeting at which the proxy is to be used.
- (2) A proxy is to be valid for the meeting for which it is given and for any adjournments of that meeting.
- (3) A proxy shall be valid for the number of votes to which the brigade member is entitled.

- (4) If the donor of the proxy does not give any indication of the manner in which the proxy is to vote, the proxy shall be entitled to vote or not vote as he or she thinks fit.
 - (5) A proxy shall be entitled to speak on behalf of the donor of the proxy.
 - (6) All forms appointing proxies deposited under subclause (1) are to be retained by the Secretary for not less than 28 days after the conclusion of the meeting to which they relate but if there is any objection to the validity of any vote at the meeting, they are to be retained until the determination of that objection.
-

Confirmed

APPENDIX I

PROXY VOTE

Southern Districts Volunteer Bush Fire Brigade

**[ANNUAL] [EXTRAORDINARY] GENERAL MEETING
TO BE HELD ON [DATE]**

I, _____, being a brigade member appoint _____ to be my proxy and vote on my behalf at the meeting of the bush fire brigade to be held on [insert date] and at any adjournment of it. The proxy shall vote as follows:

MOTION	FOR	AGAINST	ABSTAIN
1.			
2.			

If there is no instruction to the proxy as to the way to vote, the proxy shall exercise her or his discretion as to how to vote or whether to vote at all. In respect of any vote taken at the meeting on a matter which does not appear on the agenda, the proxy shall exercise her or his discretion as to the way he or she casts the vote or whether it is cast at all.

Date: _____

Signed: _____

NOTE: To be valid, this proxy must be completed and returned to the Secretary of the bush fire brigade (or the presiding member) prior to the commencement of the meeting for which the proxy is valid.

Dated20...

Dated this 1st day of March 2011

The Common Seal of the City of Mandurah was affixed by authority of a resolution of the Council in the presence of -

PATRICIA M CREEVEY, OAM, Mayor

MARK ROBERT NEWMAN, Chief Executive Officer.

CONSOLIDATED LOCAL LAW



CITY OF MANDURAH

FENCING LOCAL LAW 2015

(Principle Local Law)

Gazette Number 107. Date 14 July 2015

FENCING AMENDMENT LOCAL LAW 2015

Gazette Number 37. 8 March 2016

FENCING AMENDMENT LOCAL LAW 2018

Gazette Number 43. 5 April 2019

PLEASE NOTE: This version of the Fencing Local Law 2015 combines the:

- Principle Local Law:
 - City of Mandurah Fencing Local Law 2015;
- Amendment:
 - City of Mandurah Fencing Amendment Local Law 2015
 - City of Mandurah Fencing Amendment Local Law 2018

LOCAL GOVERNMENT ACT 1995
CITY OF MANDURAH
FENCING LOCAL LAW 2015

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LOCAL GOVERNMENT ACT 1995

CITY OF MANDURAH

FENCING LOCAL LAW 2015

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the City of Mandurah resolved on 23 June 2015 to make the principle local law and subsequently amended on 23 February 2016 and 26 March 2019.

PART 1—PRELIMINARY

1.1 Citation

This local law may be cited as the *City of Mandurah Fencing Local Law 2015*.

1.2 Definitions

In this local law, unless the context otherwise requires—

AS or AS/NZS means an Australian Standard or an Australian/New Zealand Standard published by Standards Australia;

building permit is a permit granted under section 20 of the *Building Act 2011*;

building line is the parallel line to the boundary that abuts a street or canal that is the minimum setback specified in the zoning table of the Residential Design Codes or town planning scheme;

Building Regulations means *Building Regulations 2012*;

Commercial Lot means a lot zoned commercial, service commercial, or business/residential or an equivalent commercial zone under a town planning scheme and/or Structure Plan, but does not include a lot occupied by a residential building;

dangerous in relation to any fence means—

- (a) an electrified fence which does not comply with clause 8.1 of this local law;
- (b) a fence containing barbed wire other than a fence erected and maintained in accordance with this local law;
- (c) a fence containing exposed broken glass, asbestos fibre, razor wire or any other potentially harmful projection or material; or
- (d) a fence which is likely to collapse or fall, or part of which is likely to collapse or fall, from any cause;

district means the district of the local government;

dividing fence means a fence that separates the lands of different owners whether the fence is on the common boundary of adjoining lands or on a line other than the common boundary;

electrified fence means a fence carrying or designed to carry an electric charge;

fence means any structure used or functioning as a barrier, irrespective of where it is located and includes any affixed gate or screening;

height in relation to a fence means the vertical distance between the top of the fence at any point and—

- (a) the ground level immediately below that point; or
- (b) where the ground levels on each side of the fence are not the same, the higher ground level, immediately below that point; or
- (c) where the fence is erected on a retaining wall approved by the local government, or on a retaining wall that is exempt for needing approval by the local government, from the top of the retaining wall;

Industrial Lot means a lot zoned Industry or an equivalent industrial zone under a town planning scheme and/or Structure Plan within the district;

local government means the City of Mandurah;

lot has the meaning given to it in and for the purposes of the *Planning and Development Act 2005*;

occupier has the meaning given to it in and for the purposes of the *Local Government Act 1995*;

owner has the meaning given to it in and for the purposes of the *Dividing Fences Act 1961*;

planning approval means approval issued by the City under its town planning scheme;

primary street setback area means the area between the building line of a lot and the front boundary of that lot;

residential building has the meaning given to it in State Planning Policy 3.1 Residential Design Codes;

Residential Lot means a lot zoned residential or tourist under the town planning scheme and/or Structure Plan;

retaining wall means any structure approved by the local government which prevents the movement of soil in order to allow ground levels of different elevations to exist adjacent to one another;

Rural Lot means a lot zoned rural under a town planning scheme and/or Structure Plan within the district;

Rural Residential Lot means a lot zoned rural residential under the town planning scheme;

screening means any perforated panels or trellises composed of solid or obscured translucent panels;

schedule means a Schedule to this local law;

structure plan has the meaning given to it in the town planning scheme;

sufficient fence means a fence described in clause 2.1 of this local law;

town planning scheme means any gazetted town planning scheme operating within the district;

uniform fence means a fence erected by a developer or subdivider in accordance with a subdivision or development approval which divides a lot from a public place such as pedestrian access way, public open space or road reserve;

visually permeable means the surface of a fence which has—

- (a) continuous vertical or horizontal gaps of at least 50mm width occupying not less than one third of its face in aggregate of the entire surface or where gaps are narrower than 50mm, occupying not less than one half of its face in aggregate of the entire surface, as viewed directly from the street; or
- (b) a surface offering equal or lesser obstruction to view.

[Clause 1.2 amended by Government Gazette No. 37 of 2016 and No. 43 of 2019]

1.3 Repeal

Divisions 2, 3 and 5 of Part IX of the *City of Mandurah Consolidated Local Laws* as published in the *Government Gazette* of 13 February 1998 are repealed.

1.4 Application

This local law applies throughout the district.

1.5 Commencement

This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

1.6 Relationship with other laws

- (1) In the event of any inconsistency between the provisions of a town planning scheme and the provisions of this local law, the provisions of the town planning scheme are to prevail.
- (2) Nothing in this local law affects a provision in any written law in respect of a building licence for a fence.

PART 2—SUFFICIENT FENCES

2.1 Sufficient Fences

- (1) A person shall not erect a dividing fence or fence that is not a sufficient fence, unless otherwise approved or required by the local government.
- (2) A dividing fence or fence erected prior to 8 April 1988 or lawfully erected prior to this local law coming into operation constitutes a sufficient fence.
- (3) Subject to subclause (4) and (5), a sufficient fence—
 - (a) on a Residential Lot of R10 or higher density, and Commercial Lots, is a fence constructed and maintained in accordance with the specifications and requirements of Schedule 1 and is located behind the specified building line;
 - (b) on an Industrial Lot is a fence constructed and maintained in accordance with the specifications and requirements of Schedule 2; and
 - (c) on a Rural, Rural Residential Lot or a Residential Lot of R5 or lower density is a fence constructed and maintained in accordance with the specifications and requirements of Schedule 3.
- (4) Where a fence is erected on or near the boundary between—
 - (a) a residential lot and an Industrial Lot, a sufficient fence is a fence constructed and maintained in accordance with the specifications and requirements of Schedule 1;
 - (b) a Residential Lot with a density of R10 or higher and a Residential Lot of R5 or lower, a Rural Lot or a Rural Residential Lot, a sufficient fence is a fence constructed and maintained in accordance with the specifications and requirements of Schedule 1.
- (5) Unless otherwise approved or required by the local government, a sufficient fence between lots other than those specified in subclause (4) is a fence constructed and maintained in accordance with the specifications and requirements of Schedule 1.

[Clause 2.1 amended by Government Gazette No. 37 of 2016 and No. 43 of 2019]

PART 3— FENCING WITHIN THE PRIMARY STREET, (FRONT) SETBACK AREA

3.1 Fences Within Primary Street (front) Setback Area

- (1A) On any Residential Lot with a density of R5 or lower shall comply with Schedule 3.
- (1) On any Residential Lot with a density of R10 or higher, a fence erected within the primary street setback area shall;
 - (a) comply with State Planning Policy 3.1—Residential Design Codes;
 - (b) not exceed a height of 1.8 metres except that piers with a maximum dimension of 350x350mm may extend to a maximum height of 2.1 metres; and;

- (c) be constructed of face finished brick or stone or timber palings, or a combination of the aforementioned materials, or similar, that complement the dwelling and do not detract from the street scape. Fibre cement sheet or sheet metal are not considered suitable.
- (2) On a Commercial Lot, no fence shall be erected forward of the building line.
- (3) On an Industrial Lot, a fence erected within the primary street setback area shall be visually permeable above 1.2m and not exceed a height of 2.4m.
- (4) All fences shall be truncated or reduced to no higher than 750mm within 1.5m adjoining a vehicle access point where a driveway meets a public street and where 2 streets intersect.
- (5) Subclause (4) shall not apply to a visually permeable fence that does not obscure the lines of vision of a motorist using the driveway for access to a thoroughfare.

[Clause 3.1 amended by Government Gazette No. 37 of 2016 and No. 43 of 2019]

PART 4— FENCING MATERIALS, SCREENING AND MAINTENANCE

4.1 Fencing Materials

- (1) Subject to clause 2.1, a person shall only construct a fence from materials specified in the Schedules of this local law, unless otherwise approved or required by the local government.
- (2) Uniform fencing shall be constructed predominantly from new materials as described in the Schedules and where required by the local government, incorporate visually permeable sections above 1.2m to the satisfaction of the local government.
- (3) Pre-used materials shall not be permitted in the construction of a fence, unless the pre-used materials are structurally fit for the purpose, painted, treated and/or upgraded to the satisfaction of the local government.
- (4) No person shall erect a fence of impervious material in any place, position or location where it will, or is likely to, act as a barrier to or restrict the flow of a natural watercourse.

4.2 Screening

- (1) Any screening affixed to a fence shall be designed to integrate with the colours, materials and specification of that sufficient fence to the satisfaction of the local government.
- (2) On a Rural Lot or Rural Residential Lot, no person shall affix any screening to a fence.
- (3) Screening affixed to a fence shall be installed and maintained in accordance with the manufacture's specifications and not compromise the structural integrity of a fence.

[Clause 4.2 amended by Government Gazette No. 37 of 2016]

4.3 Barbed or Razor Wire or Other Material with Spiked or Jagged Projections

- (1) A person shall not erect or affix to any fence any barbed or razor wire or other material with spiked or jagged projections except in accordance with this clause.
- (2) On an Industrial Lot a person shall not erect or affix to any fence bounding that lot any barbed wire or razor wire or other materials with spiked or jagged projections unless the wire or material are attached on posts vertically or at an angle of 45 degrees, and unless the bottom row of wire or other materials is not less than 2m above the ground level.
- (3) If the posts which carry the barbed wire or other materials referred to in subclause (2) are angled towards the outside of the lot bounded by the fence, the face of the fence must be set back from the lot boundary a sufficient distance to ensure that the angled posts, barbed wire or other materials do not encroach on adjoining land.
- (4)
 - (a) on a Rural Lot a person may erect or affix to any fence any barbed wire; and
 - (b) if the fence is located adjacent to a thoroughfare or other public space then the barbed wire must be fixed to the side of the fence posts furthest from the thoroughfare or other public space.

[Clause 4.3 amended by Government Gazette No. 37 of 2016 and No.43 of 2019]

4.4 Maintenance of Fences

- (1) An owner or occupier shall maintain a fence in good condition and prevent it from becoming damaged, dangerous, dilapidated, unsightly or detrimental to the amenity of the locality.
- (2) An owner or occupier of a lot on which a uniform fence is erected shall not alter the fence in any way, or enclose or screen any visually permeable sections of the fence.

4.5 Gates in Fences

Any gate or door must not encroach into or over any other property including a thoroughfare or other public space.

[Clause 4.5 amended by Government Gazette No. 43 of 2019]

PART 5—CANAL WALLS

5.1 Fences between a Canal Wall and the Building Line

On any Residential property that abuts a canal, a fence that is to be located between the canal wall and the building line on the property shall—

- (a) not exceed a height of 1.2 metres;
- (b) be setback behind the developer installed footpath behind the canal wall or 1.2 metres where there is no footpath;
- (c) be constructed of face finished brick or stone or powder coated or stainless tubular metal or stainless steel wire with appropriate corrosion protection, glass

or a combination of the aforementioned materials, or similar, that complement the dwelling and do not detract from the amenity of the canal waterway. Fibre cement sheet, sheet metal, treated timber and brushwood are not considered suitable;

- (d) be 80% visually permeable;
- (e) not compromise the structural integrity of the canal wall.

[Part 5 inserted by Government Gazette No. 43 of 2019]

PART 6— TENNIS COURT FENCES

6.1 Tennis Court Fencing

- (1) A person must not, without the written consent of the City, erect a fence around a tennis court.
- (2) Fencing surrounding a tennis court shall be constructed and maintained in accordance with the specifications and requirements of Schedule 4.

[Clause 5.1 amended by Government Gazette No. 37 of 2016]

PART 7—RIGHTS OF WAYS, PUBLIC ACCESS WAYS OR ROAD RESERVES

7.1 Fences Across Right-of-Ways, Public Access Ways or Road Reserves

A person must not, without the written consent of the City, erect or maintain a fence or obstruction of a temporary or permanent nature across any right-of-way, public access way or road reserve so as to impede or prevent use of those facilities in the manner for which they are intended and constructed.

PART 8—ELECTRIFIED FENCES

8.1 Electrified Fencing

On a Rural Lot or Industrial Lot, an electrified fence shall—

- (a) comply with AS/NZS 3016:2002 Electrical Installations—Electric Security Fences (as amended);
- (b) comply with any requirements of Western Power;
- (c) be capable of being rendered inoperable during the hours of business operations, if any, on the lot where it is erected;
- (d) be designed to integrate with the colours, materials and specification of a sufficient fence; and
- (e) on an Industrial Lot, any electrified part of the fence must be located on the property side of the fence, and behind a sufficient fence.

[Clause 8.1 amended by Government Gazette No. 37 of 2016 (previously 7.1) and No. 43 of 2019]

PART 9—APPLICATION REQUIREMENTS

9.1 Requirements for an approval from Local Government

- (1) Where approval is required from the local government under these local laws and approval is not required in the form of development approval or a building permit, then a written application to the City to seek an approval under these local laws will apply.
- (2) An owner or occupier of a lot, other than a Rural Lot, must not—
 - (a) have or use an electrified fence on that lot—
 - (i) without first obtaining a building permit or written approval of the local government; and
 - (ii) except in accordance with that permit or approval; or
 - (b) construct a fence wholly or partly of barbed or razor wire or other material with jagged or spiked projections on that lot—
 - (i) without first obtaining a building permit or written approval of the local government; and
 - (ii) except in accordance with that permit or approval
- (3) Approval to install an electrified fence on a fence will not be given;
 - (a) if the lot abuts a residential lot; and
 - (b) unless provision is made so as to enable the fence to be rendered inoperable during the hours of business operations, if any, on the lot.
- (4) Approval to install razor wire on a fence will not be given;
 - (a) if the fence is within 3m of the boundary of the lot; or
 - (b) where any razor wire used in the construction of the fence is less than 2m or more than 2.4m above the ground level.

[Clause 9.1 amended by Government Gazette No. 37 of 2016 and No.43 of 2019]

9.2 Application for Approval

- (1) An owner of a lot may apply to the local government for any discretionary matter contained within this local law.
- (2) An application must be—
 - (a) in writing in a form approved by the local government;
 - (b) accompanied by any document or information that is required by the local government; and
 - (c) accompanied by an application fee.

9.3 Determination of Applications

- (1) The local government may approve the erection of a fence that does not comply with the requirements of this local law.
- (2) In determining whether to grant its consent to the erection, the local government may consider, in addition to any other matter that it is authorised to consider, whether the erection or retention of the fence would have an adverse impact on—
 - (a) the safe or convenient use of any land;
 - (b) the safety or convenience of any person; or
 - (c) the visual amenity of the streetscape or neighbouring properties.
- (3) All fees and charges applicable under this local law shall be determined by the local government from time to time in accordance with section 6.16 of the *Local Government Act 1995*.
- (4) An application submitted to the local government under this local law may be—
 - (a) approved by the local government;
 - (b) approved by the local government subject to conditions as the local government sees fit; or
 - (c) rejected by the local government.
- (5) Where the local government approves an application subject to conditions, the applicant must comply with those conditions.
- (6) The local government may by written notice amend a condition imposed under subclause (4)(b).
- (7) An amendment under subclause (6) is effective from the date specified in the notice.
[Clause 8.3 amended by Government Gazette No. 37 of 2016]

9.4 Transfer of an Approval under these Local Laws

- (1) An approval which is provided by the local government under this local law is deemed to transfer to each successive owner or occupier of the lot to which the approval applies.
- (2) Where an approval is transferred under this clause, the successive owner or occupier may apply to the local government for a written confirmation of this transfer.
- (3) If the local government approves an application under this clause, it may issue a written confirmation to the applicant in the form determined by the local government.

9.5 Cancellation of an approval

- (1) The local government may cancel an approval if—
 - (a) the owner or occupier requests the local government to do so;
 - (b) the fence to which the approval applies has been demolished and is not rebuilt for a period of 6 months;

- (c) the circumstances have changed in such a way that an approval for the fence could no longer be granted under the local law;
- (d) the owner or occupier fails to comply with a condition of the permit or breaches a provision of this local law in respect of the fence; or
- (e) the owner or occupier fails to comply with a notice of breach issued under clause 10.1.

[Clause 9.5 amended by Government Gazette No.43 of 2019]

9.6 Objections and appeals

Division 1 of Part 9 of the *Local Government Act 1995* applies to a decision under this local law to—

- (a) refuse an application for an Approval;
- (b) impose or vary an Approval condition;
- (c) cancel an Approval; or
- (d) give a person a notice under clause 10.1.

[Clause 9.6 amended by Government Gazette No.43 of 2019]

PART 10—OFFENCES AND ENFORCEMENT

10.1 Notice of breach

- (1) Where a breach of any provision of this local law has occurred in relation to a fence on a lot, the local government may give a notice in writing to the owner or occupier of that lot.
- (2) A notice shall—
 - (a) specify the provision of the local law that has been breached;
 - (b) specify the particulars of the breach; and
 - (c) state that the owner or occupier of the lot is required to remedy the breach within 28 days from the giving of the notice.
- (3) Should an owner or occupier fail to comply with a notice, the local government may by its employees, agents or contractors enter upon the lot to which the notice relates and remedy the breach, and may recover the expenses of doing so from the owner or occupier of the lot, as the case may be, in a court of competent jurisdiction.
- (4) The provisions of this clause are subject to section 3.25 and item 12 of Division 1 of Schedule 3.1 of the *Local Government Act 1995* and any entry onto land will be in accordance with Part 3, Division 3 of that Act.

10.2 Offences

- (1) A person who fails to do anything required or directed to be done under this local law, or who does anything which under this local law that person is prohibited from doing, commits an offence.
- (2) An offence against a clause specified in Schedule 5 is a prescribed offence for the purposes of section 9.16(1) of the *Local Government Act 1995*.
- (3) Any person who commits an offence under this local law is liable, upon conviction to a penalty not exceeding \$5,000, and if the offence is of a continuing nature, to an additional penalty not exceeding \$500 for each day or part of a day during which the offence has continued.

10.3 Modified Penalties

Unless otherwise specified, the amount of the modified penalty for an offence against any provision of this local law is \$200.

10.4 Infringement Notices

For the purpose of this local law—

- (a) the form of the infringement notice referred to in section 9.17 of the *Local Government Act 1995* is to be in or substantially in the form of Form 2 of Schedule 1 of the *Local Government (Functions and General) Regulations 1996*;
- (b) the form of infringement notice referred to in section 9.20 of the *Local Government Act 1995* is to be in or substantially in the form of Form 3 in Schedule 1 of the *Local Government (Functions and General) Regulations 1996*.

SCHEDULE 1

SPECIFICATIONS FOR A SUFFICIENT FENCE ON A RESIDENTIAL LOT OF R10 OR HIGHER DENSITY AND A COMMERCIAL LOT BEHIND THE PRIMARY STREET SETBACK

[Clause 2.1(3)(a)]

Each of the following is a sufficient fence on a Residential Lot of R10 or higher density and Commercial Lots behind the primary street setback area—

(Refer to clause 3.1 for fences within the primary street setback area).

- (a) Timber fence which satisfies the following specifications—
 - (i) a minimum height of 1.6 metres and a maximum height of 2.0 metres;
 - (ii) construction to be in accordance with the manufacturers specifications;
 - (iii) timber panelling to provide a solid cover to provide a solid screen except where the fence is located within the street setback area;

- (iv) all timber is to be treated for protection from termite attack in accordance with AS 3660.1:2014 Termite Management-New building work (as amended); and.
- (b) Fibre reinforced pressed cement sheeting which satisfies the following specifications—
 - (i) a minimum height of 1.6 metres and a maximum height of 2.0 metres;
 - (ii) construction to be in accordance with the manufacturers specifications.
- (c) Masonry (including brick, stone or concrete), which satisfies the following specifications—
 - (i) a minimum height of 1.6 metres and a maximum height of 2.0 metres;
 - (ii) construction to be in accordance with the AS/NZS for Masonry construction that has been adopted by the Building Code of Australia at the time of construction.
- (d) Metal Panel (eg Colourbond) or PVC panel (eg Duralok) fencing systems that satisfy the following specifications—
 - (i) a minimum height of 1.6 metres and a maximum height of 2.0 metres;
 - (ii) construction to be in accordance with the manufacturers specifications.
- (e) Composite fence—
 - (i) a composite of the above fences such as timber posts with solid sheet metal infill and height as specified above.

[Schedule 1 amended by Government Gazette No. 37 of 2016 and No. 43 of 2019]

SCHEDULE 2

Specifications for a Sufficient Fence on an Industrial Lot

[Clause 2.1(3)(b)]

Each of the following is a sufficient fence on an Industrial Lot—

- (a) galvanised steel frame and galvanised link or chain mesh with PVC coat which satisfies the following specifications—
 - (i) generally a height of 2m with posts up to a maximum height of 2.4m with barbed wire or razor mesh where permitted by this local law;
 - (ii) construction to be in accordance with the manufacturers specifications.
- (b) fences of timber, masonry (brick, stone or concrete), fibre cement, metal panel (eg colorbond) or PVC panel (eg Duralok) or composite that satisfies the following specifications—
 - (iii) constructed to the minimum specifications referred to in Schedule 1.

[Schedule 2 amended by Government Gazette No. 37 of 2016]

Schedule 3

SPECIFICATIONS FOR A SUFFICIENT FENCE ON A RURAL LOT, RURAL RESIDENTIAL LOT OR RESIDENTIAL LOT ZONED R5 OR LOWER DENSITY

[Clause 2.1(3)(c)]

Each of the following is a sufficient fence on a Rural Lot, Rural Residential Lot or Residential Lot zoned R5 or lower density:

- (a) Post and Wire Construction—
 - (i) have a minimum height of 1.0 metre and a maximum height of 1.4 metres;
 - (ii) timber posts shall be impregnated with a termite and fungicidal preservative;
 - (iii) wire shall be high tensile galvanised wire and not less than 2.5mm;
 - (iv) a minimum of 5 wires shall be used, generally with the lower wires spaced closer together than the higher wires so as to prevent smaller stock passing through, and connected to posts in all cases;
 - (v) galvanised iron posts may be used;
 - (vi) star pickets may be used for intermediate posts with PVC safety caps on top;
 - (vii) construction shall be in accordance with manufacturers specifications.
- (b) Post and Rail Construction—
 - (i) have a minimum height of 1.0 metre and a maximum height of 1.4 metres;
 - (ii) timber posts shall be impregnated with a termite and fungicidal preservative;
 - (iii) the fence is to be fitted with a timber top rail and up to 3 intermediate rails;
 - (iv) galvanised wire, including mesh may be used below the timber top rail.

[Schedule 3 amended by Government Gazette No. 37. of 2016 and No.43 of 2019]

SCHEDULE 4

Specifications for Tennis Court Fencing

[Clause 6.1]

The following is considered a suitable fence surrounding a tennis court—

- (a) black PVC coated cyclone mesh fencing (maximum of 50mm x 50mm gaps) or similar supported by galvanised metal poles installed in accordance with the manufacturers specifications, and
- (b) a height of 3m.

[Schedule 4 amended by Government Gazette No. 43 of 2019]

SCHEDULE 5

Offences in Respect of Which Modified Penalties Apply

[Clause 10.2]

City of Mandurah
Fencing Local Law 2015

Offence No.	Clause No.	Nature of offence	Modified penalty
1	2.1	Erect a dividing fence or boundary fence on a lot that does not meet the minimum requirements for a sufficient fence	\$200
2	4.1(3)	Use pre-used materials in the construction of a fence without approval	\$200
3	4.4(1)	Failure to maintain a fence in good condition/prevent fence from becoming dangerous or dilapidated	\$200
4	4.5	Erect or maintain a gate in a fence that encroaches into or over any other property.	\$200
5	7.1	Erect or maintain a fence/obstruction temporary or permanent across a right-of-way, public access way or road reserve without consent	\$200
6	9.1(2)	Construct or use an electrified fence or a fence wholly or partly of razor wire or barbed wire or other material with spiked or jagged projections without a building permit or approval	\$200
7	10.3	Other offences not specified	\$200

Dated this 29th day of June 2015.

The Common Seal of the City of Mandurah was affixed by authority of a resolution of the Council in the presence of—

MARINA ELIZABETH VERGONE, Mayor.

MARK R. NEWMAN, Chief Executive Officer.

Confirmed

CONSOLIDATED LOCAL LAW



CITY OF MANDURAH

PARKING AND PARKING FACILITIES LOCAL LAW 2015

(Principle Local Law)

Gazette Number 126, 14 August 2015

PARKING AND PARKING FACILITIES

AMENDMENT LOCAL LAW 2017

Gazette Number 95, 19 May 2017

LOCAL GOVERNMENT AMENDMENT (INFRINGEMENT NOTICES) LOCAL LAW 2021

Gazette Number 212, 17 December 2021

PLEASE NOTE: This version of the Parking and Parking Facilities Local Law 2015 combines the:

- Principle Local Law:
 - City of Mandurah Parking and Parking Facilities Local Law 2015;
- Amendment:
 - City of Mandurah Parking and Parking Facilities Amendment Local Law 2017
 - Local Government Amendment (Infringement Notices) Local Law 2021

LOCAL GOVERNMENT ACT 1995

CITY OF MANDURAH

PARKING AND PARKING FACILITIES LOCAL LAW 2015

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Confirmed

LOCAL GOVERNMENT ACT 1995

CITY OF MANDURAH

PARKING AND PARKING FACILITIES LOCAL LAW 2015

Under the powers conferred by the *Local Government Act 1995* and under all other powers, the Council of the City of Mandurah resolved on 28 July 2015 to make the Parking and Parking Facilities Local Law 2015 and subsequently amended on 9 May 2017.

PART 1—PRELIMINARY

1.1 Citation

This local law may be cited as the *City of Mandurah Parking and Parking Facilities Local Law 2015*.

1.2 Commencement

This local law will come into operation on the fourteenth day after the day on which it is published in the *Government Gazette*.

1.3 Repeal

Clause 15.3(a) and clause 15.3(b) of Part XV of the *City of Mandurah Consolidated Local Laws* published in the *Government Gazette* on 13 February 1998 and Part XVI of the *City of Mandurah Consolidated Local Laws* published in the *Government Gazette* on 13 February 1998 and all amendments thereto are hereby repealed on the day this local law comes into operation.

1.4 Application

- (1) Subject to subclause (2), this local law applies to the whole of the district of the City of Mandurah except—
 - (a) the approach and departure prohibition areas of all existing and future traffic control signal installations as determined by the Commissioner of Main Roads;
 - (b) prohibition areas applicable to all existing and future bridges and subways as determined by the Commissioner of Main Roads; and
 - (c) any road which comes under the control of the Commissioner of Main Roads unless the control of parking and parking facilities on that road is carried out subject to the control and direction of the Commissioner of Main Roads or has been delegated by the Commissioner to the local government.

- (2) This local law does not apply to a parking facility or a parking station that is not occupied by the local government, unless the local government and the owner or occupier of that facility or station have agreed in writing that this local law will apply to that facility or station.
- (3) The agreement referred to in subclause (2) may be made on such terms and conditions as the parties may agree.

1.5 Definitions

In this local law unless the context otherwise requires—

Act means the *Local Government Act 1995*;

authorised person means a person appointed by the local government under section 9.10 of the Act to perform any function of an authorised person under this local law;

authorised vehicle means a vehicle authorised by the local government, CEO, or an authorised person, or by any written law, to park on a thoroughfare or parking facility;

bicycle has the meaning given to it in the Code;

built-up area has the meaning given to it in the Code;

bus has the meaning given to it in the Code;

bus embayment has the meaning given to it in the Code;

bus stop has the meaning given to it in the Code;

bus zone has the meaning given to it in the Code;

caravan means a vehicle that is fitted or designed to allow human habitation and which is drawn by another vehicle, or which is capable of self-propulsion;

carriageway means—

- (a) a portion of thoroughfare that is improved, designed or ordinarily used for vehicular traffic and includes the shoulders, and areas, including embayments, at the side or centre of the carriageway, used for the stopping or parking of vehicles; and
- (b) where a thoroughfare has two or more of those portions divided by a median strip, the expression means each of those portions, separately;

centre in relation to a carriageway, means a line or a series of lines, marks or other indications—

- (a) for a two-way carriageway—placed so as to delineate vehicular traffic travelling in different directions; or
- (b) in the absence of any such lines, marks or other indications—the middle of the main, travelled portion of the carriageway;

CEO means the Chief Executive Officer of the local government;

children's crossing has the meaning given to it in the Code;

Code means the *Road Traffic Code 2000*;

commercial vehicle means—

- (a) a motor vehicle constructed for the conveyance of goods or merchandise, or for the conveyance of materials used in any trade, business, industry or work whatsoever, other than a motor vehicle for the conveyance of passengers; and
- (b) includes any motor vehicle that is designed primarily for the carriage of persons, but which has been fitted or adapted for the conveyance of the goods, merchandise or materials referred to, and is in fact used for that purpose;

disability parking permit has the meaning given to it in the *Local Government (Parking for People with Disabilities) Regulations 2014*;

district means the district of the local government;

driver means any person driving or in control of a vehicle;

edge line for a carriageway means a line marked along the carriageway at or near the far left or the far right of the carriageway;

emergency vehicle has the meaning given to it in the Code;

footpath has the meaning given to it in the Code;

GVM (which stands for 'gross vehicle mass') has the meaning given to it in the Code;

General Regulations mean the *Local Government (Functions and General) Regulations 1996*;

goods means an article, or collection of articles, weighing at least 14 kilograms and having a volume of at least .02 cubic metres;

loading zone means a parking bay which is set aside for use by commercial vehicles if there is a sign referable to that bay marked 'Loading Zone';

local government means the City of Mandurah;

mail zone has the meaning given to it in the Code;

median strip has the meaning given to it in the Code;

metered bay means a section or part of a metered zone that is adjacent to a parking meter and that is marked or defined by painted lines or defined lines or by metallic studs or similar devices for the purpose of indicating where a vehicle may be parked on payment of a fee or charge;

metered zone means those area specified in clause 2.1(1);

motor cycle has the meaning given to it in the Code;

motor vehicle has the meaning given by the Code;

no parking area has the meaning given to it in the Code;

no parking sign means a sign with—

- (a) the words 'no parking' in red letters on a white background; or
- (b) the letter 'P' within a red annulus and a red diagonal line across it on a white background;

no stopping area has the meaning given to it in the Code;

no stopping sign means a sign with—

- (a) the words 'no stopping' or 'no standing' in red letters on a white background; or
- (b) the letter 'S' within a red annulus and a red diagonal line across it on a white background;

occupier has the meaning given to it by the Act;

owner—

- (a) where used in relation to a vehicle licensed under the Road Traffic Act, means the person in whose name the vehicle has been registered under that Road Traffic Act;
- (b) where used in relation to any other vehicle, means the person who owns, or is entitled to possession of that vehicle; and
- (c) where used in relation to land, has the meaning given to it by the Act;

painted island has the meaning given to it in the Code;

park in relation to a vehicle, means to permit a vehicle, whether attended or not by any person, to remain stationary except for the purpose of—

- (a) avoiding conflict with other traffic; or
- (b) complying with the provisions of any law; or
- (c) taking up or setting down persons or goods (maximum of 2 minutes);

parking area has the meaning given to it in the Code;

parking bay means a section or part of—

- (a) a thoroughfare; or
- (b) a parking station

which is marked or defined by painted lines, metallic studs, coloured bricks or pavers or similar devices for the purpose of indicating where a vehicle may be parked but does not include a metered bay;

parking facility includes—

- (a) land, buildings, shelters, parking stations, metered zones, metered bays, parking bays and other facilities or structures open to the public generally for the parking of vehicles with or without charge; and
- (b) signs, notices and facilities used in connection with the parking of vehicles;

parking meter means a ticket issuing machine, and includes the stand on which the ticket issuing machine is erected;

parking region means the area described clause 1.4;

parking station means any land or structure provided for the purpose of accommodating vehicles, with or without charge, but does not include a metered zone or metered bay;

path has the same meaning given to it in the Code;

pedestrian crossing has the meaning given to it in the Code;

permit means a permit issued by the local government for the purposes of this local law;

permissive parking bay means a parking bay to which a permissive parking sign applies;

permissive parking sign has the meaning given in the Code;

public bus has the meaning given to it in the Code;

public place means any place to which the public has access whether or not that place is on private property;

reserve means any land—

- (a) which belongs to the local government;
- (b) of which the local government is the management body under the *Land Administration Act 1997*; or
- (c) which is an 'otherwise unvested facility' within section 3.53 of the Act;

Right of Way means a portion of land that is—

- (a) shown and marked "Right of Way" or "R.O.W" or coloured or marked in any other way to signify that the portion of land is a right of way, on any plan or diagram deposited with the Registrar of Titles that is subject to the provisions of section 167A of the *Transfer of Land Act 1893*;
- (b) shown on a diagram or plan of survey relating to a subdivision that is created as a right of way and vested in the Crown under section 152 of the *Planning and Development Act 2005*, or
- (c) shown and marked as a right of way on a map or plan deposited with the Registrar of Titles and transferred to the Crown under the *Transfer of Land Act 1893*

but does not include—

- (i) a private driveway, or
- (ii) a right of way created by easement between two parties;

Road Traffic Act means the *Road Traffic Act 1974*;

Schedule means a Schedule to this local law;

shared zone has the meaning given to it in the Code;

sign includes a traffic sign, inscription, road marking, mark, structure or device approved by the local government on which may be shown words, numbers, expressions or

symbols, and which is placed on or near a thoroughfare or within a parking station or reserve for the purpose of prohibiting, regulating, guiding, directing or restricting the parking or stopping of vehicles;

special purpose vehicle has the meaning given to it in the Code;

specified place means a yard, depot, pound or other piece of land or building set aside by the local government as a place to which impounded vehicles or animals may be removed;

stop in relation to a vehicle means to stop a vehicle and permit it to remain stationary, except for the purposes of avoiding conflict with other traffic or of complying with the provisions of any law;

symbol includes any symbol specified by Australian Standard 1742.11-1999 Manual of uniform traffic control devices—Parking controls as amended from time to time and any symbol specified from time to time by Standards Australia for use in the regulation of parking and any reference to the wording of any sign in this local law includes a reference to the corresponding symbol;

taxi means a taxi within the meaning of the *Taxi Act 1994* or a taxi-car in section 47Z of the *Transport Co-ordination Act 1966*;

taxi zone has the meaning given to it in the Code;

thoroughfare has the meaning given to it by the Act;

ticket issuing machine means a machine which produces, on insertion of money or such other form of payment as may be permitted to be made into the machine, a ticket which is required to be displayed in a vehicle to indicate that payment has been made for the standing or parking of the vehicle for a period of time in a metered bay to which the ticket issuing machine is referable;

traffic island has the meaning given to it in the Code;

trailer means any vehicle without motive power of its own, designed for attachment to a motor vehicle for the purpose of being towed, but does not include the rear portion of an articulated vehicle, or a side car;

unattended in relation to a vehicle, means that the driver has left the vehicle and is more than 3 metres from the closest point of the vehicle;

vehicle has the meaning given to it in the Code;

verge means the portion of a thoroughfare which lies between the boundary of a carriageway and the adjacent property line but does not include a footpath.

[Clause 1.5 was amended by Government Gazette No. 95 of 2017]

1.6 Application of particular definitions

- (1) For the purposes of the application of the definitions 'no parking area' and 'parking area' an arrow inscribed on a sign erected at an angle to the boundary of the carriageway is deemed to be pointing in the direction in which it would point, if the sign were turned at an angle of less than 90 degrees until parallel with the boundary.
- (2) Unless the context otherwise requires, where a term is used, but not defined, in this local law, and that term is defined in the Road Traffic Act or in the Code, then the term shall have the meaning given to it in that Act or the Code.

1.7 Pre-existing signs

- (1) A sign that—
 - (a) was erected by the local government or the Commissioner of Main Roads prior to the commencement of this local law; and
 - (b) relates to the parking of vehicles within the parking region, shall be deemed for the purposes of this local law to have been erected by the local government under the authority of this local law.
- (2) An inscription, word, number, expression or symbol on a sign referred to in subclause (1) operates and has effect according to its tenor.
- (3) Where the inscription, word, number, expression or symbol relates to the stopping of vehicles, it shall be deemed for the purposes of this local law to operate and have effect as if it related to the parking of vehicles.

1.8 Classes of vehicles

For the purpose of this local law, vehicles are divided into classes as follows—

- (a) buses;
- (b) commercial vehicles;
- (c) caravan;
- (d) motorcycles and bicycles;
- (e) taxis; and
- (f) all other vehicles.

1.9 Part of thoroughfare to which sign applies

Where under this local law the parking of vehicles in a thoroughfare is controlled by a sign, the sign shall be read as applying to that part of the thoroughfare which—

- (a) lies beyond the sign;
- (b) lies between the sign and the next sign beyond that sign; and
- (c) is on that side of the thoroughfare nearest to the sign.

1.10 Powers of the local government

The local government may, by resolution, prohibit or regulate by signs or otherwise, the stopping or parking of any vehicle or any class of vehicles in any part of the parking region but must do so consistently with the provisions of this local law.

1.11 Determination of fees, charges and costs

All fees, charges and costs referred to in this local law shall be determined and imposed by the local government from time to time in accordance with sections 6.16 to 6.19 of the Act.

PART 2—METERED ZONES

2.1 Determination of metered zones

- (1) The local government may by amendment to this local law determine and also indicate by signs, metered bays and metered zones.
- (2) In respect of metered bays and metered zones the local government may determine, and may indicate by signs—
 - (a) permitted times and conditions of parking depending on and varying with the locality;
 - (b) classes of vehicles which are permitted to park;
 - (c) the amount payable for parking;
 - (d) the method of payment; and
 - (e) the manner of parking.
- (3) Where the local government makes a determination under subclause (2), it shall erect signs to give effect to the determination.

[Clause 2.1 was amended by Government Gazette No. 95 of 2017]

2.2 Parking fee to be paid

Subject to clause 2.5, a person must not park a vehicle in a metered bay unless the appropriate fee as indicated by a sign on the parking meter referable to the metered bay is inserted into the parking meter or is otherwise paid under clause 2.11.

2.3 Limitation on parking in metered bay

The payment of the fee under clause 2.2 entitles a person to park the vehicle in a metered bay for the period shown on the parking meter, but does not authorise the parking of the vehicle during any time when parking in that metered bay is prohibited under this local law.

2.4 Suspension of requirement to pay fee

- (1) The local government may from time to time declare that clause 2.2 is not to apply during the period specified.

- (2) Where a determination is made under subclause (1) the City must reflect the determination by the use of temporary signage.

2.5 Vehicles to be within metered bay in a metered zone

- (1) Subject to subclause (2), a person must not park a vehicle in a metered bay within a metered zone in a thoroughfare otherwise than—
 - (a) wholly within the metered bay; and
 - (b) where the metered bay is set out parallel to the kerb, parallel to and as close to the kerb as practicable.
- (2) If a vehicle is too long or too wide to fit completely within a single metered bay, then the person parking the vehicle must do so within the minimum number of metered bays needed to park that vehicle.
- (3) A person must not park a vehicle partly within and partly outside a metered zone.

2.6 Permitted insertions in parking meters

- (1) A person must not insert into a parking meter anything other than the designations of coins or banknotes or such other permitted form of payment indicated by a sign on the parking meter.
- (2) The insertion of a coin or banknote into any parking meter, or the making of payment in such other form as may be permitted, must be effected only in accordance with the instructions printed on that particular parking meter.

2.7 Parking ticket to be clearly visible

A driver of a vehicle who parks the vehicle in a metered zone which is regulated by a ticket issuing machine must, on purchasing a ticket from the ticket issuing machine for a period of parking, place the ticket inside the vehicle in a position where—

- (a) the ticket is clearly visible to; and
- (b) the date, location and expiry time or time for which the ticket remains valid is able to be read by,

an authorised person examining the ticket from outside the vehicle.

2.8 One vehicle per metered bay in a metered zone

A person must not park or attempt to park a vehicle in a metered bay in a metered zone in which another vehicle is parking or has parked.

2.9 No parking when hood on meter

Despite any other provision of this local law and despite any other sign or notice, a person must not park a vehicle in a parking bay in a metered bay if the parking meter referable to the parking bay has a hood marked 'No Parking', 'Reserved Parking' or 'Temporary Bus Stand' or

equivalent symbols depicting these purposes except with the permission of the local government or an authorised person.

2.10 Alternative methods of payment for parking

- (1) The local government may allow a person to pay for parking in advance or in arrears by issuing a permit, invoice, ticket or pass (referred to in this clause as an Alternative Method of Payment).
- (2) A person who has been permitted by the local government to make an Alternative Method of Payment for parking is exempt from paying fees at the relevant parking facility providing that he or she complies with the terms of the Alternative Method of Payment.

PART 3—PARKING BAYS AND PARKING STATIONS

3.1 Determination of parking bay and parking stations

- (1) Council may constitute, determine and vary—
 - (a) parking bays;
 - (b) parking stations;
 - (c) parking areas;
 - (d) permitted time and conditions of parking in parking bays, parking stations and parking areas which may vary with the locality;
 - (e) permitted classes of vehicles which may park in parking bays and parking stations and parking areas;
 - (f) permitted classes of persons who may park in specified parking bays, parking stations and parking areas; and
 - (g) the manner of parking in parking bays, parking stations and parking areas.
- (2) Where the local government makes a determination under subclause (1) it shall erect signs to give effect to the determination.

3.2 Vehicles to be within parking bay on thoroughfare

- (1) Subject to subclause (2), (3) and (4), a person shall not park a vehicle in a parking bay on a thoroughfare otherwise than—
 - (a) when the parking bay is set out parallel to the kerb, parallel to and as close to the kerb as is practicable;
 - (b) wholly within the bay; and
 - (c) headed in the direction of the movement of traffic on the side of the thoroughfare in which the bay is situated.
- (2) Subject to subclause (3) where a parking bay in a thoroughfare is set out otherwise than parallel to the kerb, then a person must park a vehicle wholly within that bay.

- (3) If a vehicle is too long or too wide to fit completely within a single parking bay then the person parking the vehicle shall do so within the minimum number of parking bays needed to park that vehicle.
- (4) A person shall not park a vehicle partly within and partly outside a parking area.

3.3 Payment of fee to park in parking station

A person must not park a vehicle, or permit a vehicle to remain parked, in a parking station during any period for which a fee is payable unless—

- (a) in the case of a parking station having an authorised person on duty, the appropriate fee is paid when demanded; or
- (b) in the case of a parking station equipped with parking meters, the appropriate fee is inserted in the meter or the required payment is made in such other form as may be permitted.

3.4 Suspension of parking station restrictions

- (1) The local government may determine by resolution that clause 3.3 is not to apply during the period, in relation to a particular parking station.
- (2) Where a determination is made under subclause (1) the City must reflect the determination by the use of temporary signage.

3.5 Vehicle not to be removed until fee paid

A person must not remove a vehicle which has been parked in a parking station until the appropriate fee has been paid for the period for which the vehicle has been parked.

3.6 Entitlement to receipt

A person paying a fee at a parking station is entitled to receive a receipt on demand showing the period of parking covered by the payment.

3.7 Parking ticket to be clearly visible

A driver of a vehicle in a parking station which is equipped with a ticket issuing machine must on purchasing a ticket from the machine for a period of parking, place the ticket inside the vehicle in a position where—

- (a) the ticket is clearly visible to; and
- (b) the date, location and expiry time or time for which the ticket remains valid is able to be read by,

an authorised person examining the ticket from outside the vehicle.

3.8 Parking prohibitions and restrictions

- (1) A person shall not—
 - (a) park a vehicle so as to obstruct an entrance to, or an exit from, a parking station or an access way within a parking station;

- (b) except with the permission of the local government or an authorised person, park a vehicle on any part of a parking station contrary to a sign referable to that part;
 - (c) permit a vehicle to park on any part of a parking station, if an authorised person directs the driver of such vehicle to move the vehicle from the parking station;
 - (d) park or attempt to park a vehicle in a parking bay in which another vehicle is parked but this paragraph does not prevent the parking of a motorcycle and a bicycle together in a bay marked 'M/C', if the bicycle is parked in accordance with subclause (2); or
 - (e) park a vehicle within a parking station or parking area unless it is wholly within a marked bay.
- (2) A person shall not park any bicycle—
- (a) in a parking bay other than in a parking bay marked 'M/C'; and
 - (b) in such bay other than against the kerb unless it is parked at a bicycle rail or in a bicycle rack.
- (3) Notwithstanding the provisions of subclause (1)(b) a driver may park a vehicle in a permissive parking bay (except in a parking area for people with disabilities as defined under clause 7.15(2)) for twice the length of time allowed, provided that—
- (a) the driver's vehicle displays a disability parking permit; and
 - (b) a person with disabilities to which that a disability parking permit relates is either the driver of or a passenger in the vehicle.

[Clause 3.8 was amended by Government Gazette No. 95 of 2017]

PART 4—PARKING GENERALLY

4.1 Restrictions on parking in particular areas

- (1) Subject to subclause (2), a person shall not park a vehicle in a thoroughfare or part of a thoroughfare, or part of a parking station—
- (a) if by a sign it is set apart for the parking of vehicles of a different class;
 - (b) if by a sign it is set apart for the parking of vehicles by persons of a different class;
- or
- (c) during any period when the parking of vehicles is prohibited by a sign.
- (2) (a) This subclause applies to a driver if—
- (i) the driver's vehicle displays a disability parking permit; and
 - (ii) a disabled person to whom the disability parking permit relates is either the driver of the vehicle or a passenger in the vehicle;
- (b) The driver may park a vehicle in a thoroughfare or a part of a thoroughfare or part of a parking station, except in a thoroughfare or a part of a thoroughfare or part of a

parking station to which a disabled parking sign relates, for twice the period indicated on the sign.

- (3) A person shall not park a vehicle—
 - (a) in a no parking area;
 - (b) in a parking area, except in accordance with both the signs associated with the parking area and with this local law;
 - (c) if by such a sign the standing of vehicles is permitted for a specified time, for longer than that time;
 - (d) in a bay marked 'M/C' unless it is a motorcycle without a sidecar or a trailer, or it is a bicycle;
 - (e) at any time in a right of way.
- (4) A person shall not park a motorcycle without a sidecar or a trailer, or a bicycle in a parking bay unless the bay is marked 'M/C'.
- (5) A person shall not, without the prior written permission of the local government, the CEO, or an authorised person, park a vehicle in an area designated by a sign stating 'Authorised Vehicles Only'.

4.2 Temporary parking with a permit

- (1) A sign may indicate that all or part of a parking station or thoroughfare is set aside, during the period indicated on the sign, for parking of vehicles with a permit.
- (2) The local government may issue to a person a temporary parking permit in respect of all or part of a parking station or a thoroughfare referred to in subclause (1).
- (3) A person must not park or stop a vehicle, or permit a vehicle to remain parked, in a parking station or thoroughfare that is set aside under subclause (1) unless the permit issued under subclause (2) is displayed inside the vehicle so that the event name, date and location is clearly visible to an authorised person examining the permit from outside the vehicle.
- (4) The local government may, at any time, revoke a permit issued under subclause (2).

4.3 Event parking

- (1) For the purpose of this clause an "event" means any event or occurrence considered by the local government to warrant the setting aside of any parking station, thoroughfare or public place.
- (2) Temporary signage will indicate that all or part of a parking station, thoroughfare or public place is set aside, during the date and time indicated on the signage, for the parking of vehicles by persons attending a particular event.
- (3) The local government may issue to a person a permit in respect of all or part of a parking station, thoroughfare or public place for an event referred to in subclause (2).

- (4) A person must not park or stop a vehicle, or permit a vehicle to remain parked, in any area that is set aside under subclause (2) unless the permit issued under subclause (3) for the relevant event is displayed inside the vehicle so that the event name, date and location is clearly visible to an authorised person examining the permit from the outside.

[Clause 4.3 was amended by Government Gazette No. 95 of 2017]

4.4 Parking vehicle on a carriageway

- (1) A person parking a vehicle on a carriageway other than in a parking bay shall park the vehicle—
- (a) in the case of a two-way carriageway, so that the vehicle is as near as practicable to and parallel with, the left boundary of the carriageway and headed in the direction of the movement of traffic on the side of the thoroughfare on which the vehicle is parked;
 - (b) in the case of a one-way carriageway, so that it is as near as practicable to and parallel with either boundary of the carriageway and headed in the direction of the movement of traffic on the side of the thoroughfare; on which the vehicle is parked.
- (2) Except for a motorcycle without a trailer, or a bicycle parked in accordance with this local law, a vehicle parked in accordance with subclause (1) shall be parked so that—
- (a) at least 3 metres of the width of the carriageway lies between the vehicle and the opposite boundary of the carriageway, or any continuous line or median strip or between the vehicle and a vehicle parked on the opposite side of the carriageway; and
 - (b) the front and the rear of the vehicle respectively is not less than 1 metre from any other vehicle; and
 - (c) the vehicle does not obstruct any other vehicle on the carriageway;

unless as otherwise indicated and permitted on a parking regulation sign or markings on the roadway.

- (3) In this clause, 'continuous line' means—
- (a) a single continuous dividing line only;
 - (b) a single continuous dividing line to the left or right of a broken dividing line; or
 - (c) two parallel continuous dividing lines.

4.5 When parallel and right-angled parking apply

Where a sign associated with a parking area is not inscribed with the words 'angle parking' (or with an equivalent symbol depicting this purpose), then unless a sign associated with the parking area indicates, or marks on the carriageway indicate, that vehicles have to park in a different position, where the parking area is—

- (a) adjacent to the boundary of a carriageway—a person parking a vehicle in the parking area shall park it as near as practicable to and parallel with that boundary; and
- (b) at or near the centre of the carriageway—a person parking a vehicle in that parking area shall park it at approximately right angles to the centre of the carriageway.

4.6 When angle parking applies

Where a sign associated with a parking area is inscribed with the words 'angle parking' (or with an equivalent symbol depicting this purpose), a person parking a vehicle in the area shall park the vehicle at an angle of approximately 45 degrees to the centre of the carriageway unless otherwise indicated by the inscription on the parking sign or by marks on the carriageway.

4.7 General prohibitions on parking

- (1) This clause does not apply to a vehicle parked in a parking bay, nor to a bicycle in a bicycle rack.
- (2) Subclauses (3)(c), (e) and (g) do not apply to a vehicle which parks in a busembayment.
- (3) Subject to any law relating to intersections with traffic control signals, and unless a mark or other sign on the carriageway indicates otherwise, a person shall not park a vehicle so that any portion of the vehicle is—
 - (a) between any other stationary vehicles and the centre of the carriageway;
 - (b) on or adjacent to a median strip;
 - (c) obstructing a right of way, private drive or carriageway or so close as to deny a vehicle reasonable access to or egress from the right of way, private drive or carriageway;
 - (d) alongside or opposite any excavation, works, hoarding, scaffolding or obstruction on the carriageway, if the vehicle would obstruct traffic;
 - (e) on or within 10 metres of any portion of a carriageway bounded by a traffic island;
 - (f) on any footpath or pedestrian crossing;
 - (g) between the boundaries of a carriageway and any single continuous line or any double longitudinal line consisting of two continuous lines or between a double longitudinal line consisting of a continuous line and a broken or dotted line and the boundary of a carriageway nearer to the continuous line, unless there is a distance of at least 3 metres clear between the vehicle and the double longitudinal line;
 - (h) on an intersection, except adjacent to a carriageway boundary that is not broken by an intersecting carriageway;
 - (i) within 1 metre of a fire hydrant or fire plug, or of any sign or mark indicating the existence of a fire hydrant or fire plug;

- (j) within 3 metres of a public letter pillar box, unless the vehicle is being used for the purposes of collecting postal articles from the pillar box; or
 - (k) within 10 metres of the prolongation of the nearer edge of any intersecting carriageway (without traffic-control signals) intersecting that carriageway on the side on which the vehicle is parked on the carriageway or verge; or
 - (l) on a carriageway or verge within 20 metres from the nearest point of an intersecting carriageway at an intersection with traffic-control signals.
- (4) A person shall not park a vehicle so that any portion of the vehicle is within 20 metres of the approach side or within 10 metres of the departure side of—
- (a) a sign inscribed with the words 'Bus Stop' or 'Hail Bus Here' (or with equivalent symbols depicting these purposes) unless the vehicle is a bus stopped to take up or set down passengers; or
 - (b) a children's crossing or pedestrian crossing.
- (5) A person shall not park a vehicle so that any portion of the vehicle is within 20 metres of either the approach side or the departure side of the nearest rail of a railway level crossing.

[Clause 4.7 was amended by Government Gazette No. 95 of 2017]

4.8 Authorised person may order vehicle on thoroughfare to be moved

The driver of a vehicle shall not park that vehicle on any part of a thoroughfare in contravention of this local law after an authorised person has directed the driver to move the vehicle.

4.9 Authorised Person

- (1) An Authorised Person—
- (a) may mark the tyres of a vehicle parked in a parking facility with chalk or any other non-indelible substance for the purpose connected with or arising out of his or her duties or powers;
 - (b) take a valve stem reading of the vehicle;
 - (c) record vehicle registration numbers; and
 - (d) place a notice or parking fact sheet upon a vehicle.
- (2) A person shall not remove a mark made by an Authorised Person so that the purpose of the affixing of such a mark is defeated or likely to be defeated.
- (3) An Authorised Person may in the course of performing his duties, park contrary to the provisions of a parking control sign for the minimum amount of time required to complete those duties.

[Clause 4.9 was amended by Government Gazette No. 95 of 2017]

4.10 No movement of vehicles to avoid time limitation

- (1) Where the parking of vehicles in a parking facility is permitted for a limited time, a person shall not move a vehicle within the parking facility so that the total time of parking exceeds the maximum time allowed unless the vehicle has first been removed from the parking facility for at least two hours.
- (2) Where the parking of vehicles in a thoroughfare is permitted for a limited time, a person shall not move a vehicle along that thoroughfare so that the total time of parking exceeds the maximum time permitted.

4.11 No parking of vehicles exposed for sale and in other circumstances

A person shall not park a vehicle on any portion of a thoroughfare or parking facility—

- (a) for the purpose of exposing it for sale; or
- (b) if that vehicle is not licensed under the Road Traffic Act or any corresponding law of another State or Territory of the Commonwealth; or
- (c) if that vehicle is a trailer or a caravan unattached to a motor vehicle; or
- (d) for the purpose of effecting repairs to it, other than the minimum repairs necessary to enable the vehicle to be moved to a place other than a thoroughfare.

4.12 Parking on private land

- (1) In this clause a reference to 'land' does not include land—
 - (a) which belongs to the local government;
 - (b) of which the local government is the management body under the *Land Administration Act 1997*;
 - (c) which is an 'otherwise unvested facility' within section 3.53 of the Act;
 - (d) which is the subject of an agreement referred to in clause 1.4(2).
- (2) A person shall not park a vehicle on land without the consent of the owner or occupier of the land on which the vehicle is parked.
- (3) Where the owner or occupier of the land, by a sign referable to that land or otherwise, consents to the parking of vehicles of a specified class or classes on the land for a limited period, a person shall not park a vehicle on the land otherwise than in accordance with the consent.

[Clause 4.12 was amended by Government Gazette No. 95 of 2017]

4.13 Parking on reserves

No person other than an employee of the local government in the course of his or her duties or a person authorised by the local government shall drive or park a vehicle upon or over any portion of a reserve other than upon an area specifically set aside for that purpose.

4.14 Suspension of parking limitations for urgent, essential or official duties

- (1) Where by a sign the parking of vehicles is permitted for a limited time on a portion of a thoroughfare or parking facility, the local government, the CEO or an authorised person may, subject to the Code, permit a person to park a vehicle in that portion of the thoroughfare or parking facility for longer than the permitted time in order that the person may carry out urgent, essential or official duties.
- (2) Where permission is granted under subclause (1), the local government, the CEO or an authorised person may prohibit the use by any other vehicle of that portion of the thoroughfare or parking facility to which the permission relates, for the duration of that permission.

PART 5—PARKING AND STOPPING GENERALLY

5.1 No stopping and no parking signs, and yellow edge lines

- (1) A driver shall not stop on a length of carriageway, or in an area, to which a no stopping sign applies.
- (2) A driver shall not stop on a length of carriageway or in an area to which a no parking sign applies, unless the driver—
 - (a) is dropping off, or picking up, passengers or goods; and
 - (b) does not leave the vehicle unattended; and
 - (c) completes the dropping off, or picking up, of the passengers or goods within 2 minutes of stopping and drives on.
- (3) A driver shall not stop at the side of a carriageway marked with a continuous yellow edge line.

PART 6—STOPPING IN ZONES FOR PARTICULAR VEHICLES

6.1 Stopping in a loading zone

- (1) A person shall not stop a vehicle in a loading zone unless it is—
 - (a) a vehicle used for commercial or trade purposes engaged in the continuous picking up or setting down of goods; or
 - (b) a vehicle taking a reasonable time to take up or set down passengers,but in any event, unless authorised by an authorised person, shall not remain in that loading zone—
 - (i) for longer than a time indicated on the 'loading zone' sign; or
 - (ii) longer than 30 minutes (if no time is indicated on the sign).

6.2 Stopping in a taxi zone or a bus zone

- (1) A driver shall not stop in a taxi zone, unless the driver is driving a taxi.
- (2) A driver shall not stop in a bus zone unless the driver is driving a public bus, or a bus of a type that is permitted to stop at the bus zone by information on or with the 'bus zone' sign applying to the bus zone.

6.3 Stopping in a mail zone

A person shall not stop a vehicle in a mail zone unless authorised under written law.

6.4 Other limitations in zones

A person shall not stop a vehicle in a zone to which a sign applies if stopping the vehicle would be contrary to any limitation in respect to classes of persons or vehicles, or specific activities allowed, as indicated by additional words on a sign that applies to the zone.

PART 7—OTHER PLACES WHERE STOPPING IS RESTRICTED

7.1 Stopping in a shared zone

- (1) A driver shall not stop in a shared zone unless the driver—
 - (a) stops at a place on a length of carriageway, or in an area, to which a sign applies and the driver is permitted to stop at that place under this local law or by virtue of the sign;
 - (b) stops in a parking bay and the driver is permitted to stop in the parking bay under this local law;
 - (c) is dropping off, or picking up, passengers or goods; or
 - (d) is engaged in door-to-door delivery or collection of goods, or in the collection of waste or garbage.

7.2 Double parking

- (1) A driver shall not stop a vehicle so that any portion of the vehicle is between any other stopped vehicle and the centre of the carriageway.
- (2) This clause does not apply to—
 - (a) a driver stopped in traffic; or
 - (b) a driver angle parked on the side of the carriageway or in a median strip parking area, in accordance with this local law.

7.3 Stopping near an obstruction

A driver shall not stop on a carriageway near an obstruction on the carriageway in a position that further obstructs traffic on the carriageway.

7.4 Stopping on a bridge, causeway, ramp or in a tunnel etc.

- (1) A driver shall not stop a vehicle on a bridge, causeway, ramp or similar structure unless—
 - (a) the carriageway is at least as wide on the structure as it is on each of the approaches and a sign does not prohibit stopping or parking; or
 - (b) the driver stops at a place on a length of carriageway, or in an area, to which a sign applies and the driver is permitted to stop at that place under this local law or by virtue of a sign.
- (2) A driver shall not stop a vehicle in a tunnel or underpass unless—
 - (a) the carriageway is at least as wide in the tunnel or underpass as it is on each of the approaches and a sign does not prohibit stopping or parking; or
 - (b) the driver of a vehicle stops at a bus stop, or in a bus zone or parking area marked on the carriageway, for the purpose of setting down or taking up passengers.

7.5 Stopping on crests, and curves, etc.

- (1) Subject to subclause (2), a driver shall not stop a vehicle on, or partly on, a carriageway, in any position where it is not visible to the driver of an overtaking vehicle, from a distance of 50 metres within a built-up area, and from a distance of 150 metres outside a built-up area.
- (2) A driver may stop on a crest or curve on a carriageway that is not in a built-up area if the driver stops at a place on the carriageway, or in an area to which a sign applies and the driver is permitted to stop at that place under this local law or by virtue of the sign.

7.6 Stopping near a fire hydrant etc.

- (1) A driver shall not stop a vehicle so that any portion of the vehicle is within one metre of a fire hydrant or fire plug, or of any sign or mark indicating the existence of a fire hydrant or fire plug, unless the driver is driving a—
 - (a) public bus, and the driver stops in a bus zone or at a bus stop and does not leave the bus unattended; or
 - (b) taxi and the driver stops in a taxi zone and does not leave the taxi unattended.

7.7 Stopping at or near a bus stop

- (1) A driver shall not stop a vehicle so that any portion of the vehicle is within 20 metres of the approach side of a bus stop, or within 10 metres of the departure side of a bus stop, unless—
 - (a) the vehicle is a public bus stopped to take up or set down passengers; or
 - (b) the driver stops at a place on a length of carriageway, or in an area, to which the driver is permitted to stop at that place under this local law whether by sign or otherwise.

- (2) In this clause—
 - (a) distances are measured in the direction in which the driver is driving; and
 - (b) a trailer attached to a public bus is deemed to be a part of the publicbus.

7.8 Stopping on a path, traffic island, painted island or median strip

The driver of a vehicle (other than a bicycle) shall not stop so that any portion of the vehicle is on a path, traffic island, painted island or median strip, unless the driver stops in an area, to which a sign applies and the driver is permitted to stop at that place under this local law.

[Clause 7.8 was amended by Government Gazette No. 95 of 2017]

7.9 Stopping on verge

- (1) A person shall not stop—
 - (a) a vehicle (other than a bicycle);
 - (b) a commercial vehicle, bus, or a trailer or caravan unattached to a motor vehicle;so that any portion of it is on a verge.
- (2) Subclause (1)(a) does not apply to the person if he or she is
 - (a) the owner or occupier of the premises adjacent to that verge; or
 - (b) a person authorised by the occupier of those premises to stop the vehicle so that any portion of it is on the verge.
- (3) Subclause (1)(b) does not apply to a commercial vehicle when it is being loaded or unloaded with reasonable expedition (but in any event not for any period exceeding 3 hours) with goods, merchandise or materials collected from or delivered to the premises adjacent to the portion of the verge on which the commercial vehicle is parked, provided no obstruction is caused to the passage of any vehicle or person using a carriageway or path.

7.10 Obstructing access to and from a path, driveway, etc.

- (1) A driver must not stop a vehicle so that any portion of the vehicle is in front of a path, in a position that obstructs access by vehicles or pedestrians to or from that path, unless the driver—
 - (a) is immediately dropping off, or picking up, passengers; or
 - (b) stops in a parking bay and the driver is permitted to stop in the parking bay under this local law.
- (2) A driver must not stop a vehicle on or across a driveway or other way of access for vehicles travelling to or from adjacent land, unless the driver is immediately dropping off, or picking up, passengers.

7.11 Stopping near a letter box

A driver shall not stop a vehicle so that any portion of the vehicle is within 3 metres of a public letter box, unless the driver—

- (a) is dropping off, or picking up, passengers or mail; or
- (b) stops at a place on a length of carriageway, or in an area, to which a sign applies and the driver is permitted to stop at that place under this local law.

7.12 Stopping on a carriageway—heavy and long vehicles

- (1) A person shall not park a vehicle or any combination of vehicles, that, together with any projection on, or load carried by, the vehicle or combination of vehicles, is 7.5 metres or more in length or exceeds a GVM of 4.5 tonnes on a—
 - (a) carriageway in a built-up area, for any period exceeding one hour, unless engaged in the picking up or setting down of goods; or
 - (b) carriageway outside a built-up area, except on the shoulder of the carriageway, or in a truck bay or other area set aside for the parking of heavy and long vehicles.
- (2) Nothing in this clause mitigates the limitations or condition imposed by any other clause or by any local law or sign relating to the parking or stopping of vehicles.

7.13 Stopping on a carriageway with a bicycle parking sign

The driver of a vehicle (other than a bicycle) shall not stop on a length of carriageway to which a 'bicycle parking' sign applies, unless the driver is dropping off, or picking up, passengers.

7.14 Stopping on a carriageway with motor cycle parking sign

The driver of a vehicle shall not stop on a length of carriageway, or in an area, to which a 'motor cycle parking' sign applies, or an area marked 'M/C' unless—

- (a) the vehicle is a motor cycle; or
- (b) the driver is immediately dropping off, or picking up, passengers.

7.15 Stopping in a parking bay for people with disabilities

- (1) A driver shall not stop in a parking area for people with disabilities unless—
 - (a) the driver's vehicle displays a disability parking permit; and
 - (b) either the driver or the passenger in that vehicle is a person with disabilities.
- (2) In this clause a 'parking area for people with disabilities' is a length or area—
 - (a) to which a 'permissive parking' sign displaying a people with disabilities symbol applies;
 - (b) to which a 'people with disabilities parking' sign applies; or
 - (c) indicated by a road marking displaying 'people with disabilities road marking that consists of, or includes, a people with disabilities symbol.

PART 8—RESIDENTIAL PARKING

8.1 Application for parking permit

An application for a parking permit shall be made in a form that may be prescribed by the local government and shall include payment of the fee determined by local government resolution.

8.2 Issue of parking permit

An authorised person may approve an application for a parking permit made pursuant to clause 8.1 provided that the application is consistent with the requirements of any policy applicable to residential parking that has been adopted by the local government.

8.3 Exemption for permit holders

- (1) Subject to subclauses (2) and (3), the holder of a valid parking permit is exempt from—
 - (a) a prohibition against the stopping or parking of vehicles on any part of a road for a specified period; and
 - (b) the requirement to have a parking ticket when parking a vehicle on any part of a road or metered zone where the maximum period during which continuous parking or stopping of a vehicle is permitted (as stated on the sign referable to the bay) exceeds 30 minutes.
- (2) The exemption conferred by subclause (1) applies only—
 - (a) to the part of a road or to the metered spaces or parking bays specified in the permit;
 - (b) where the permit displayed relates to a specified motor vehicle, to the motor vehicle specified in that permit;
 - (c) if the permit is displayed in the vehicle and is clearly visible to and able to be read by an authorised person from outside the vehicle at all times while that vehicle remains stopped or parked in the area to which the permit relates; and
 - (d) if the permit is valid.
- (3) The exemption conferred by subclause (1) does not apply during any period in which the stopping or parking of vehicles is prohibited in the road or the part of a road specified in the permit.

8.4 Validity of a permit

A parking permit ceases to be valid in accordance with any policy applicable to residential parking that has been adopted by the local government.

8.5 Use of counterfeit or altered parking permit

A person must not—

- (a) park a vehicle in a parking facility which requires a parking permit, if there is displayed in that vehicle so as to be visible from outside the vehicle, a parking

permit which has been counterfeited, altered, obliterated, revoked or interfered with; or

- (b) produce to an authorised person who accepts payment for parking, a parking permit which has been counterfeited, altered, obliterated, revoked or interfered with.

8.6 Revoking a permit

The local government may, at any time and in accordance with any policy applicable to residential parking that has been adopted by the local government revoke a permit which has been issued.

8.7 Removal of a permit from vehicle

The holder of a parking permit must, immediately upon the permit being revoked or ceasing to be valid permanently, remove the permit from the vehicle in which it is displayed or to which it is affixed and return it to the local government.

8.8 Replacement of permit

The local government may issue a replacement permit where a written application is made which meets any parking policy requirements and the written application is accompanied by the appropriate fee, if any, as may be determined and imposed from time to time in accordance with section 6.16 to 6.19 of the Act.

PART 9—MISCELLANEOUS

9.1 Removal of notices on vehicle

A person, other than the driver of the vehicle or a person acting under the direction of the driver of the vehicle, shall not remove from the vehicle any notice put on the vehicle by an authorised person.

9.2 Unauthorised signs and defacing of signs

A person shall not without the authority of the local government—

- (a) display, mark, set up or exhibit a sign purporting to be or resembling a sign displayed, marked, set up or exhibited by the local government under this local law;
- (b) remove, deface or misuse a sign or property, set up or exhibited by the local government under this local law or attempt to do any such act; or
- (c) affix a board, sign, placard, notice or other thing to or paint or write upon any part of a sign set up or exhibited by the local government under this local law.

9.3 Signs must be complied with

An inscription or symbol on a sign operates and has effect according to its tenor and a person contravening the direction on a sign commits an offence under this local law.

9.4 General provisions about signs

- (1) A sign marked, erected, set up, established or displayed on or near a thoroughfare is, in the absence of evidence to the contrary presumed or deemed to be a sign marked, erected, set up, established or displayed under the authority of this local law.
- (2) The first three letters of any day of the week when used on a sign indicate that day of the week.

9.5 Special purpose and emergency vehicles

Notwithstanding anything to the contrary in this local law, the driver of—

- (a) a special purpose vehicle may, only in the course of his or her duties and when it is expedient and safe to do so, stop, or park the vehicle in any place, at any time; and
- (b) an emergency vehicle may, in the course of his or her duties and when it is expedient and safe to do so or where he or she honestly and reasonably believes that it is expedient and safe to do so, stop, or park the vehicle at any place, at any time.

9.6 Vehicles not to obstruct a public place

- (1) A person shall not leave a vehicle, or any part of a vehicle, in a public place so that it obstructs the use of any part of that public place without the permission of the local government or unless authorised under any written law.
- (2) A vehicle which is parked in any portion of a public place where vehicles may be lawfully parked, is deemed to cause an obstruction where the vehicle—
 - (a) is parked for any period exceeding 24 hours;
 - (b) is so parked during any period in which the parking of vehicles is prohibited or restricted by a sign;
 - (c) is abandoned, unregistered or disused; or
 - (d) may cause a danger to the public or is jeopardising or is capable of jeopardising the safety of a person.
- (3) Where an authorised person or a member of the Western Australia Police Service finds a vehicle stopped or parked contrary to the provisions of subclause (1) and (2), the authorised person or member of the Western Australia Police Force may remove the vehicle to a specified place and may use such force as is necessary to enter the vehicle for the purpose of so removing it.

[Clause 9.6 was amended by Government Gazette No. 95 of 2017]

9.7 Interference with or damage to local government Property

- (1) A person shall not interfere with, damage or obstruct the operation of any electronic parking detection device or instrument in any parking station, carriageway or in any other place.
- (2) A person shall not interfere with damage or obstruct the operation of any display panels or transmitting equipment in relation to parking detection devices or instruments operated by the local government

PART 10—OBJECTIONS AND REVIEW

10.1 Objections and review

When the local government makes a decision as to whether it will—

- (a) grant a person a permit under this local law; or
- (b) renew, vary, or cancel, a permit that a person has under this local law,

the provisions of Division 1 of Part 9 of the Act and Regulation 33 of the General Regulations shall apply to that decision.

PART 11—PENALTIES

11.1 Legal Proceedings

Evidentiary provisions relating to offences involving vehicles are contained in Division 2 of Part 9 of the Act.

11.2 Offences and penalties

- (1) Any person who fails to do anything required or directed to be done under this local law, or who does anything which under this local law that person is prohibited from doing, commits an offence.
- (2) An offence against any provision of this local law is a prescribed offence for the purposes of section 9.16(1) of the Act.
- (3) Any person who commits an offence under this local law shall be liable, upon conviction, to a penalty not exceeding \$5,000, and if the offence is of a continuing nature, to an additional penalty not exceeding \$500 for each day or part of a day during which the offence has continued.
- (4) The amount appearing in the final column of Schedule 1 directly opposite a clause specified in that Schedule is the modified penalty for an offence against that clause.

11.3 Form of notices

The form of the—

- (a) notice referred to in section 9.13 of the Act is that of Form 1 in Schedule 2;

- (b) infringement notice referred to in section 9.17 of the Act is that of Form 2 in Schedule 2;
- (c) infringement notice referred to in section 9.17 of the Act which incorporates the notice referred to in section 9.13 of the Act, is that of Form 3 in Schedule 2; and
- (d) notice referred to in section 9.20 of the Act is that of Form 4 in Schedule 2.

11.4 Requirement to give name and address on demand

- (1) An authorised person may—
 - (a) upon finding a person committing or having committed; or
 - (b) on reasonable grounds suspecting a person of having committed, an offence against this local law, demand from the person the person's name, place of residence and date of birth.
- (2) A person from whom information is demanded in accordance with clause 15.6(1) commits an offence if the person—
 - (a) refuses without lawful excuse to give the information; or
 - (b) gives information that is false or misleading in any material particular.

[Clause 11.4 was inserted by Government Gazette No. 95 of 2017]

SCHEDULE 1—PRESCRIBED OFFENCES

Local Government Act 1995

City of Mandurah

Parking and Parking Facilities Local Law 2015

(clause 11.2 (4))

ITEM NO.	CLAUSE NO.	NATURE OF OFFENCE	MODIFIED PENALTY
1	2.2	Failure to pay fee for metered bay	\$60
2	2.3	Parking in excess of period shown on metered bay	\$60
3	2.5 (3)	Failure to park wholly within metered zone	\$60
4	2.5 (3)	Parking outside metered zone	\$60
5	2.6	Non-permitted insertion in parking meter	\$60
6	2.7	Failure to display ticket clearly in metered zone	\$60
7	2.8	Parking or attempting to park a vehicle in a metered bay occupied by another vehicle	\$60
8	2.9	Parking contrary to a meter hood	\$60
9	3.2 (1)	Failure to park vehicle in correct manner	\$60
10	3.2(4)	Failure to park wholly within parking area	\$60
11	3.3	Failure to pay parking station fee	\$70
12	3.5	Leaving without paying parking station fee	\$70
13	3.7	Failure to display ticket clearly in parking station	\$70
14	3.8 (1)(a)	Causing obstruction in parking station	\$80
15	3.8(1)(b)	Parking contrary to sign in parking station	\$60
16	3.8(1)(c)	Parking contrary to directions of authorised person	\$70
17	3.8(1)(d)	Parking or attempting to park a vehicle in a parking bay occupied by another vehicle	\$60
18	4.1(1)(a)	Parking wrong class of vehicle	\$60
19	4.1(1)(b)	Parking by persons of a different class	\$70
20	4.1(1)(c)	Parking during prohibited period	\$70
21	4.1(3)(a)	Parking in no parking area	\$70
22	4.1(3)(b)	Parking contrary to signs or limitations	\$60
23	4.1(3)(c)	Parking vehicle for longer than permitted	\$60
24	4.1(3)(d)	Parking vehicle in motor cycle only area	\$60
25	4.1(3)(e)	Parking vehicle in a right of way	\$80
26	4.1(4)	Parking motor cycle in bay not marked 'M/C'	\$60
27	4.1(5)	Parking without permission in an area designated for 'Authorised Vehicles Only'	\$70
28	4.2(3)	Failure to display parking permit	\$60
29	4.3(4)	Failure to display event parking permit	\$60
30	4.4(1)(a)	Failure to park on the left of two-way carriageway	\$60
31	4.4(1)(b)	Failure to park on boundary of one-way carriageway	\$70
32	4.4(1)(a) or 4.4(1)(b)	Parking against the flow of traffic	\$70
33	4.4(2)(a)	Parking when distance from farther boundary less than 3 metres	\$70
34	4.4(2)(b)	Parking closer than 1 metre from another vehicle	\$60
35	4.4(2)(c)	Causing obstruction	\$80
36	4.5(b)	Failure to park at approximate right angle	\$60
37	4.6	Failure to park at an appropriate angle	\$60

38	4.7(3)(a) and 7.2	Double parking	\$70
39	4.7(3)(b)	Parking on or adjacent to a median strip	\$70
40	4.7(3)(c)	Denying access to private drive or right of way	\$80
41	4.7(3)(d)	Parking beside excavation or obstruction so as to obstruct traffic	\$80
42	4.7(3)(e)	Parking within 10 metres of traffic island	\$80
43	4.7(3)(f)	Parking on footpath/pedestrian crossing	\$80
44	4.7(3)(g)	Parking contrary to continuous line markings	\$80
45	4.7(3)(h)	Parking on intersection	\$80
46	4.7(3)(i)	Parking within 1 metre of fire hydrant or fire plug	\$80
47	4.7(3)(j)	Parking within 3 metres of public letter box	\$80
48	4.7(3)(k)	Parking within 10 metres of intersection	\$80
49	4.7(4)(a) or (b)	Parking vehicle within 10 metres of departure side of bus stop, children's crossing or pedestrian crossing	\$70
50	4.7(4)(a) or (b)	Parking vehicle within 20 metres of approach side of bus stop, children's crossing or pedestrian crossing	\$70
51	4.7(5)	Parking vehicle within 20 metres of approach side or departure side of railway level crossing	\$70
52	4.8	Parking contrary to direction of Authorised Person	\$70
53	4.9(2)	Removing mark of Authorised Person	\$70
54	4.10	Moving vehicle to avoid time limitation	\$60
55	4.11(a)	Parking in thoroughfare for purpose of sale	\$70
56	4.11(b)	Parking unlicensed vehicle in thoroughfare	\$60
57	4.11(c)	Parking a trailer/caravan on a thoroughfare	\$60
58	4.11(d)	Parking in thoroughfare for purpose of repairs	\$60
59	4.12(2)	Parking on land that is not a parking facility without consent	\$70
60	4.12(3)	Parking on land not in accordance with consent	\$70
61	4.13	Driving or parking on reserve	\$70
62	5.1(1)	Stopping contrary to a 'no stopping' sign	\$80
63	5.1(2)	Parking contrary to a 'no parking' sign	\$70
64	5.1(3)	Stopping within continuous yellow lines	\$80
65	6.1	Stopping unlawfully in a loading zone	\$70
66	6.2	Stopping unlawfully in a taxi zone or bus zone	\$70
67	6.3	Stopping unlawfully in a mail zone	\$60
68	6.4	Stopping in a zone contrary to a sign	\$70
69	7.1	Stopping in a shared zone	\$60
70	7.3	Stopping near an obstruction	\$70
71	7.4	Stopping on a bridge or tunnel	\$70
72	7.5	Stopping on crests/curves etc.	\$70
73	7.6	Stopping near fire hydrant	\$70
74	7.7	Stopping near bus stop	\$70
75	7.8	Stopping on path, median strip or traffic island	\$70
76	7.9	Stopping on verge	\$70
77	7.10	Obstructing path, a driveway etc.	\$80
78	7.11	Stopping near letter box	\$60
79	7.12	Stopping heavy or long vehicles on carriageway	\$70
80	7.13	Stopping in bicycle parking area	\$60
81	7.14	Stopping in motorcycle parking area	\$60
82	8.3(2)(c)	Failure to display parking permit	\$130

83	9.6	Leaving vehicle so as to obstruct a public place	\$80
84	3.8(1)(e)	Failure to park wholly within a marked bay	\$50
85	11.4(1)	Refusing to give name and address contrary to local law	\$300
86	11.4(2)	Giving false and misleading information regarding name and address	\$300
87		Any other offence not specified	\$60

[Schedule 1 was amended by Government Gazette No. 95 of 2017]

SCHEDULE 2—INFRINGEMENT NOTICE FORMS

(clause 11.3)

FORM 1

Local Government Act 1995

City of Mandurah

Parking and Parking Facilities Local Law 2015

NOTICE TO OWNER OF VEHICLE INVOLVED IN OFFENCE

Date / /

To:(1).....

of:(2).....

It is alleged that on / / at (3).....

at (4)..... your vehicle—

make.....;

model.....;

registration

was involved in the commission of the following offence—

.....

contrary to clause of the **City of Mandurah Parking and Parking Facilities Local Law 2015**.

You are required under section 9.13 of the *Local Government Act 1995* to identify the person who was the driver or person in charge of the vehicle at the time when the offence is alleged to have been committed.

If you do not prove otherwise, you will be deemed to have committed the offence unless—

- (a) within 28 days after being served with this notice;

- (i) you inform the Chief Executive Officer or another authorised officer of the local government as to the identity and address of the person who was the driver or person in charge of the vehicle at the time the offence is alleged to have been committed; and
- (ii) you satisfy the Chief Executive Officer that the vehicle had been stolen, or was being unlawfully used, at the time the offence is alleged to have been committed; or
- (b) you were given an infringement notice for the alleged offence and the modified penalty specified in it is paid within 28 days after the notice was given or such further time as is allowed.

(5)

(6)

Insert—

- (1) *Name of owner or 'the owner'*
- (2) *Address of owner (not required if owner not named)*
- (3) *Time of alleged offence*
- (4) *Location of alleged offence*
- (5) *Signature of authorised person*
- (6) *Name and title of authorised person giving notice*

FORM 2

(clause 11.3)

Local Government Act 1995
City of Mandurah
Parking and Parking Facilities Local Law 2015

INFRINGEMENT NOTICE

Serial No

Date / /

To:(1).....

of:(2).....

It is alleged that on / / at (3)

at (4)

in respect of vehicle—

make.....;

model.....;

registration

you committed the following offence—

.....
.....
.....

contrary to clause of the **City of Mandurah Parking and Parking Facilities Local Law 2015**.

The modified penalty for the offence is \$

If you do not wish to have a complaint of the alleged offence heard and determined by a court, the amount of the modified penalty may be paid to an authorised person at

(5).....within a period of 28 days after the giving of this notice.

If you take no action you may be prosecuted or enforcement action may be taken under the *Fines, Penalties and Infringement Notices Enforcement Act 1994*. Under that Act, some or all of the following actions may be taken — your driver’s licence may be suspended, your vehicle licence may be suspended or cancelled, you may be disqualified from holding or obtaining a driver’s licence or vehicle licence, your vehicle may be immobilised or have its number plates removed, your details may be published on a website, your earnings or bank accounts may be garnished, and your property may be seized and sold.

If the above address is not your current address, or if you change your address, it is important that you advise us immediately.

(6)

(7)

Insert—

- (1) *Name of alleged offender or 'the owner'*
- (2) *Address of alleged offender*
- (3) *Time of alleged offence*
- (4) *Location of alleged offence*
- (5) *Place where modified penalty may be paid*
- (6) *Signature of authorised person*
- (7) *Name and title of authorised person giving notice*

[Schedule 2 amended by Gazette Number 212. 17 December 2021]

Confirmed

FORM 3

(clause 11.3)

Local Government Act 1995

City of Mandurah

Parking and Parking Facilities Local Law 2015

INFRINGEMENT NOTICE

Serial No

Date / /

To:(1).....

of:(2).....

It is alleged that on / / at (3).....

at (4)

in respect of vehicle—

make:.....;

model.....;

registration

you committed the following offence—

.....
.....
.....

contrary to clause of the **City of Mandurah Parking and Parking Facilities Local Law 2015**.

The modified penalty for the offence is \$

If you do not wish to have a complaint of the alleged offence heard and determined by a court, the amount of the modified penalty may be paid to an authorised person at

(5)..... within a period of 28 days after the giving of this notice.

- (a) you pay the modified penalty; or
- (b) you;
 - (i) inform the Chief Executive Officer or another authorised officer of the local government as to the identity and address of the person who was the driver or person in charge of the above vehicle at the time the offence is alleged to have been committed; or
 - (ii) satisfy the Chief Executive Officer that the above vehicle had been stolen or was being unlawfully used at the time the offence is alleged to have been

committed, you will, in the absence of proof to the contrary, be deemed to have committed the above offence and court proceedings may be instituted against you.

If you take no action you may be prosecuted or enforcement action may be taken under the *Fines, Penalties and Infringement Notices Enforcement Act 1994*. Under that Act, some or all of the following actions may be taken — your driver's licence may be suspended, your vehicle licence may be suspended or cancelled, you may be disqualified from holding or obtaining a driver's licence or vehicle licence, your vehicle may be immobilised or have its number plates removed, your details may be published on a website, your earnings or bank accounts may be garnished, and your property may be seized and sold.

If the above address is not your current address, or if you change your address, it is important that you advise us immediately. Failure to do so may result in your driver's licence or any vehicle licence you hold being suspended without your knowledge.

(6)

(7).....

Insert—

- (1) *Name of owner or 'the owner'*
- (2) *Address of owner (not required if owner not named)*
- (3) *Time of alleged offence*
- (4) *Location of alleged offence*
- (5) *Place where modified penalty may be paid*
- (6) *Signature of authorised person*
- (7) *Name and title of authorised person giving notice*

[Schedule 2 amended by Gazette Number 212. 17 December 2021]

FORM 4

(clause 11.3)

Local Government Act 1995

City of Mandurah

Parking and Parking Facilities Local Law 2015

WITHDRAWAL OF INFRINGEMENT NOTICE

Serial No

Date / /

To:(1).....

of:(2).....

Infringement Notice No. dated / /

in respect of vehicle—

make.....;

model.....;

registration

for the alleged offence of.....

has been withdrawn.

The modified penalty of \$

- has been paid and a refund is enclosed
 - has not been paid and should not be paid
- (delete above as appropriate)*

(3)

(4)

Insert—

(1) *Name of alleged offender to whom infringement notice was given or 'the owner'*

(2) *Address of alleged offender*

(3) *Signature of authorised person*

(4) *Name and title of authorised person giving notice*

[Schedule 3 was deleted by Government Gazette No. 95 of 2017]

[Schedule 4 was deleted by Government Gazette No. 95 of 2017]

Dated: this 4th day of August 2015

The Common Seal of the City of Mandurah was affixed by authority of a resolution of the Council in the presence of—

MARINA ELIZABETH VERGONE, Mayor.
MARK R. NEWMAN, Chief Executive Officer.

Confirmed

Subject: 19.4 2024/25 Mosquito Management Annual Report

Summary

This annual report provides an overview of mosquito management activities undertaken during the 2024/25 season by the City, in partnership with the Peel Mosquito Management Group - PMMG (formally Peel Contiguous Local Authorities Group - CLAG) and the WA Department of Health (DoH).

Season 2024/25 brought an unexpected shift and intensification of tidal inundation and favourable environmental conditions for saltmarsh mosquitoes to reproduce.

As a result of this change, twenty-two (22) aerial larvicide treatments were undertaken between 1 July 2024 and 30 June 2025 with a record area of 7,763.5 hectares being treated across the Peel Region.

The City and PMMG worked throughout the season to minimise saltmarsh mosquito populations and the ongoing risk to the community from mosquito borne disease in the form of Ross River virus (RRV) and Barmah Forest virus (BFV). This required intensive field surveillance, aerial larvicide treatments and additional financial commitments by all parties.

Across the season, thirty-one (31) human cases of RRV were reported for Mandurah, compared to the twenty-four (24) reported during season 2023/24. A total of two (2) human cases of BFV were reported as opposed to five (5) in 2023/24. The prevalence of RRV and BFV in any given year is driven by a range of complex factors including environmental conditions, virus transmission cycles, and the abundance of adult mosquitoes.

Council is requested to note the activities of the PMMG in season 2024/25, recognising the high level of community interest there has been in this State and local government partnership.

Disclosure of Interest

Nil

Previous Relevant Documentation

- G.7/03/25 25 March 2025 Mid-Year Budget Review 2024/25: Additional funds approved to undertake additional treatments
- G. 6/10/24 22 October 2024 Mosquito Management Annual Report 2023/24
- G13/10/23 31 October 2023 Mosquito Management Annual Report 2022/23
- G.4/10/22 25 October 2022 Mosquito Management Annual Report 2021/22

Background

Members of the PMMG/Peel CLAG include the WA Department of Health, City of Mandurah, Shire of Murray, City of Rockingham, and Shire of Waroona. This long running partnership has been delivering mosquito management across the Peel Region since it was first established in 1991. Officially known as the Peel CLAG, the group adopted the title of Peel Mosquito Management Group – PMMG some years ago to offer a more identifiable name to the community. For reporting purposes Peel CLAG is referenced within this report to reflect administrative and financial activities.

The purpose of this report is to provide a review of the events and outcomes in relation to the environmental drivers of mosquito breeding cycles, mosquito management operations and the prevalence of mosquito-borne disease that occurred during the 2024/25 season. The report also

Confirmed

includes information on adult mosquito abundance, community education initiatives, and the financial activities of the Peel CLAG during the season.

Saltmarsh mosquitoes present an enduring public health risk and nuisance to residents and visitors across the Peel region due to the extensive breeding habitat found within the fringing wetlands throughout the Peel-Harvey Estuary and its tributaries. Many of the City's residential suburbs and recreational facilities are well within the confirmed flight range of saltmarsh mosquitoes.

Mosquito management in the Peel Region is primarily undertaken through aerial (helicopter) larvicide treatments via the DoH contracted helicopter provider. This service and method of treatment is essential given the regional disease risk, extensive breeding habitat, time sensitivity, and prolific mosquito breeding cycles.

Helicopter application of larvicides specifically target the aquatic larval stages of the mosquitoes lifecycle. This technique successfully removes a high percentage of mosquito larvae that if untreated would emerge as adult mosquitoes and pose a far greater risk of disease transmission and further severe nuisance.

The success of each larvicide treatment can be influenced by a range of environmental related factors such as wind, tidal movement, water temperatures, mosquito larvae development times, habitat characteristics, and vegetation coverage.

Comment

Climate Influences

Climate drivers play a key role in influencing our regional and local environmental conditions, the intensity and duration of each season and the need for mosquito treatments.

Two key climate drivers, the El Niño Southern Oscillation (ENSO) and the Indian Ocean Dipole (IOD) have been demonstrated to play a role in the seasonal variations of our local environmental conditions and the intensity of mosquito reproduction and abundance.

Historically in the Peel Region, El Niño phases have been associated with seasons of lower mosquito abundance. Neutral phases generally provide moderate seasons whereas La Niña phases predictably bring the most challenging conditions for mosquito management in the Peel Region.

Ongoing changes in the difference between sea surface temperatures of the tropical western and eastern Indian Ocean are known as the Indian Ocean Dipole or IOD. The IOD also has three phases: Neutral, Positive and Negative. IOD events usually start around May or June, peak between August and October and then rapidly decay around the end of spring.

Throughout season 2024/25, the Australian Bureau of Meteorology (Bureau) ENSO and IOD monitoring reported the persistence of Neutral phases despite some weak La Niña-like signals presenting in late 2024. Other climate monitoring agencies such as the World Meteorological Organisation reported that a weak La Niña event did establish in December 2024 and lasted until March 2025. Despite the Bureau not formally declaring a La Niña at the time, upon review by the Bureau, the 2024/25 La Niña is now recorded as being of weak to moderate strength having formed in the tropical Pacific in September 2024, before decaying in March 2025.

The environmental drivers that presented during season 2024/25 certainly aligned with the conditions and treatment demand that the program historically only encounters when a La Niña event is influencing the broader climate.

Whilst the late development of the 2024/25 La Niña was unusual, this reinforces the complexity of climate patterns and predictive modelling. The Bureau has reviewed its climate modelling and reporting to reflect current climate conditions as opposed to historical data.

Figure 1 provides the Southern Oscillation Index (SOI) with Bureau declared historic La Niña events highlighted. This gives an indication of the state and intensity of ENSO events from an atmospheric perspective. The SOI is calculated using the pressure differences between Tahiti and Darwin. Sustained negative values of the SOI below -7 often indicate El Niño is active while sustained positive values above +7 are typical of a La Niña. The 2024/25 La Niña event was weaker than the prolonged 2020/2023 event which would suggest that other climate drivers were active during the 2024/25 season.

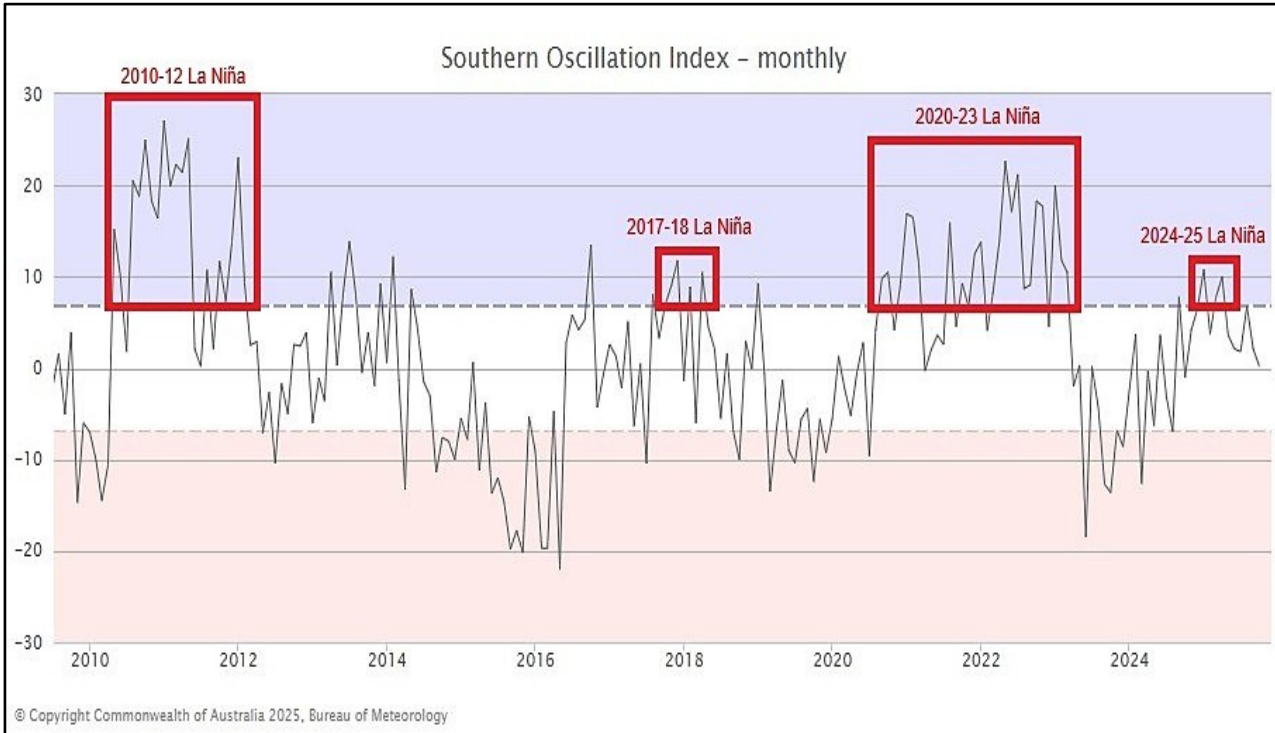


Figure 1 - Southern Oscillation Index (SOI) – monthly history with recent La Niña events indicated.
Source – Australian Government Bureau of Meteorology/Climate/SOI

Regional and Local Weather

Weather systems such as low and high-pressure systems, approaching cold fronts and wind forces, west coast troughs, tropical cyclones reaching the mid-west and rainfall inflow into regional river systems, either individually or as a combination can have significant impacts on local tide and water level behaviour within the Peel-Harvey Estuary.

Tropical cyclones (TC) in the western region were far more numerous than previous seasons with ten (10) systems reported. Of significance was TC Sean which formed off the Kimberley coast on the 17 January 2025 and tracked parallel with the Pilbara coast before shifting southwest. By 20 January 2025, TC Sean began to weaken, drift offshore and continue to track in a southerly direction as a decaying low-pressure system. Storm surge tides were recorded along the Pilbara and west coasts including the Peel Region with a 1.29m tide surge recorded at the Peel Inlet station on 23 January 2025. This tide was 0.64m above the predicted high tide of 0.65m. The resulting tidal inundation triggered the biggest larval hatching event for the season and the completion of the largest aerial larviciding treatment.

Figure 2 details the evolution and track of TC Sean, whilst Figure 3 shows the events effect on sea level and tide behaviour as recorded at the Peel Inlet tide station.

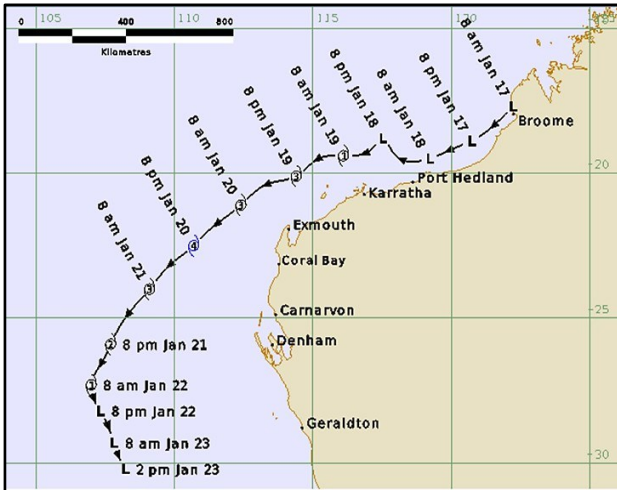


Figure 2 - TC Sean Track and Intensity
Source - Australian Government Bureau of Meteorology
Tropical cyclone reports

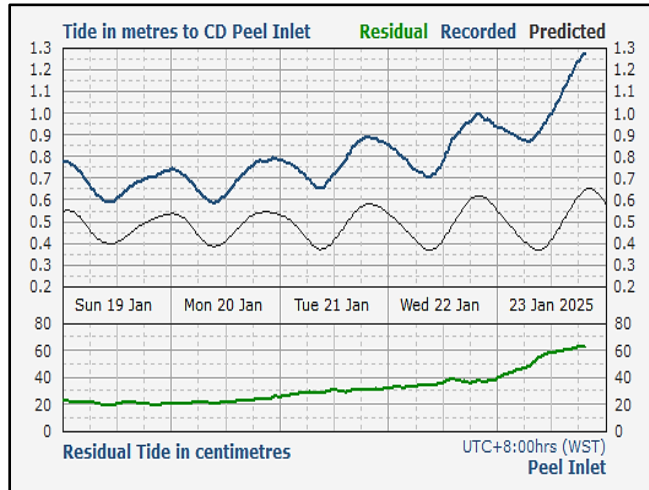


Figure 3 - Peel Inlet Tide Station
Source - Department of Transport WA
Coastal data and charts

Sea surface temperatures (SSTs) during season 2024/25 as noted in Figure 4 were recorded as being the warmest on record nationally with monthly SSTs the highest on record for areas of the Western Australian coastline during September, December, January, and March. These elevated SST's no doubt contributed to the global and regional weather patterns during season 2024/25.

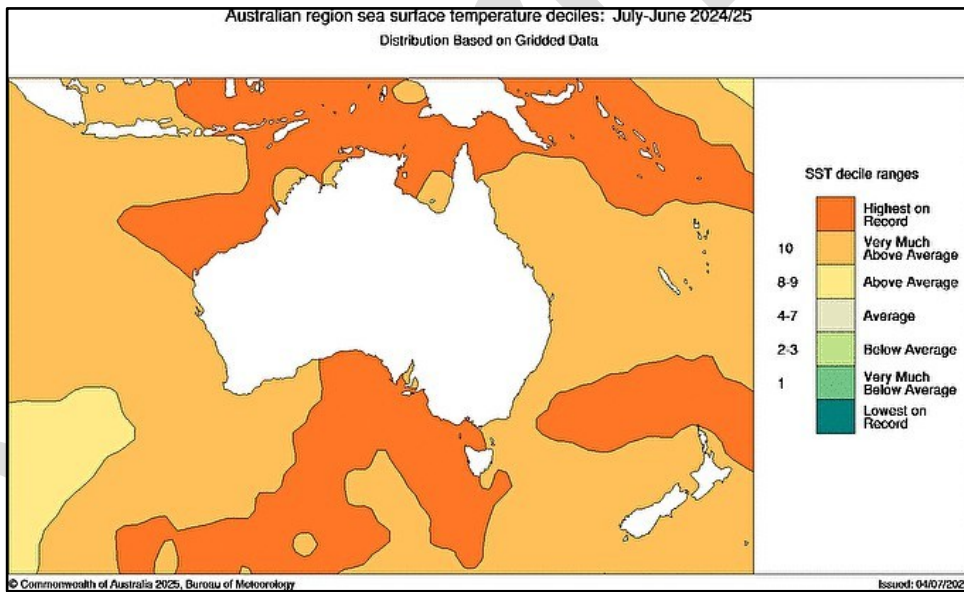


Figure 4 - 2024/25 Australian region sea surface temperatures compared to historical records.
Source - Australian Government Bureau of Meteorology/Financial year climate and water statement 2024/25.

Daytime temperatures across much of Australia were well above average, with southern and inland Western Australia and parts of the west coast recording their highest on record.

Air and water temperatures play a critical role in mosquito reproduction cycles through influencing the speed of larvae development. Sustained higher air and water temperatures support faster larval development timeframes that can see the adult mosquitoes emerging in as little as four (4) days following progression through the larvae stages. The monitoring of larval development is critical to ensure the successful timing of aerial treatments.

Water Level Observations

The breeding cycles and seasonal abundance of saltmarsh mosquitoes in the Peel region are primarily driven by the frequency and intensity of water level changes and wetland flooding within the Peel-Harvey waterways.

Whilst forecast variations in tidal levels within the Peel-Harvey system are often less than 30cm, actual water levels fluctuate greatly from tide predictions. Tidal surges of 40cm above predicted peak heights are a regular occurrence within the Peel-Harvey estuary. These tides known as storm surge tides are not always linked with a storm front, rainfall event or even an obvious change in our local weather. Generally, local storm surges are generated by cold fronts crossing the southern west coast or low-pressure systems and surface troughs that extend down from northern Australia and establish over the west coast result in changes in mean sea levels.

Storm surges can inundate vast areas of breeding habitat and trigger the hatching of mosquito larvae in their billions. Hatching may occur as a single event or repeatedly over several days. The eggs of saltmarsh mosquitoes can remain in a dormant state over weeks, months and even years. This results in the build-up of egg bank loading over prolonged periods.

Season 2024/25 presented a level of tidal inundation not encountered during even the most intense seasons. Whilst the frequency of tides above the reference trigger height of 0.75m was on par with the most challenging seasons, it was the frequency of tides peaking at 0.90m and above that resulted in season 2024/25 being exceptionally demanding, both operationally and financially. Tides peaking at and above this height result in extensive inundation throughout the region including the flooding of areas that typically only flood during the winter months or a small number of times between Spring and Autumn during a moderate (average) season.

The extensive and persistent flooding provides female saltmarsh mosquitoes with more suitable habitat to deposit eggs and mosquito larvae with larger areas to disperse, forage and develop. Additionally, and unlike most other instances, the significant tide surges during the 2024/25 persisted over a number of days which prolonged wetland flooding and subsequently contributed to larger aerial treatments and higher larvicide consumption across the season. Of the twenty-two (22) aerial treatments completed, eighteen (18) were in response to tide peaks at or above 1.00m.

Figure 5 and 6, illustrate the increased frequency of tides peaking and persisting above 0.90m as recorded at the Mandurah Ocean Marina and Peel Inlet tide stations between October and May across seasons 2021/22 to 2024/25 noting that seasons 2021 – 2023 were also influenced by a La Niña climatic event.

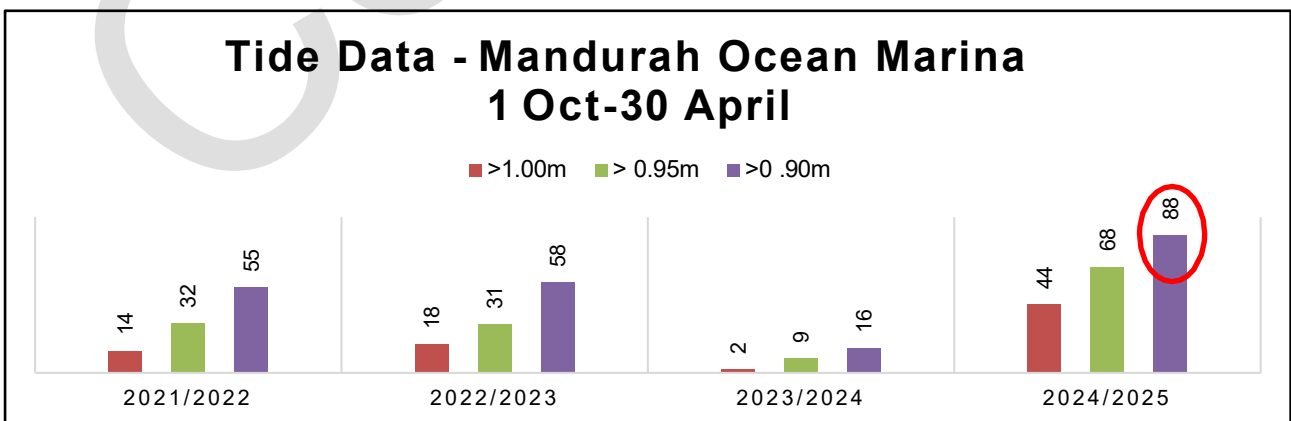


Figure 5 - Mandurah Ocean Marina tide data 2021/22 – 2024/25

Source - Department of Transport and Major Infrastructure - Coastal Data and Charts

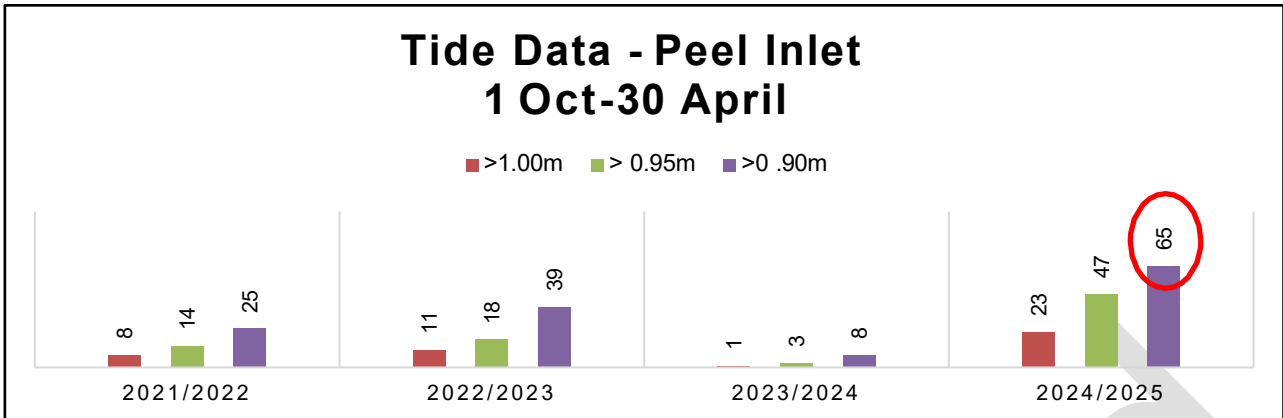


Figure 6 - Peel Inlet tide data 2021/22 – 2024/25

Source: Department of Transport and Major Infrastructure - Coastal Data and Charts

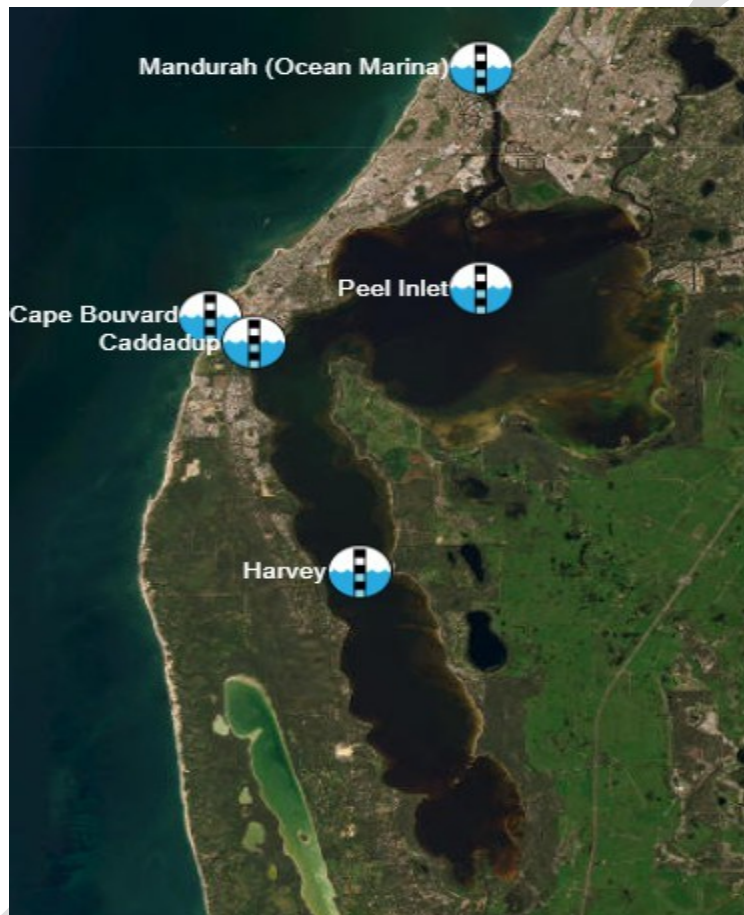


Figure 7 – Department of Transport and Major Infrastructure Peel Tide Station locations

Source: Department of Transport and Major Infrastructure - Coastal Data and Charts

Aerial Larviciding

The aerial application of larvicides is the primary technique that the program employs to allow targeted, effective, and reliable reduction of saltmarsh mosquito populations on a broad scale. This technique is the most efficient method currently available and allows the rapid application of different larvicide formulations.

Aerial application also allows the larvicides to be applied to the region's saltmarsh mosquito breeding habitats in a manner that provides minimal environmental impact in comparison to on ground methods. The use of quad bikes or other types of all-terrain vehicles would be highly damaging and detrimental to the environmentally sensitive wetlands within the Peel-Harvey System.

In certain scenarios, there may only be a small window of one day for an effective aerial treatment to occur. In these situations, it is vital that accurate and timely field surveillance relating to water levels, larval densities and development rates occurs so that informed decisions regarding larvicide selection and the timing of the application can be made to achieve the highest reduction of mosquito populations. In addition to field surveillance, it is crucial the timing of the treatment also includes factors such as weather conditions and fluctuating water levels within 24 – 48 hrs of the application taking place.

The two active ingredients within the larvicides used are (S)-methoprene and *Bti* (*Bacillus thuringiensis israelensis*). These actives have been approved for use by the Australian Pesticides and Veterinary Medicines Authority and are used by mosquito control agencies worldwide. They are currently the most environmentally appropriate larvicide formulations available and are target specific. Both (S)-methoprene and *Bti* are certified for the management of mosquitoes in natural and urban environments and consistently provide high mortality rates to larval populations.

These formulations are selected based on the stage of mosquito larval progression and consideration of likely weather conditions, particularly where there may be dilution of the product through additional tidal inundation. *Bti* based products are more effective against early instar larvae and require shorter contact time for effectiveness, while (S) methoprene is more effective for later instar larvae when water levels are stable.

Twenty-two (22) aerial larvicide treatments were completed across the season covering a total of 7,763.5 hectares. The first aerial treatment for the season was completed on 2 and 3 August 2024 with the final treatment for the season completed on 9 May 2025. As a direct result of the intense tidal inundation and subsequent larval hatching events throughout the 2024/25 season, significantly larger aerial treatments were required on a consistent basis. As a measure of this increase, the average aerial treatment in season 2023/24 covered 216.2 hectares whereas season 2024/25 recorded an average area of 352.9 hectares, a 63% increase.

The environmentally driven demand for larger aerial treatments brought a major increase in workloads for the program's officers and the contracted helicopter pilots as well as requiring higher larvicide volumes to be used than budgeted. The larger aerial treatments typically required two or more days of suitable weather for effective application which brought its own set of challenges in the planning and successful execution of the aerial treatments.

The program faced its greatest challenges in January and March 2025 due to frequent tidal surges over 1.00m, ideal mosquito breeding conditions, and difficulties with aerial larviciding. An unprecedented total of 3,703 hectares was treated across ten (10) aerial treatments noting that a similar number of hectares (3,647) were treated across the entire 12 months of the 2023/24 season. The seasons largest aerial treatment of 665.7 hectares was completed within this period following a tide peak of 1.29m associated with TC Sean.

Figure 8 - offers a snapshot of the intensity of tides and aerial larvicide treatments throughout January and February 2025.

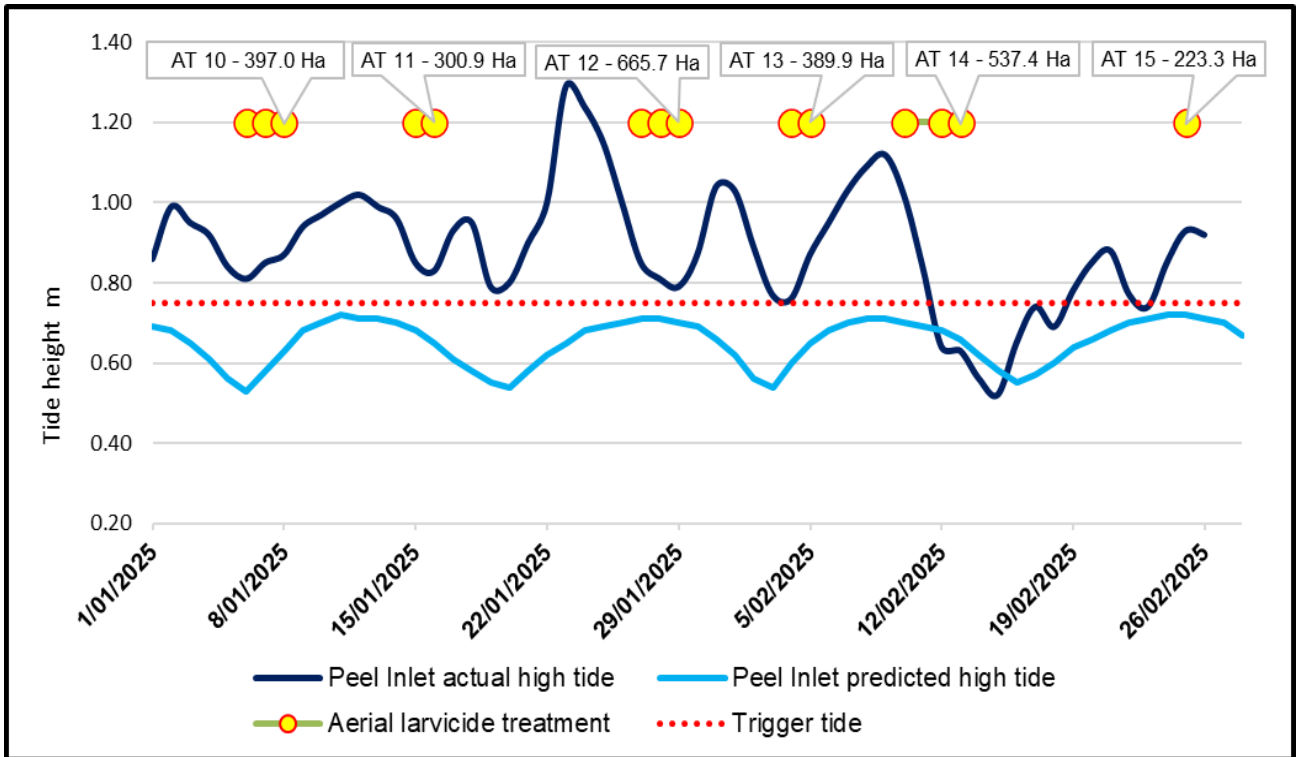


Figure 8 - Tide and aerial treatment information between January and February 2025
 Note* - Aerial Treatments (AT) can span multiple days but are considered as a single treatment.

Figure 9 provides a summary of the season’s aerial treatment activities by month when compared to season 2023/24

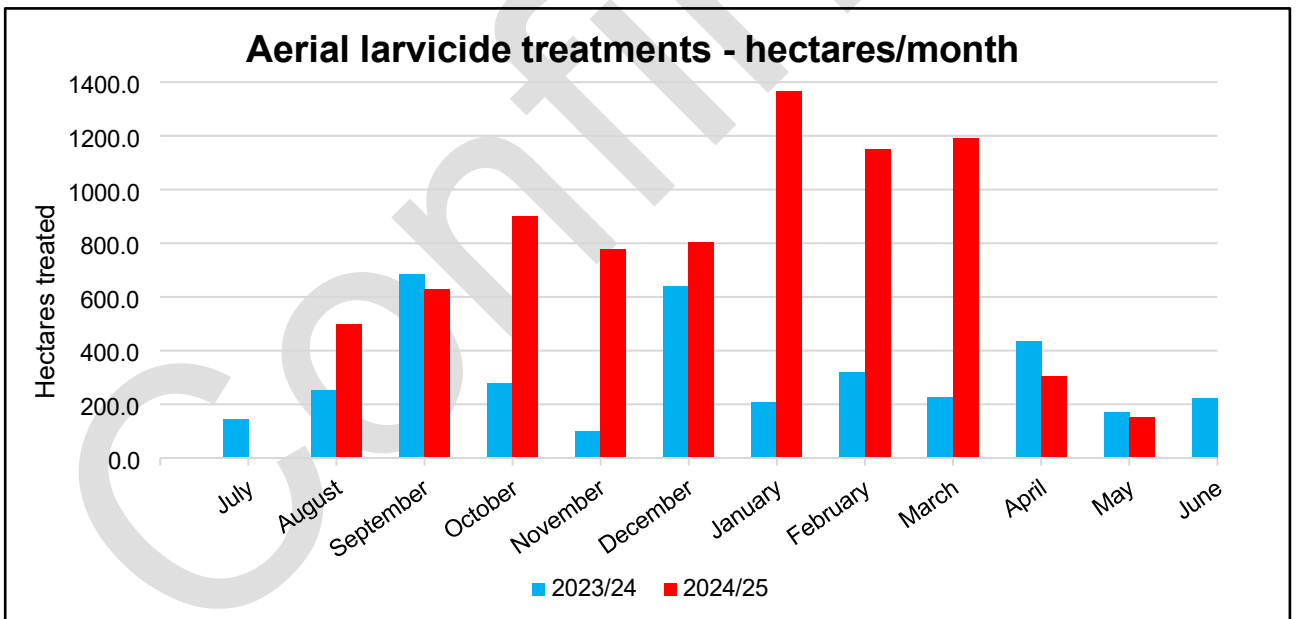


Figure 9 - Aerial larvicide treatments by month July 2023 – June 2025

The repeated hatching of multiple larval cohorts and rapid larval development times driven by supportive environmental conditions necessitated the increased use of the dual active larvicide VectoPrime® FG and due to its higher cost contributed to the increased expenditure during season 2024/25.

VectoPrime® FG contains both *Bti* and S-methoprene actives and is effective against a wider range of larval development stages which is often required where there are repeated tides triggering successive hatching.

As a result of a delay in the shipment of Barmac® BTI 200 GR from the US supplier in early 2025, additional supplies of VectoPrime® FG and Vectobac G® were sourced to ensure aerial larvicide treatments could be maintained through to the end of the 2024/25 season.

Vectobac G® is a *Bti* formulation that is of a larger granule size than Barmac® BTI 200GR and is less suited to the wind conditions and vegetation coverage than the Barmac® BTI 200GR and VectoPrime® FG.

Throughout the entire season, City officers remained focused on field surveillance to ensure aerial treatments were effective in reducing mosquito larvae populations and subsequent surges in adult mosquitoes.

Key outcomes of the season's aerial larviciding treatments were:

- 22 aerial larviciding treatments - 1 July 2024 to 30 June 2025
- 7,763.5 hectares treated
- 296.6 helicopter hours (145.4 in season 2023/24)
- average aerial treatment size - 352.9 hectares
- largest individual treatment - 665.7 hectares
- 35,442kg of Barmac® BTI 200GR applied
- 23,912kg of VectoPrime® FG applied
- 1,315kg of Vectobac G® applied
- 140kg of Prolink Prosand® applied

Adult Mosquito Surveillance

Adult mosquito surveillance trapping provides vital information on mosquito population levels, mosquito dispersal, species diversity, mosquito-borne disease detection, evidence of treatment success or failure along with assisting in providing proactive communications and advice to the community.

The City completed eighteen (18) adult trap runs in the 2024/25 year in unison with the DoH Medical Entomology surveillance program. A total of one hundred and seventy-nine (179) EVS (carbon dioxide baited) static traps were set, retrieved, and sampled by the City with 39,974 mosquitoes collected.

The DoH Medical Entomology team completed twenty-four (24) trap runs in the Peel Region using the same EVS traps at eight (8) locations.

Figure 10 details the results of the DoH 2024/25 trapping in the form of the average trap count and dominant mosquito species captured between June 2023 and June 2025.

As is the case in most seasons the prolific breeding of *Aedes camptorhynchus* during the winter and early spring months along with the restricted opportunities to undertake aerial larvicide treatments fuels an increased abundance of this species during spring.

Unstable winter weather conditions typically restrict the program’s ability to perform helicopter treatments during the winter months and any treatments that can be performed are opportunistic based on small windows of suitable weather and tide activity that align with presence of larval activity.

As highlighted within Figure 10, a significant surge in *Aedes camptorhynchus* populations presented in September 2024. The programs inability to complete more than one aerial larviciding treatment in August 2024, and the reduced impact on larval populations from the aerial larvicide treatment completed on the 13 September contributed to the rise in adult mosquito populations. The commencement of a new pilot in season 2024/25 brought a period of transition which included adapting to the unique nature of the program’s operation.

Of more impact on the City’s residents was the surge in *Aedes vigilax* populations between January and March 2025. This aggressive, all-day biting species results in higher nuisance impacts than *Aedes camptorhynchus*. The rise in mosquito populations during this period also aligned with the reported increase of Ross River virus cases across January and March 2025.

Overall and considering the intensity of season 2024/25 when compared to season 2023/24, the program was successful in supressing mosquito populations across much of the season.

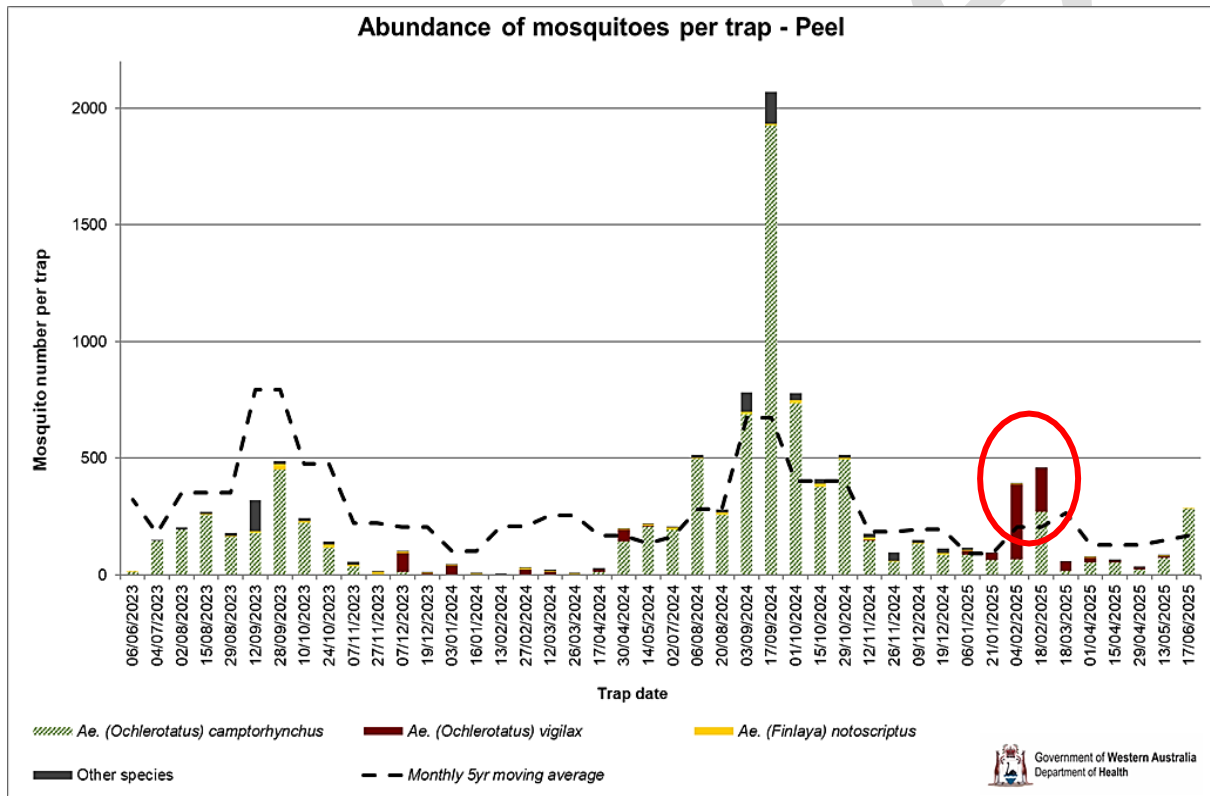


Figure 10 - WA Department of Health - Peel average trap abundance 2023/24 – 2024/25
Source: Medical Entomology Branch, WA Department of Health - Medical Entomology

Department of Health Southwest Arbovirus Surveillance – Ross River virus (RRV) and Barmah Forest virus (BFV)

Mosquito borne virus surveillance is undertaken by the DoH Medical Entomology unit with the aim of identifying viruses from pools of mosquitoes trapped from the eight (8) Peel region locations along with fifteen (15) other trap locations southwards from Australind to Busselton. Upon detection of virus and when deemed appropriate, the DoH notifies local governments and issues media statements to the public to warn and encourage residents and travellers to take precautions to avoid mosquito

bites. These isolations of virus can provide an early indication of the potential for increasing virus activity and potential human cases.

These warnings are also conveyed by the City and other members of the PMMG through social media platforms and other communication outlets.

During the 2024/25 season, the DoH southwest arbovirus surveillance program completed twenty-four (24) trapping rounds which resulted in an estimated 115,300 mosquitoes being collected. The Peel region recorded 1 positive detection of a mosquito carrying RRV in January 2025 and 1 positive detection of a mosquito carrying BFV February 2025. In total, there were 3 positive detections of mosquitos carrying RRV and 3 positive detections of mosquitos carrying BFV recorded for the Southwest region in 2024/25.

Notified mosquito-borne disease cases 2024/25

Human cases of mosquito borne disease are reported to the DoH Medical Entomology via General Practitioners (GPs) and laboratory diagnosis. Notifications are then passed on to local governments to allow follow up investigations to be performed.

As detailed in Figure 11 season 2024/25 recorded a minor increase in case numbers of RRV in Mandurah (31) when compared to season 2023/24 (24) and a similar increase in case numbers was recorded for the Peel region (71 in 2024/25 – 55 in 2023/24). Despite these increases, case numbers in Mandurah and the Peel region remained below the long term mean in all but two months of the season and reflected the same level of prevalence recorded across the state.

As is the case in most seasons the number of human cases of BFV were again much lower than RRV with two cases being reported across the season. Continuous improvement to operational aspects of the program and ongoing education and engagement with the community will be important in minimising cases of RRV and BFV within Mandurah, particularly in seasons that have challenging environmental conditions.

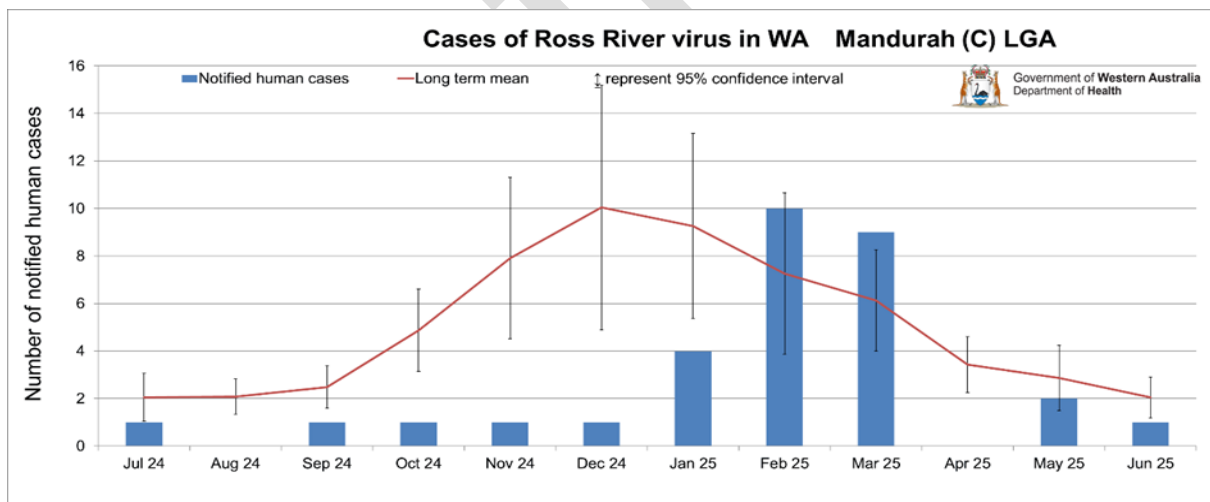


Figure 11 - Ross River virus Mandurah 2024/2025.
Source: Medical Entomology Branch, WA Department of Health

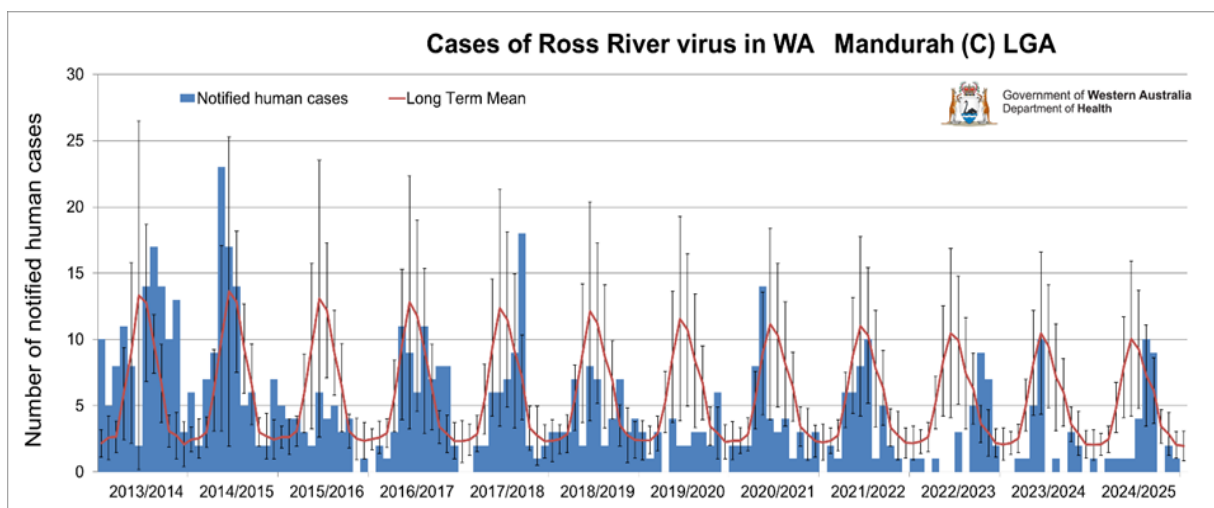


Figure 12 - Ross River virus Mandurah - July 2013 to June 2025
 Source: Medical Entomology Branch, WA Department of Health

Mosquito-borne disease health impacts

Mosquito-borne disease caused by RRV and BFV are both non-fatal however they can be very debilitating and negatively impact the quality of life for those affected by either of the diseases.

These viruses can only be contracted through the exchange of a mosquitoes infected saliva which occurs during the blood feeding process i.e. mosquito bite. RRV and BFV cannot be caught through direct contact with another person or animal.

Common symptoms include:

- Joint Pain
- Muscle aches and pains
- Fever
- Lethargy or fatigue
- Rash
- Lymph node enlargements (RRV)
- Headaches (RRV)

Most people recover completely within 3 to 6 months, however, for some people symptoms may persist intermittently for a year or more.

During the 2024/25 season, the DoH released a series of new Fight the Bite video resources, including interviews with individuals impacted by mosquito-borne disease, detailing the importance of repellent use. The videos feature Sonia Blackaby who lost her husband to Murray Valley Encephalitis (MVE) in 2023 following a caravanning trip across Western Australia's far north and a City of Mandurah staff member who contracted Ross River virus in the states southwest.

Community Engagement

Despite the high workload across the season, City officers were still able to engage with community members at a variety of events including:

- National Tree Day, Halls Head - 28 July 2024.
- PHCC Wonder of our Wetlands, Coodanup Foreshore - 12 October 2024.
- National Children's week, Caterpillar Park - 22 October 2024.
- Music in the Burbs, Silver Sands - 2 November 2024.
- Music in the Burbs, Meadow Springs Quarry - 16 November 2024.

- Love our Lakes event, Meadow Springs - 12 April 2025.

The City also continued to maintain communications via various channels throughout the season to ensure residents were kept up to date on the program's activities and the important public health message of protection from mosquito bites and mosquito borne disease.

The City's Facebook platform kept followers up to date with aerial treatment notifications and personal protection messaging with sixteen (16) updates posted. The City's website home page was also used to provide advanced notice to community members of the timing of helicopter larvicide treatments.

Local radio messaging was also continued during the season with the timing of the 15 second radio ads aimed to align with school holidays and the peak in outdoor, recreational, sporting, and social activities.

97.3 Coast FM and 91.7 The Wave messaging was scheduled as follows:

- 21/09/2024 - 30/09/2024
- 15/10/2024 -19/10/2024
- 12/11/2024 - 16/11/2024
- 02/12/2024 - 06/12/2024
- 04/01/2025 - 06/01/2025
- 10/01/2025 - 15/01/2025

Across the 2024/25 season the City received 105 mosquito related complaints, with expected surges in complaints during September 2024 and the period between January and March 2025. Complaints included the impact of mosquito activity on public reserves, cemetery's, dog exercise areas, and school grounds.

The City's Customer Services team provided valuable first point of contact in responding and recording customer complaints and enquiries which allowed more detailed information to be provided to customers via officer follow up actions.

Community feedback will continue to be considered when reviewing current communication methods. This will ensure that the City shapes future messaging to empower and educate the community on effective mosquito management and personal protective measures to minimise disease and nuisance risk.

Outlook for season 2025/26

The Bureau's 11 November 2025 Southern hemisphere monitoring update stated the current negative IOD will weaken during November, with a return to neutral in December and is consistent with most international models assessed and the typical IOD life cycle and have little impact on the climate in the months ahead.

The El Niño–Southern Oscillation (ENSO) remains neutral, however there are signs a La Niña event may be developing with seas surface temperatures and atmospheric indicators reflecting La Niña thresholds. The Bureau's model currently predicts that tropical Pacific Ocean temperatures are likely to just meet La Niña levels during November and early summer, before returning to neutral

The Bureau's long-range forecast for December to February is suggesting minimum and maximum temperatures are likely be above average for the southwest of WA along with the rest of the country whilst rainfall is likely to be around average.

Whilst it is difficult to predict how these climate and weather drivers will influence the breeding cycles and abundance of salt marsh mosquitoes in the months ahead and into 2026, the program is expecting and has planned for another demanding season to ensure mosquito populations can be appropriately and effectively managed and importantly the ongoing risk from mosquito borne disease on our community is significantly decreased.

Following one of the wettest winters for many years, the program was able to take advantage of a number of favourable weather windows in late June and early September to commence aerial larvicide treatments for the 2025/26 season. To date the program has been able to complete six (6) successful aerial larvicide treatments.

Consultation

Nil.

Statutory Environment

Nil.

Policy Implications

Nil.

Financial Implications

Mosquito-borne diseases such as RRV and BFV result in costs via medical expenses and loss of earnings to those people that become infected. The number of cases in the City would greatly increase if there was no program in place to manage mosquito populations.

Peel CLAG Financial Reporting

A total of \$398,116 in funding was initially budgeted for the 2024/25 season based on the expectation that season's events would bring a moderate increase in required larvicide use. However, as the season progressed and with a challenging second half of the season shaping, it was clear that the program would require additional funding in order to maintain aerial larvicide treatments on a similar scale and frequency as had been required in the first half.

In early February 2025, the Peel CLAG made a request to the DoH to approve the use of its CLAG reserve fund and provide additional financial support by matching the commitment by local governments members in contributing a further \$100,000. The DoH approved the \$100,000 in matched funding on 6 March 2025.

During this period, a further escalation in the need and scale of aerial larvicide treatments presented and resulted in larvicide supplies and available funding being rapidly depleted. In April 2025, the Peel CLAG provided the DoH with a formal letter updating the CLAG's financial activities including the accumulated overspend figure at the time of \$14,871.13. Also included in the letter was the advice that the local governments of the Peel CLAG had agreed to commit a further \$30,000 to offset the overspend and cater for any further larvicide procurement.

A request for the DoH to match this second round of additional funding as an obligation of the CLAG funding arrangement was also included. A response from the DoH declining further financial support was received on the 12 May 2025.

In addition to the allocation for larvicide costs, the City of Mandurah contributed an estimated \$275,000 in labour, vehicles, equipment, and resources for public education during the 2024/25 season. All costs associated with helicopter services are provided by the DoH across the southwest with the Peel Region being the primary user.

In total, the Peel CLAG members committed \$685,029 during season 2024/25 and expended the sum of \$648,511 on larvicide procurement. The balance of these funds and value of carry over stock has been carried forward into the 2025/26 budget calculation.

Table 1. Details the Peel CLAG’s revenue and City’s commitments for 2024/25

Description	2024/25 CLAG Budget	2024/25 Additional funding	Total 2024/25 funding
Department of Health	\$181,854	\$100,000	\$281,854
City of Mandurah	\$99,293	\$95,674	\$194,967
Shire of Murray	\$59,648	\$61,467	\$121,115
City of Rockingham	\$22,913	\$29,771	\$52,685
2023/24 Carryover funds	\$34,408	-	\$34,408
*Shire of Waroona (exc admin fee)	\$909	-	-
Total	\$398,116	\$286,912	\$685,029

Table 1 – Peel CLAG revenue breakdown – 2024/25 (Ex GST)

The proposed budget for 2025/26 is outlined in Table 2 noting that the figure of \$578,326.00 does not include the value of carryover larvicide stock.

The approved budget for 2025/26 was prepared with consideration of the Southern hemisphere outlook and long-range forecast and the anticipation a season of similar intensity in terms of the need for aerial larviciding treatments and supporting larvicide procurement costs.

The 2025/26 budget and carry over larvicide stock is expected to provide a treatment area of approximately 7,000 hectares.

Total CLAG budget proposed for 2025/26	\$578,326
Larviciding Chemicals	\$578,326
Less carryover funds not spent in 24/25 (*exc Dept of Health 2025-26 contribution & Shire of Waroona admin fee)	(\$37,427)
Total Required	\$540,889
CLAG member 2025/26 contribution breakdown	
Dept of Health 2025/26 Contribution (50% Larviciding Chemicals)	(\$289,164)
City of Mandurah	(\$137,447)
Shire of Murray	(\$82,569)
City of Rockingham	(\$31,719)
Total LG Contribution	(\$540,889)

*Shire of Waroona (Admin fee)	(\$909)
Reserve CLAG contribution for 25/26 to Trust Account (this amount is an additional contribution for all Peel CLAG members in addition to the amounts above – each local government has a percentage allocated based on breeding area and other criteria set out in the CLAG agreement)	(\$28,916)

Table 2 - Proposed CLAG budget funding 2025/26 (ex GST)

Economic Implications

Impacts of poor amenity and public health risks associated with mosquitoes have implications for the Regional economy if not effectively managed.

Environmental Implications

The PMMG use the most suitable products to protect the local environment.

Risk Implications

The reputational impact to Mandurah and the Peel region is difficult to assess, however the management of mosquitoes is a vital service in ensuring an acceptable level of amenity for residents and visitors.

A best practice mosquito management program across the Peel region adds significant value and protects the public health of thousands of residents and visitors. The risk of contracting mosquito borne virus varies based on a range of environmental factors. Having a consistent program that reduces mosquito populations and educates the public about risk is essential.

Peel CLAG (Peel Mosquito Management Group - PMMG)

The effective administration of the Peel CLAG is essential to ensure the successful management of mosquitoes in the region. The group met on four occasions during the 2024/25 mosquito management season as well as attending regional meetings relating to mosquito management matters. The meetings facilitate ongoing collaboration between the PMMG members to continuously identify and implement improvements within the program.

Examples of key discussions during 2024/25 include:

- Operational updates
- Mosquito abundance, human case, and disease isolation updates
- Local government reports on mosquito breeding, treatments, and complaint investigation
- Climate and environmental condition updates
- Helicopter operations and application equipment updates
- CLAG funding updates
- Work Health and Safety
- Public engagement strategies
- Emerging technologies and research
- Proposed land developments

Department of Health - Review of CLAG funding scheme update

As reported in the 2022/23 Annual Report, a review of the longstanding Contiguous Local Authority Group (CLAG) funding scheme was undertaken by the DoH to establish how the scheme is currently functioning and how future requirements will be managed on a State-wide level.

Based on the feedback from local governments involved in mosquito management across the State, the DoH formed twelve recommendations to investigate and action.

Whilst several of the twelve recommendations have been implemented formal DoH advice on implementation progress on key recommendations relating to funding flexibility and funding remains unclear.

In April 2025, the City's Mayor on behalf of the Peel CLAG members, wrote to the Minister for Health and Mental Health highlighting the longstanding collaboration between the State and Peel local governments, the significant health risks from mosquito borne disease that exists in the Peel region and the legitimate concerns the members have in relation to the current and future funding model. The letter also included a request to the Minister for:

- A formal update on the status of the CLAG Mosquito Management Program review.
- An update from DoH on the status of Recommendations 2 and 3, namely:
 - Exploring options for increased annual budget flexibility to reflect environmental variability.
 - Developing a business case for the 2025–26 Budget to secure an appropriate, scalable funding model.
- Confirmation of 50% cost-matching by DoH for larvicide procurement for the remainder of the 2024/25 season, as per the CLAG agreement.

The City received a response from the Minister in early August 2025, outlining the DoH's supportive role towards assisting local governments to reduce mosquito borne disease, stating the CLAG funding scheme now includes a network of 18 CLAGs encompassing 36 local governments. The letter also outlined that local governments have the responsibility to fund additional expenditure in unusually busy seasons and that the Peel CLAG has received a significant proportion of CLAG funding since 2019/20 and over \$1,000,000 in helicopter services and a similar amount in contractor retainer fees.

The City and participating Peel local governments have continually reinforced that a flexible DoH funding model is necessary given the unpredictable seasonal nature of the program. Through discussions and as an action from the Peel CLAG meeting on the 10 September 2025, the City has requested a meeting with DoH Finance representatives to explain the importance of a more adaptable funding model and the risks currently presenting to the program in its absence.

The historic significance of the construction of the Dawesville Channel cannot be understated. The Dawesville Channel increased tidal amplitude within the Peel-Harvey Estuary resulting in more intense inundation of salt marsh wetlands and subsequent mosquito breeding. This impact was well understood at the time and State Government commitments were made to ensure an effective mosquito management program was maintained despite the known increase in demand that would be generated.

Strategic Implications

The following strategies from the City of Mandurah Strategic Community Plan 2024-2044 are relevant to this report:

Community:

- A healthy lifestyle and healthy community, with an emphasis on prevention

Leadership:

- Sound decisions based on evidence and meaningful engagement.

- Responsible, transparent, value for money delivery of well planned, sustainable, projects, programs, and services.
- A committed, innovative, effective, and values driven Council and workforce.

Conclusion

Season 2024/25 brought environmental conditions and levels of mosquito breeding that tested the program and the resilience of the community with the treatments demonstrating the importance of a comprehensive mosquito management program.

The operational and financial input by the City and all members of the program including the highly skilled and experienced helicopter pilots was unprecedented and should not be underestimated in terms of the effort, resources and level of funding that is required to deliver an essential preventative public health service together with an equally as important lifestyle service that aligns with our communities and stakeholders expectations.

The events of season 2024/25 underscores the changing, unpredictability of the climate drivers, the capacity for saltmarsh mosquitoes to adapt and exploit seasonal environmental changes and the level of intervention and investment that will be required to deliver an effective mosquito management program.

Officer Recommendation

That Council:

1. **Receives the City of Mandurah Mosquito Management Program: 2024/25 Annual Report.**
2. **Approves the communication of this report to following key stakeholders:**
 - **Department of Health;**
 - **The Minister for Health and local Parliamentary Representatives;**
 - **Peel Mosquito Management Group member local governments;**
 - **Peel Development Commission;**
 - **Department of Water Environment and Regulation; and**
 - **Mandurah Environmental Advisory Group.**
3. **Notes the City's support for the ongoing delivery of the Department of Health Fight the Bite Campaign.**
4. **Acknowledges the ongoing support provided by the Department of Health in the implementation of improvements in the Peel Mosquito Management Program.**
5. **Acknowledges the importance of the State Government's ongoing commitment to the annual program, and in accordance with the Dawesville Channel Environmental Review and Management Program. (1998 – Ministerial Conditions and Proponents Commitments for the Peel Inlet and Harvey Estuary Management Strategy).**
6. **Supports ongoing advocacy for an adaptable State Government funding approach recognising the unpredictable and seasonal nature of the mosquito breeding in the Peel Region.**

Attachments

Nil

Subject: 19.5 Monthly Financial Report - October 2025

Summary

The Financial Report for October 2025 together with associated commentaries, notes on investments, balance sheet information, schedule of accounts and the tenders awarded under the delegation by the Chief Executive Officer are presented for Elected Members' consideration.

Disclosure of Interest

Nil

Previous Relevant Documentation

- G.5/6/24 25/06/2025 Budget Adoption 2025/2026

Background

Nil

Comment

The Financial Report for October 2025 shows an actual surplus for this period of \$91.4 million. This is considered a reasonable surplus at the current point in time and is sufficient to meet the City's obligations up to 30 June 2026.

In the month of July, the City issues invoices for Rates and Refuse, leading to a substantial surplus at the beginning of the financial year. However, as the year progresses, this surplus gradually diminishes due to the City's budgetary expenditures. The Financial Report for October 2025 shows that as of October 2025, \$65.6 million (61.1%) of the rates have been received.

A summary of the financial position for October 2025 is detailed in the table below:

	Current Budget	YTD Budget (a)	YTD Actual (b)	Var. (b)-(a)	Var.% (b)-(a)/(a)
	\$ 000s	\$ 000s	\$ 000s	\$ 000s	%
Opening Funding Surplus / (Deficit)	600	600	1,037	437	73%
Revenue					
Revenue from operating activities	154,829	133,107	134,856	1,749	1%
Capital revenue, grants and Contribution	25,594	8,531	693	(7,838)	-92%
	180,422	141,638	135,549	(6,089)	
Expenditure					
Operating Expenditure	(175,054)	(54,816)	(48,510)	6,306	-12%
Capital Expenditure	(52,345)	(16,159)	(7,773)	8,386	-52%
	(227,399)	(70,975)	(56,283)	14,692	
Non-cash amounts excluded from operating activities	35,718	11,906	10,865	(1,041)	-9%
Non-cash amounts excluded from investing activities	(1,899)	(1,899)	2,521	4,421	-233%
Other Capital Movements	11,854	(2,273)	(2,264)	10	0%
Closing Funding Surplus / (Deficit)	(705)	78,996	91,425	12,429	16%

The following table highlights the status of the City's key capital projects for the 2025/2026 financial year:

Project	2025/26 Actuals Incl. CMT \$`000s	2025/26 Annual Budget \$`000s	On Time / On Budget	Asset Classification	Comment
Mandurah Performing Arts Centre – HVAC Renewal	105	4,732	The project schedule is being reviewed taking into account the operational requirements of the ManPAC. The proposed construction program will be prepared as part of the detailed design phase, expected to be completed by February 2026. The project is expected to be delivered within budget.	<i>Buildings</i>	Detailed design is progressing and expected to be completed by February 2026. The final timetable for the construction works is being developed as part of the detailed design phase.
Coodanup Foreshore	906	1,337	Stages 1 and 2 are complete. Stage 3 is expected to be completed within budget. Stage 4 is expected to be delivered this financial year within budget.	<i>Parks</i>	Stages 1 and 2 were completed in December 2023. Stage 3 - Landscape construction was completed in October 2025. Stage 4 - Currently in design, with final amendments being made as part of the last stage of community consultation. Construction works are now expected to commence, shortly after the conclusion of the community consultation process, in early 2026.

Falcon Coastal Shared Path	99	712	<p>Funding received via the Australian Government Active Transport Fund.</p> <p>The project is expected to be completed by 2028 within budget.</p>	Roads	<p>Detailed design is expected to be completed by November 2025, following the completion of a design review.</p> <p>The final phase of community consultation will be undertaken in late 2025.</p> <p>Stage 1 works are expected to commence in July 2026.</p>
Pinjarra - Anstruther Road Intersection Upgrade	140	600	<p>The project is expected to be delivered this financial year within budget.</p>	Roads	<p>Traffic signal improvements have been approved by Main Roads WA.</p> <p>Construction works are expected to commence in early November 2025.</p>
Yalgorup National Park	119	1,125	<p>The Yalgorup National Park project is a 10-year economic and tourism initiative.</p> <p>The Quail Road extension construction will commence following the City receiving Department of Biodiversity, Conservation and Attractions ("DBCA") approval.</p>	Roads	<p>Quail Road design is being finalised following DBCA and adjacent landowner consultation.</p> <p>Environmental approvals have been submitted to the Australian Government.</p>

2025/26 Budget Variations

Waltham Street Design and Development

A budget variation of \$149,899 is required to progress the lighting installation project. The City lodged an application for this work in August last year and has been awaiting design finalisation for fourteen months. Western Power, as the sole supplier, is responsible for designing and constructing its own asset, which involves a standard lead time of 18 months. Despite multiple follow-ups, the City only received the final design and installation quotation at the end of October 2025. To enable the project to proceed and be completed, the budget allocated last year will need to be carried forward into this financial year. The expense was expected in 2024/25 but only will be finished in 2025/26.

It is recommended that the remaining operating expenditure of \$149,899 be carried forward into the 2025/2026 financial year through the restricted cash reserve.

As a result of this budget amendment, the City will process the carryover in the 2025 Annual Financial Statements, reducing the end of year surplus by \$149,899 from the version submitted to the Office of the Auditor General on 30 September 2025. City officers have had discussion with the audit team and this change will not result in any complications with the audit process.

International Day for People with Disability

The City has secured a \$1,000 operating grant from the Development Disability Council WA to support inclusive community events held on the International Day for People with Disability (December 2025).

It is recommended that new operating revenue and expenditure budgets of \$1,000 be approved for the International Day for People with Disability to enable full utilisation of this grant funding in 2025/26.

Lakelands Dugouts

It is proposed that a budget variation of \$82,000 be approved for the delivery and installation of semi-permanent dugouts and anchor points for portable dugouts at Lakelands Park. This initiative is fully funded through a State Election Commitment administered by Department of Cultural Industry, Tourism and Sport, with a total allocation of \$82,000.

The project is designed to enhance operational efficiency for volunteers, improve safety, and ensure alignment with the needs of both football clubs, while maintaining the multi-sport functionality of the Lakeland reserve. The semi-permanent dugouts are able to be moved to other sporting reserves when they are not needed during the football season.

To enable full utilisation of this funding in 2025/26, it is recommended that new capital revenue and expenditure budgets of \$82,000 be established for the Lakelands Dugouts project.

Mandurah Aquatic and Recreation Centre ("MARC") Outdoor Shade Structures New

A budget variation of \$20,000 is required for the delivery and installation of the New Outdoor Shade structures for the MARC outdoor 50 metre pool area due to quotes received exceeding original estimated costs increasing the budget from \$75,516 to \$93,516. The delay in actioning the MARC Cafe/Squash thoroughfare project due to the requirement of a Master Plan being finalised prior to any major works commencing. It is recommended that these funds be utilised on the Outdoor Shade Structures project.

It is recommended that the funds allocated to the MARC Café/Squash project of \$20,000 be transferred to the MARC Outdoor Shade Structures Project.

Waste Management Centre - Safety Improvement Projects

This project relates to the delivery of safety improvements at the Waste Management Centre to meet ongoing safety of staff and the public. Additional funds are required to enable delivery of the listed projects, as quotes received have exceeded original estimates.

It is recommended that the capital expenditure budget for this project be increased by \$20,000 to enable the full scope of works be completed in 2025/26. It is proposed that this increase be funded from the Waste Facilities Reserve.

Canopus Restoration Project

The Canopus Restoration project was budgeted in the 2024/2025 financial year with \$40,000 being carried forward into the 2025/2026 financial year. The City has secured additional grant funding through the State election commitment of \$50,000 to support its continuation. This funding will complement the previously allocated budget and the carried-forward funds, ensuring that the restoration work can proceed without delay.

It is recommended that the operating expenditure and operating revenue budgets for this project be increased by \$50,000 to enable the full scope of works to be completed in 2025/26. This increase is proposed to be funded through the State Government grant.

In-water floating pontoon

For an extended period, the City has received ongoing complaints from residents and businesses regarding antisocial behaviour associated with individuals jumping from the elevated boardwalk located at Reserve 51104 and 2 The Palladio, Mandurah Ocean Marina.

The following risks have been identified:

- Injury to jumpers due to shallow water conditions;
- Potential harm to other swimmers from individuals jumping from above;
- Slipping hazards and surface damage to the boardwalk caused by sand accumulation; and
- Aggressive and unsafe interactions between jumpers and patrons of nearby businesses.

As previously briefed to Council, the City has been progressing the installation of an in-water floating pontoon. This initiative is designed to provide a safe point of interest for swimmers while discouraging jumping from the elevated boardwalk. Engineering design, signage, and the Certificate of Design Compliance have been completed. The City is currently awaiting the issue of a Building Permit and Jetty Licence.

To facilitate the capital purchase and installation of the pontoon, the City will need to allocate \$55,850.

It is recommended that the new capital expenditure for this project be \$58,850 to enable the purchase of the in-water floating pontoon. This increase is proposed to be funded through the reduction in operating expenses of the CEO Corporate project.

Statutory Environment

Local Government Act 1995 Section 6.4 Financial Report

Local Government (Financial Management) Regulations 1996 Part 4 Financial Reports

Policy Implications

Nil

Financial Implications

Any material variances that have an impact on the outcome of the budgeted surplus position are explained in the Monthly Financial Report, as detailed in Attachment 1.

Economic Implications

Nil

Environmental Implications

Nil

Risk Implications

The Financial Report and its attachments are utilised as a key indicator to monitor against the strategic risks.

Strategic Implications

The following strategies from the City of Mandurah Strategic Community Plan 2024-2044 is relevant to this report:

Leadership

- Responsible, transparent, value for money delivery of well planned, sustainable, projects, programs and services.

Conclusion

The City strives to manage its finances adequately and maintain expenditure within budget to ensure services that have been approved through the budget process are fully funded.

It is recommended that Council receive the Monthly Financial Report and the Schedule of Accounts.

Officer Recommendation

That Council:

1. Receives the Financial Report for October 2025 as detailed in Attachment 1 of the report.
2. Receives the Schedule of Accounts for the following amounts as detailed in Attachment 2 of the report:

Total Municipal Fund	\$	13,354,130.61
Total Trust Fund	\$	<u>0.00</u>
	\$	<u>13,354,130.61</u>

3. Approves the following budget variations for 2025/26 annual budget:
 - 3.1 Waltham Street Design and Development:
2024/25 Budget adjustments – Operating Carryover
 - Decrease in Materials and Contracts of \$149,899*
 - Increase of transfer to Restricted Cash Reserve \$149,899*2025/26 Budget adjustments – Operating Carryover
 - Increase in Materials and Contracts of \$149,899*
 - Increase of transfer from Restricted Cash Reserve \$149,899*
 - 3.2 New operating expenditure of \$1,000* for the International Day for People with Disability
 - To be funded from a grant of \$1,000* from Development Disability Council WA
 - 3.3 New capital expenditure of \$82,000* for the Lakelands Dugouts
 - To be funded from the State Election Commitment administered by Department of Cultural Industry Tourism and Sport of \$82,000*

- 3.4 Transfer of capital expenditure of \$20,000* for the MARC Outdoor Shade Structures New**
 - To be funded from capital expenditure from project MARC Café/Squash Thoroughfare of \$20,000*

- 3.5 New capital expenditure of \$20,000* for the WMC - Safety Improvement Projects**
 - To be funded from the Waste Facilities Reserve \$20,000*

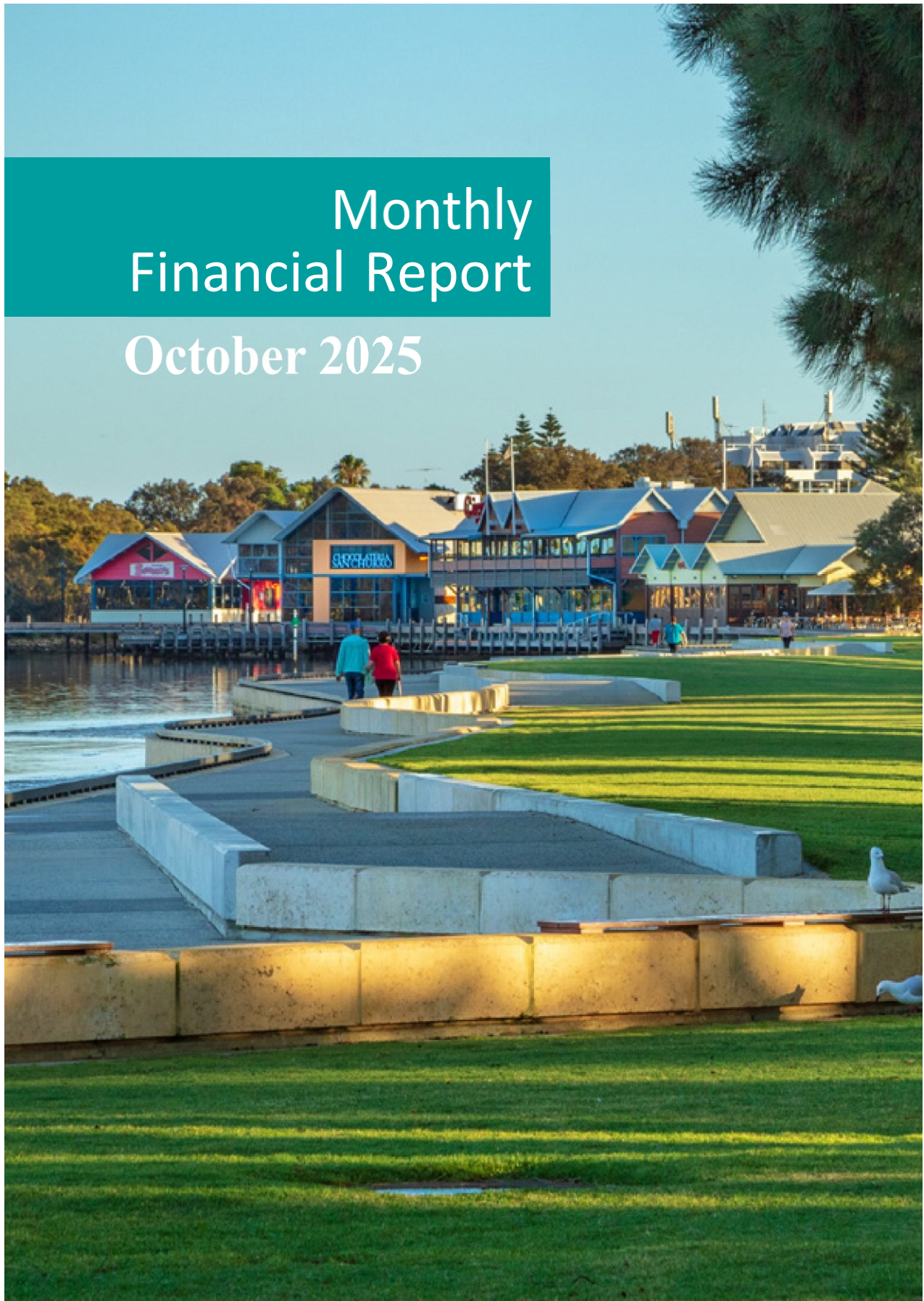
- 3.6 New Operating expenditure of \$50,000* for the Canopus Restoration Project**
 - To be funded from the increase in operating revenue \$50,000*

- 3.7 New Capital expenditure of \$55,850* for the In-water Floating Pontoon**
 - To be funded from the decrease in operating expenses \$55,850*

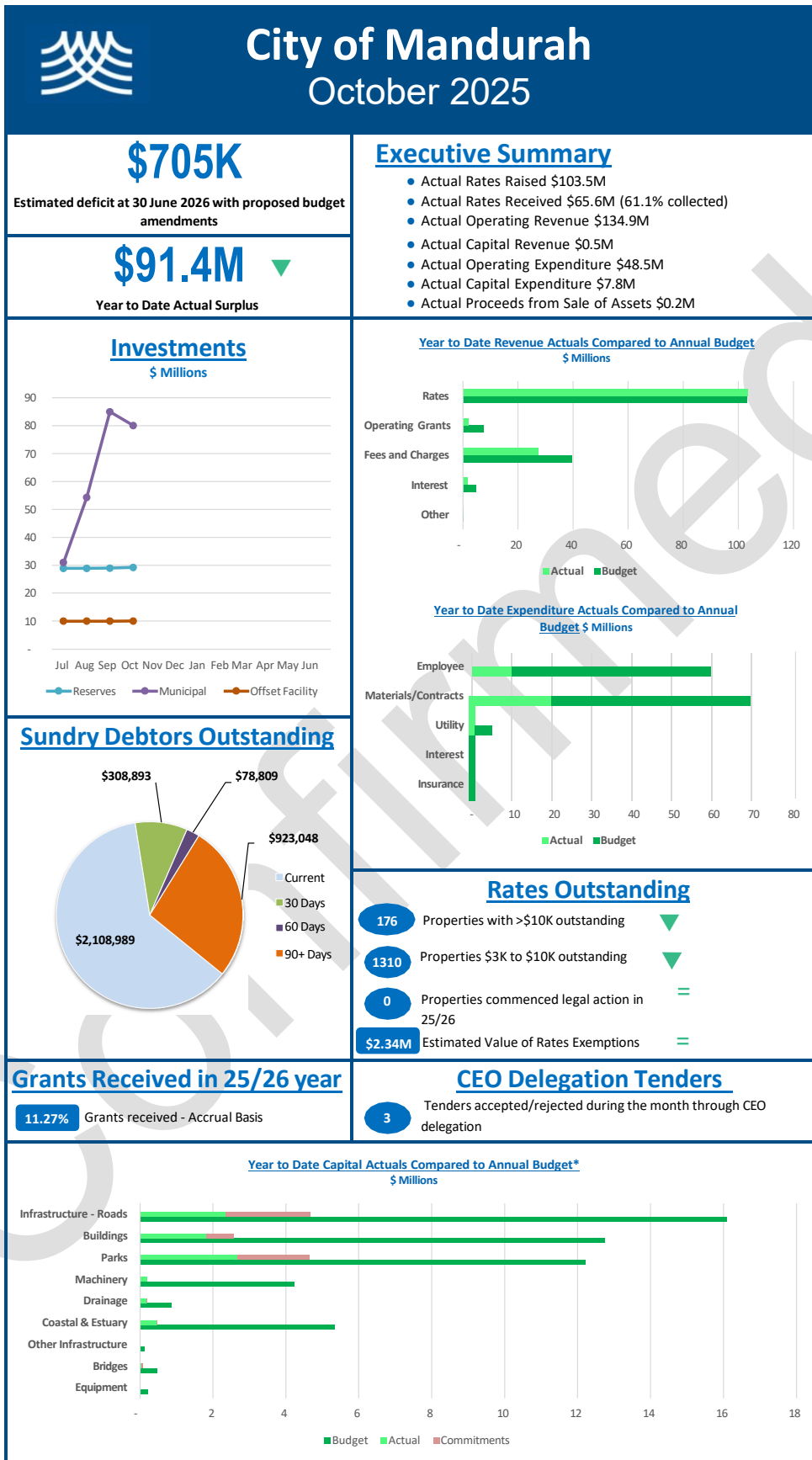
***ABSOLUTE MAJORITY**

Attachments

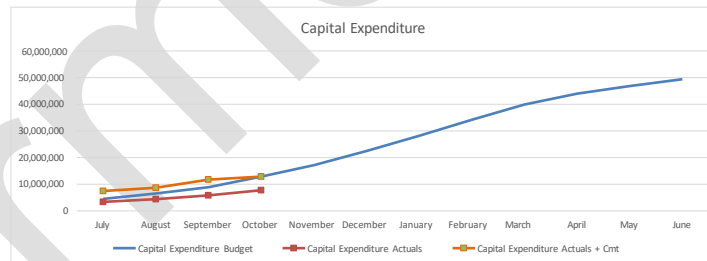
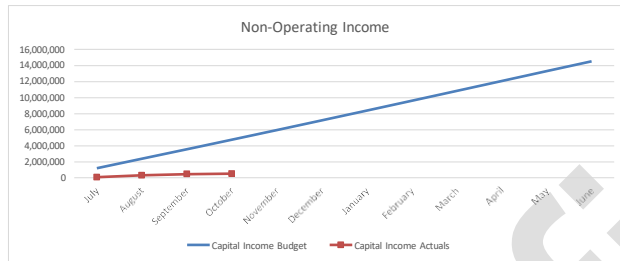
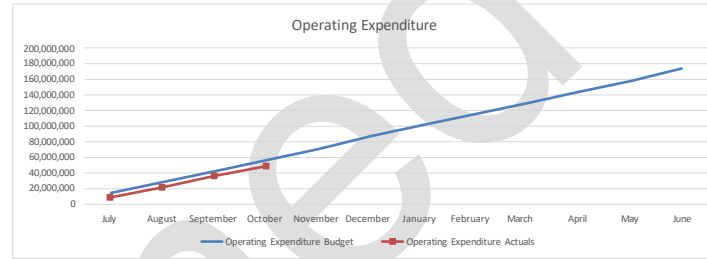
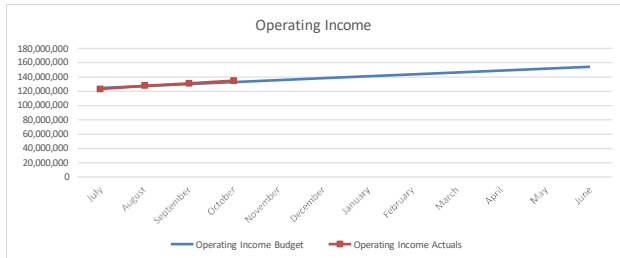
1. October 2025 Financial Report Attachment 1 - Monthly Financial Report - v 4 [19.5.1 - 24 pages]
2. October 2025 Financial Report Attachment 2 - Schedule of Accounts (electronic only) [19.5.2 - 37 pages]



Monthly Financial Report October 2025



*Commitments are raised based on contract amounts. Contracts may span multiple financial years causing commitments to display over the total budget for the year.



CITY OF MANDURAH
MONTHLY FINANCIAL REPORT
For the Period Ended 31 October 2025

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**STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2025**

BY NATURE OR TYPE

	Ref Note	Annual Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)	Var. % (b)-(a)/(a)	Var.
		\$	\$	\$	\$	%	
Opening Funding Surplus / (Deficit)		600,000	600,000	1,036,902	436,902	72.82%	
Revenue from operating activities							
Rates		102,985,169	102,985,169	103,471,631	486,462	0.47%	
Operating grants, subsidies and contributions		7,540,647	2,622,007	2,068,736	(553,271)	(21.10)%	▼
Fees and charges		39,527,624	25,907,698	27,417,863	1,510,165	5.83%	
Interest earnings		4,685,824	1,561,941	1,725,827	163,886	10.49%	
Other revenue		89,326	29,775	109,092	79,317	266.39%	▲
Profit on disposal of assets		-	-	62,502	62,502	100.00%	▲
		154,828,590	133,106,589	134,855,651	1,749,062	1.31%	
Expenditure from operating activities							
Employee costs		(62,064,818)	(17,047,544)	(16,699,401)	348,143	2.04%	
Materials and contracts		(69,549,545)	(23,288,582)	(17,798,368)	5,490,214	23.57%	▲
Utility charges		(5,030,247)	(1,676,750)	(1,283,397)	393,353	23.46%	▲
Depreciation on non-current assets		(35,612,864)	(11,870,955)	(11,798,289)	72,666	0.61%	
Interest expenses		(1,181,148)	(393,716)	(411,180)	(17,464)	(4.44)%	
Insurance expenses		(1,615,556)	(538,519)	(456,013)	82,506	15.32%	▲
Other expenditure		-	-	(53,135)	(53,135)	100.00%	▼
Loss on disposal of assets	1(a) & 4	-	-	(10,366)	(10,366)	100.00%	▼
		(175,054,178)	(54,816,066)	(48,510,149)	6,305,917	11.50%	
Non-cash amounts excluded from operating activities	1(a)	35,718,031	11,906,010	10,864,772	(1,041,238)	(8.75)%	
Amount attributable to operating activities		15,492,443	90,196,534	97,210,274	7,013,741	(7.78)%	
Investing activities							
Non-operating grants, subsidies and contributions		15,272,774	5,090,925	502,043	(4,588,881)	(90.14)%	▼
Proceeds from disposal of assets	4	10,320,740	3,440,247	191,096	(3,249,151)	(94.45)%	▼
Payments for property, plant and equipment	6	(52,345,192)	(16,158,695)	(7,772,646)	8,386,048	51.90%	▲
Amount attributable to investing activities		(26,751,678)	(7,627,523)	(7,079,507)	548,016	7.18%	
Non-cash amounts excluded from investing activities	1(b)	(1,899,349)	(1,899,349)	2,521,235	4,420,584	(232.74)%	
Amount attributable to investing activities		(28,651,027)	(9,526,872)	(4,558,272)	4,968,600	52.15%	
Financing Activities							
Proceeds from new debentures	7	7,150,000	-	-	0	0.00%	
Unspent Loans Utilised		264,973	-	-	0	0.00%	
Repayment of debentures	7	(4,946,758)	(1,648,919)	(1,714,954)	(66,035)	(4.00)%	
Payment of lease liability		(374,738)	(124,913)	(57,866)	67,046	53.67%	▲
Principal elements of interest earning liability		(998,925)	(499,462)	(490,859)	8,603	1.72%	
Transfer from reserves	8	21,516,391	-	-	0	0.00%	
Transfer to reserves	8	(10,757,151)	-	-	0	0.00%	
Amount attributable to financing activities		11,853,792	(2,273,294)	(2,263,679)	9,615	0.42%	
Closing Funding Surplus / (Deficit)	1(d)	(704,792)	78,996,367	91,425,225	12,428,858	15.73%	

KEY INFORMATION

▲ ▼ Indicates a variance between Year to Date (YTD) Actual and YTD Budget data as per the adopted materiality threshold.
Refer to Note 13 for an explanation of the reasons for the variance.
This statement is to be read in conjunction with the accompanying Financial Statements and Notes.

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2025

NOTE 1
STATEMENT OF FINANCIAL ACTIVITY INFORMATION

(a) Non-cash items excluded from operating activities

The following non-cash revenue and expenditure has been excluded from operating activities within the Statement of Financial Activity in accordance with Local Government (Financial Management) Regulation 1996.

Notes	Annual Budget	YTD Budget (a)	YTD Actual (b)
Non-cash items excluded from operating activities			
	\$	\$	\$
Adjustments to operating activities			
Less: Profit on asset disposals	4	-	(62,502)
Less: Non-cash movement in assets		0	(1,639,416)
Movement in liabilities associated with restricted cash		105,167	227,285
Movement in pensioner deferred rates (non-current)		-	(20)
Movement in employee benefit provisions (non-current)		-	4,909
Movement in interest earning liabilities (non-current)		-	490,859
Movement in Liabilities		-	35,002
Add: Loss on asset disposals	4	-	10,366
Add: Depreciation on assets		35,612,864	11,798,289
Total non-cash items excluded from operating activities		35,718,031	11,906,010
			10,864,772

(b) Non-cash items excluded from investing activities

The following non-cash revenue and expenditure has been excluded from investing activities within the Statement of Financial Activity in accordance with Financial Management Regulation 32.

Adjustments to investing activities

Movement in non current liabilities for transfers to acquire or construct non-financial assets to be controlled by the entity
Movement in current liabilities for transfers to acquire or construct non-financial assets to be controlled by the entity associated with restricted cash

	(1,899,349)	(633,116)	2,521,235
Total non-cash amounts excluded from investing activities	(1,899,349)	(633,116)	2,521,235

(c) Adjustments to net current assets in the Statement of Financial Activity

The following current assets and liabilities have been excluded from the net current assets used in the Statement of Financial Activity in accordance with regulation 32 of the Local Government (Financial Management) Regulations 1996 to agree to the surplus/(deficit) after imposition of general rates.

	Actual Closing 30 Jun 2025	Budget Closing 30 Jun 2026	Year to Date 31 Oct 2025
Adjustments to net current assets			
Less: Reserves - restricted cash	(65,528,256)	(64,801,525)	(65,528,256)
Less: - Financial assets at amortised cost - self supporting loans	(47,106)	-	(23,770)
Less: Unspent loans	(625,629)	-	(625,629)
Less: Inventory - Land Held for Resale	(445,000)	(445,000)	-
Less: Clearing accounts	-	-	(21,171)
Add: Borrowings	7	5,510,331	3,795,378
Add: Other liabilities		2,865,674	5,288,728
Add: Lease liability		173,812	163,787
Add: Provisions - employee		4,504,794	4,406,892
Add: Loan Facility offset		-	10,056,577
Total adjustments to net current assets	(53,591,380)	(60,007,952)	(42,487,465)

(d) Net current assets used in the Statement of Financial Activity

Current assets				
Cash and cash equivalents	2	61,810,976	81,351,019	107,770,899
Rates receivables	3	4,227,017	3,055,524	44,280,018
Receivables	3	3,072,634	2,607,617	8,274,883
Other current assets		24,648,414	2,273,976	2,953,986
Less: Current liabilities				
Payables		(20,692,290)	(14,511,115)	(10,560,892)
Borrowings	7	(5,510,331)	(3,408,759)	(3,795,378)
Interest earning liabilities		(998,927)	-	(508,068)
Unspent non-operating grant, subsidies and contributions liability		(1,866,747)	(2,461,785)	(4,588,807)
Lease liabilities		(173,812)	(1,023,531)	(163,787)
Provisions		(9,888,652)	(8,579,786)	(9,750,164)
Less: Total adjustments to net current assets	1(c)	(53,591,380)	(60,007,952)	(42,487,465)
Closing Funding Surplus / (Deficit)		1,036,902	(704,792)	91,425,225

CURRENT AND NON-CURRENT CLASSIFICATION

In the determination of whether an asset or liability is current or non-current, consideration is given to the time when each asset or liability is expected to be settled. Unless otherwise stated assets or liabilities are classified as current if expected to be settled within the next 12 months, being the Council's operational cycle.

Ordinary Council Meeting Agenda - 25 November 2025

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2025

OPERATING ACTIVITIES
NOTE 2
CASH AND INVESTMENTS

	Total Amount	Interest rate	Total Interest Earnings at Maturity Date	Institution	S&P rating	Deposit Date	Maturity Date	Term days
Cash on hand								
Municipal Bank Account (inc. Bonds Investments & Notice Savers)	14,058,970	Variable		Westpac	AA	NA	NA	
	14,058,970							
Municipal Investments								
WBC TD 102	3,233,122	4.50%	116,798	Westpac	AA	21/05/2025	21/03/2026	304
WBC TD 110	3,224,370	4.27%	111,085	Westpac	AA	2/07/2025	2/05/2026	304
WBC TD 112	3,180,190	4.19%	33,235	Westpac	AA	10/10/2025	10/01/2026	92
NAB TD 114	3,186,294	4.15%	42,888	NAB	AA	7/10/2025	4/02/2026	120
NAB TD 115	3,142,160	4.35%	66,708	NAB	AA	20/05/2025	18/11/2025	182
NAB TD 118	1,467,439	4.05%	19,282	NAB	AA	28/10/2025	25/02/2026	120
NAB TD 119	3,032,061	4.24%	32,061	Westpac	AA	20/08/2025	20/11/2025	92
NAB TD 120	3,032,061	4.24%	32,061	Westpac	AA	20/08/2025	20/11/2025	92
NAB TD 121	3,032,061	4.24%	32,061	Westpac	AA	20/08/2025	20/11/2025	92
WBC TD 122	3,031,115	4.16%	31,115	Westpac	AA	2/09/2025	2/12/2025	91
WBC TD 123	3,031,115	4.16%	31,115	Westpac	AA	2/09/2025	2/12/2025	91
WBC TD 124	3,031,115	4.16%	31,115	Westpac	AA	2/09/2025	2/12/2025	91
NAB TD 125	3,030,699	4.15%	30,699	NAB	AA	9/09/2025	8/12/2025	91
NAB TD 126	3,030,699	4.15%	30,699	NAB	AA	9/09/2025	8/12/2025	91
NAB TD 127	3,030,699	4.15%	30,699	NAB	AA	9/09/2025	8/12/2025	91
WBC TD 128	3,041,814	4.17%	41,814	Westpac	AA	24/09/2025	24/01/2026	122
WBC TD 129	3,041,814	4.17%	41,814	Westpac	AA	24/09/2025	24/01/2026	122
WBC TD 130	3,041,814	4.17%	41,814	Westpac	AA	24/09/2025	24/01/2026	122
NAB TD 131	3,041,425	4.20%	41,425	NAB	AA	25/09/2025	23/01/2026	120
NAB TD 132	3,041,425	4.20%	41,425	NAB	AA	25/09/2025	23/01/2026	120
NAB TD 133	3,040,932	4.15%	40,932	NAB	AA	2/10/2025	30/01/2026	120
NAB TD 134	3,040,932	4.15%	40,932	NAB	AA	2/10/2025	30/01/2026	120
	66,005,352							
Reserve Investments								
ANZ TD 10	32,652	3.00%	245	ANZ	AA	1/10/2025	1/01/2026	92
NAB TD 42 - 36-976-7906	3,546,361	4.15%	47,735	NAB	AA	13/10/2025	10/02/2026	120
Reserve 44 - 70-586-3025	3,531,945	4.10%	46,975	NAB	AA	21/10/2025	18/02/2026	120
Reserve 45 - 70-568-6989	3,526,875	4.10%	46,908	NAB	AA	21/10/2025	18/02/2026	120
CBA TD 47 - 833713404	4,677,274	4.12%	62,508	CBA	AA	14/10/2025	11/02/2026	120
CBA TD 48 - 833713404	6,992,937	4.12%	93,455	CBA	AA	14/10/2025	11/02/2026	120
Reserve TD WBC 2 - 032-108 267897	3,453,838	4.50%	124,772	Westpac	AA	18/05/2025	18/03/2026	304
Reserve TD WBC 3 - 032-108 267926	3,453,838	4.50%	124,772	Westpac	AA	18/05/2025	18/03/2026	304
	29,215,721							
Total Municipal and Reserve Funds	109,280,043		1,509,144.15					

		Interest Earned
Interest revenue		
Investment Interest Accrued	630,045	\$1,725,827
Investment Interest Matured	520,822	
Rates Interest	574,960	
	1,725,827	

Loan Offset Facility	Amount	Interest rate on loans	Interest Saved	YTD Interest Saved
Westpac	10,056,577	5.35%	14,577	57,239.08

KEY INFORMATION
Cash and cash equivalents include cash on hand, cash at bank, deposits available on demand with banks and other short term highly liquid investments: highly liquid investments with original maturities of twelve months or less that are readily convertible to known amounts of cash and which are subject to an insignificant risk of changes in value and bank overdrafts. Bank overdrafts are reported as short term borrowings in current liabilities in the statement of net current assets.

The local government classifies financial assets at amortised cost if both of the following criteria are met:
- the asset is held within a business model whose objective is to collect the contractual cashflows, and
- the contractual terms give rise to cash flows that are solely payments of principal and interest.

Total Municipal Cash	Unrestricted
\$119.34 M	\$47.53 M

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2025

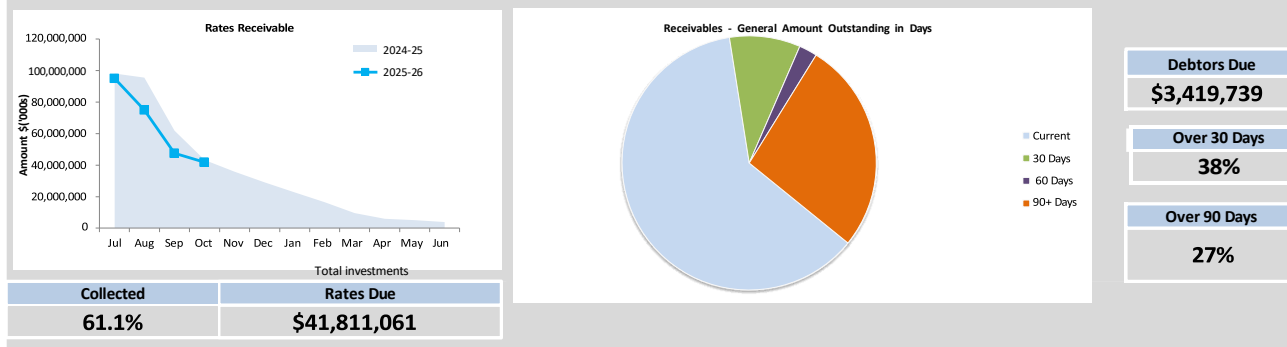
OPERATING ACTIVITIES
NOTE 3
RECEIVABLES

Rates Receivable	30-Jun-25	31/10/2024	31 Oct 25	Receivables - General	31-Oct-24	Current	30 Days	60 Days	90+ Days	31 Oct 25
	\$		\$		\$	\$	\$	\$	\$	\$
Opening Arrears Previous Years	3,721,461	3,721,461	3,963,715	Balance per Trial Balance						
Rates levied	98,363,858	97,159,205	103,471,631	Sundry receivable	1,706,482	1,414,480	194,315	52,922	495,221	2,156,938
Less - Collections to date	(98,121,604)	(57,680,313)	(65,624,285)	Recreation Centres	75,866	0	0	0	4,375	4,375
Equals Current Outstanding	3,963,715	43,200,353	41,811,061	Mandurah Ocean Marina	418,584	96,421	93,135	0	0	189,555
				GST receivable	760,637	559,023	0	0	0	559,023
				Allowance for impairment of receivables	(215,611)	0	0	0	(269,893)	(269,893)
				Infringements	1,152,702	39,066	21,443	25,887	693,346	779,742
Net Rates Collectable	3,963,715	43,200,353	41,811,061	Total Receivables General Outstanding	3,898,661	2,108,989	308,893	78,809	923,048	3,419,739
% Collected	96.1%	57.2%	61.1%	Percentage	114%	61.7%	9%	2.3%	27%	

	31 Oct 24	31 Oct 25	Other Receivables	31-Oct-24	Current	30 Days	60 Days	90+ Days	31 Oct 25
- No. of Legal Proceedings Commenced for the financial year	0	0		\$	\$	\$	\$	\$	\$
- No. of properties > \$10,000 outstanding	172	176	Balance per Trial Balance						
- No. of properties between \$3,000 and \$10,000 outstanding	1,139	1,310	Pensioners rates and ESL deferred	6,807,874	0	0	0	4,922,426	4,922,426
- Value of Rates Concession	49,247	51,256	Other Receivables	1,855,126	0	0	0	1,612,594	1,612,594
- Estimated Value of Rates Exemptions	2,243,551	2,335,088	Total Other Receivables Outstanding	8,663,000	0	0	0	6,535,020	6,535,020
			Percentage	0%	0%	0%	0%	100%	

KEY INFORMATION

Rates and other receivables include amounts due from ratepayers for unpaid rates and service charges and other amounts due from third parties for goods sold and services performed in the ordinary course of business. Receivables expected to be collected within 12 months of the end of the reporting period are classified as current assets. All other receivables are classified as non-current assets. Collectability of rates and other receivables is reviewed on an ongoing basis. Other receivables that are known to be uncollectible are written off when identified. An allowance for doubtful debts is raised when there is objective evidence that they will not be collectible.



**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2025**

CEO delegation – accepted/rejected tenders during the month
Awarded under Financial Authorisation \$250,000 and above

**NOTE 5
TENDERS/QUOTES AWARDED FOR THE MONTH**

Tender code	Tender Description	Company Awarded to	Contract Term	Contract Amount
T13-2025	Mandurah Hockey Stadium Turf Upgrade	Polytan Asia Pacific Pty Ltd	Upon Supply of Requirements with a Date for Practical Completion by 31 March 2026	\$707,012.25
T12-2025	Mandurah Quay Seawall Repair	D.B. Cunningham Pty Ltd T/A Advantearing – Civil Engineers	Upon Supply of Requirements with a period of Practical Completion of Four months	\$1,581,246.14
T03-2025	Mandurah Aquatic and recreation Centre Fitness Equipment	Fleet Commercial Gymnasiums Pty Ltd	Cardio equipment, a period of three years with two options to extend and the Principal's discretion for an additional one years to a total possible term of five years. Strength and pulley equipment, a period of five years with two options to extend and the Principal's discretion for an additional one years to a total possible term of seven years	\$812,150.14

Confirmed

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2025**

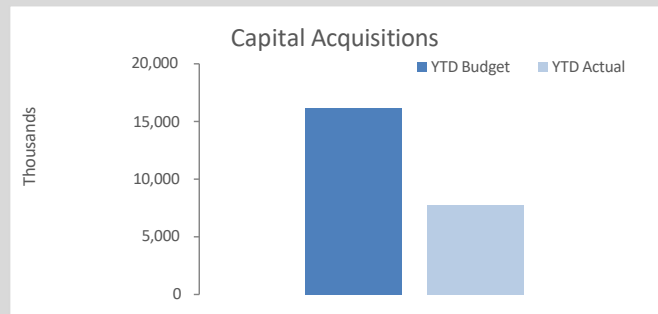
**INVESTING ACTIVITIES
NOTE 6
CAPITAL ACQUISITIONS**

Capital Acquisitions	Adopted Budget	Annual Budget	YTD Budget	YTD Actual	YTD Actual Variance
	\$		\$	\$	\$
Buildings	8,378,595	12,741,123	5,207,810	1,826,241	(3,381,570)
Equipment	200,000	210,612	70,204	6,040	(64,164)
Machinery	2,891,120	4,227,728	1,409,243	197,712	(1,211,531)
Infrastructure - Roads	13,832,059	16,108,589	4,195,911	2,366,376	(1,829,536)
Bridges	444,678	491,517	143,624	44,678	(98,946)
Parks	8,969,470	12,220,323	3,754,658	2,674,777	(1,079,881)
Drainage	586,146	871,176	206,156	182,532	(23,624)
Coastal & Estuary	5,015,819	5,349,472	1,129,537	461,799	(667,738)
Other Infrastructure	150,000	124,652	41,551	-	(41,551)
Capital Expenditure Totals	40,467,886	52,345,192	16,158,695	7,760,155	(8,398,540)
Capital Acquisitions Funded By:					
	\$		\$	\$	\$
City of Mandurah Contribution	14,465,162	14,519,804	9,861,937	7,067,016	(2,794,922)
Capital grants and contributions	12,052,916	15,272,775	5,095,033	502,043	(4,592,990)
Borrowings	7,510,655	7,775,629	-	-	-
Other (Disposals & C/Fwd)	989,153	1,366,649	1,201,724	191,096	(1,010,628)
Cash Backed Reserves					
Asset Management Reserve	5,300,000	11,129,981	-	-	-
Sustainability Reserve	57,500	57,500	-	-	-
Sanitation Reserve	92,500	1,089,589	-	-	-
Major Public Artworks	-	125,000	-	-	-
Specified Area Rates - Mandurah Quay Canals	-	49,152	-	-	-
Plant Reserve	-	959,112	-	-	-
Capital Funding Total	40,467,886	52,345,192	16,158,695	7,760,155	(8,398,540)

SIGNIFICANT ACCOUNTING POLICIES

All assets are initially recognised at cost. Cost is determined as the fair value of the assets given as consideration plus costs incidental to the acquisition. For assets acquired at no cost or for nominal consideration, cost is determined as fair value at the date of acquisition. The cost of non-current assets constructed by the local government includes the cost of all materials used in the construction, direct labour on the project and an appropriate proportion of variable and fixed overhead. Certain asset classes may be revalued on a regular basis such that the carrying values are not materially different from fair value. Assets carried at fair value are to be revalued with sufficient regularity to ensure the carrying amount does not differ materially from that determined using fair value at reporting date.

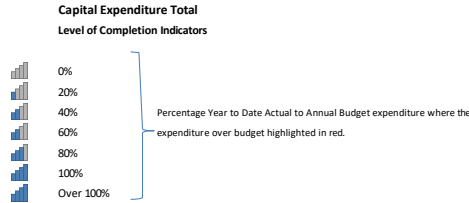
KEY INFORMATION



Acquisitions	Annual Budget	YTD Actual	% Spent
	\$52.35 M	\$7.76 M	15%
Capital Grant	Annual Budget	YTD Actual	% Received
	\$15.27 M	\$0.5 M	3%

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2025

INVESTING ACTIVITIES
NOTE 6
CAPITAL ACQUISITIONS (CONTINUED)



Level of completion indicator, please see table at the end of this note for further detail.

Account Description	Adopted Budget	Annual Budget	YTD Budget	YTD Actual	Remaining Unspent Funds	Comment
Land						
Buildings						
750736 Operations Centre Redevelopment	500,000	700,000	280,856	71,283	628,717	Consultant work underway
750756 MPAC HVAC Renewal (Design)	4,705,157	4,734,564	1,648,293	105,157	4,629,408	Refer to Financial Report, Key Capital Projects table.
750776 Minor City Maintenance Capital Renewals	100,000	100,000	33,333	41,283	58,717	Ongoing work
750790 New - MARC Sports Court Upgrade	326,373	326,373	27,998	27,998	298,375	Design Only
750789 New - Falcon Men's Shed	692,957	692,957	53,707	46,207	646,750	Consultant work underway
750827 NEW - Peelwood Reserve Oval Storage	202,232	202,232	14,931	2,232	200,000	Design Only
750788 BLD - Community Shed (Dower St)	245,678	245,678	245,678	96,434	149,244	Design Only
750799 BLD - Meadow Springs Sport Fac Ext Paint	163,244	163,244	13,244	13,244	150,000	Construction to commence Q3
750813 BLD - Southern Estuary Hall Demolition	123,244	123,244	13,244	13,244	110,000	Construction to commence Q4
750805 BLD - MARC Indoor Door & Reception Imp	113,244	113,244	113,244	15,663	97,582	Construction to commence Q2
750800 BLD - MARC Squash Court Glass Walls	103,244	103,244	24,494	13,244	90,000	Construction to commence Q3
750806 BLD - Mandurah Bowl Club Floorcovering	104,984	104,984	104,984	24,984	80,000	Procurement underway
750820 BLD - Renew - Falcon Bay Ablution Roof	83,244	83,244	13,244	13,244	70,000	Consultant work underway
750804 BLD - South Mand Football Cl Sewer Conv	83,244	83,244	13,244	13,244	70,000	Construction to commence Q3
750784 BLD - CASM workshop upgrade	60,386	60,386	10,386	10,386	50,000	Design Only
750824 BLD - 25-26 - Site Main Switchboard	75,007	75,007	41,674	34,144	40,863	Ongoing Program
750825 NEW - Town Beach SLS Storage	35,437	35,437	5,437	5,437	30,000	Design Only
750819 BLD - South Mand Tennis Club Roof Repl	64,984	64,984	39,984	24,984	40,000	Design Only
750786 BLD - Antenna Mast Removal	50,244	50,244	4,415	13,244	37,000	Construction to commence Q4
750798 BLD - Port Bouvard SLC HVAC	50,020	50,020	31,020	15,020	35,000	Design Only
750809 BLD - Mandurah Family & CC Roof Cover	59,984	59,984	32,984	24,984	35,000	Design Only
750796 BLD - South Dist BF Ops Demolition	48,244	48,244	13,244	13,244	35,000	Construction to commence Q4
750787 Basketball half court noise mitigation	35,354	35,354	10,354	354	35,000	Construction to commence Q3
750785 New - HHRC Basketball Backboard Winches	39,748	39,748	16,415	4,748	35,000	Construction to commence Q3
750823 NEW - Falcon Pavilion New Bin Storage	35,917	35,917	917	917	35,000	Construction to commence Q3
750801 BLD - Sth Mand FC Stormwater	54,984	54,984	24,984	24,984	30,000	Construction to commence Q3
750810 BLD - Coodanup Comm Centre Roof Repairs	54,984	54,984	39,984	25,976	29,008	Construction to commence Q2
750802 BLD - MARC Indoor Pirate Playground	49,984	49,984	49,984	24,984	25,000	Design Only
750816 BLD - Madora Bay South Ablution	38,244	38,244	13,244	13,244	25,000	Consultant work underway
750807 BLD - Mandurah Museum Roof Replacement	44,984	44,984	44,984	24,984	20,000	Design Only
750792 BLD - MARC Café/Squash Thoroughfare	33,244	33,244	13,244	13,244	20,000	Project cancelled. Budget Variation requested in October Financial Report to be transfer budget to MARC Outdoor Shade Structures New project.
750695 Waste Management Centre Upgrade Fire Fighting Infrastructure	0	647,872	215,957	530	647,342	Construction to commence Q2
750660 Waste Management Centre Tipping Shed	0	262,741	262,741	199,022	63,719	Construction complete. Finances to be finalised
750783 WMC - safety improvement projects	0	86,476	57,651	21,218	65,258	Construction to commence Q3
750770 MPAC Entry Door Renewal	0	25,000	8,333	0	25,000	Consultant work underway
750769 MPAC Access and Operational Safety Upgrd	0	240,000	80,000	0	240,000	Construction to commence Q2
750771 MPAC Fire Detection and Protec Sys Upgrd	0	317,453	105,818	45,150	272,303	Construction to commence Q3

Ordinary Council Meeting Agenda - 25 November 2025

Level of completion indicator, please see table at the end of this note for further detail.

Account Description		Adopted Budget	Annual Budget	YTD Budget	YTD Actual	Remaining Unspent Funds	Comment
750741	Avalon Foreshore Ablution Renewal	0	298,370	198,914	206,256	92,115	Construction 90% complete
750732	Dawesville Community Centre	0	1,677,262	1,118,175	394,049	1,283,213	Landscape design 80% complete
750763	Asbestos Removal Program	0	30,000	10,000	0	30,000	Construction to commence Q2
750773	Rushton Park Kiosk Lower Level Tiling Repairs	0	62,800	41,867	0	62,800	Construction to commence Q3
750828	BLD - Admin Building FIP Replacement	0	25,851	8,617	0	25,851	Construction to commence Q2
750687	LED Buildings Plan	0	24,945	5,756	12,609	12,336	Ongoing Program
750689	Works & Services Building Refurb	0	151,258	34,906	14,005	137,253	Construction 90% complete
750761	Administration Centre Facade Renewal	0	156,005	36,001	135,037	20,969	Construction 90% complete
750681	MARC Roof Repairs	0	19,525	4,506	0	19,525	Construction complete. Finances to be finalised
750733	Cinema HVAC Replacement	0	57,562	13,284	18,556	39,006	Construction complete. Finances to be finalised
750753	Site Main Switchboard Program	0	50,000	11,538	7,470	42,530	Ongoing Program
Bridges							
880017	BRG Fathom Turn Footbridge Maintenance	283,849	283,849	117,182	33,849	250,000	Design Only
880018	BRG - 2025-26 Level Three Inspections	160,829	160,829	10,829	10,829	150,000	Ongoing project
880012	Lakelands Madora Bay Pedestrian Bridge	0	46,839	15,613	0	46,839	Design 80% complete
Parks							
700619	Dawesville SE Foreshore	866,168	972,217	368,184	393,757	578,459	Construction 50% complete
700627	Roy Tuckey Reserve BMX Pump Track Renewal	227,483	227,483	68,277	57,483	170,000	Construction to commence Q3
700629	Eastern Foreshore Boardwalk Renewal	361,978	404,592	209,516	113,895	290,697	Design Only
700575	Coodanup Foreshore Park Upgrade	717,890	1,336,910	490,897	570,235	766,675	Refer to Financial Report, Key Capital Projects table.
700635	Norwich Reserve Upgrade	533,514	533,514	122,264	173,981	359,533	Construction 30% complete
700639	Peel Hockey Association Surface Renewal	877,642	877,642	17,642	7,642	870,000	Construction 30% complete
700516	Yalgorup National Park	914,533	1,124,756	417,941	72,221	1,052,535	Refer to Financial Report, Key Capital Projects table.
700683	New - Regional Multi-use Facility	468,670	468,670	80,242	53,908	414,762	Design Only
700659	PRK 25-26 Boardwalk and Beach Access Rnwl	734,210	734,210	86,915	43,030	691,180	Construction to commence Q2
700662	PRK 25-26 Merlin Res Sport Light Renewal	401,656	401,656	41,656	1,656	400,000	Construction to commence Q3
700658	PRK Mississippi Res Playground Upgrade	459,877	459,877	85,274	59,877	400,000	Design 90% complete
700656	PRK 25-26 Playground Renewal	338,682	338,682	150,348	97,542	241,140	Construction 20% complete
700680	PRK 25-26 Fencing Renewal	256,708	256,708	56,725	71,462	185,246	Construction 75% complete.
700666	PRK 25-26 Parks Furniture Renewal	164,728	164,728	66,061	80,309	84,419	Construction 90% complete
700672	PRK 25-26 Park Fixtures New	120,354	120,354	40,354	60,380	59,974	Construction 90% complete
700654	PRK 25-26 Shade Sails New	116,728	116,728	111,728	55,368	61,360	Construction complete. Finances to be finalised
700671	PRK 25-26 Hermitage Bore Renewal	90,354	90,354	11,604	354	90,000	Design 20% complete
700655	PRK 25-26 Softfall Rubber Renewal	65,275	65,275	22,342	14,956	50,319	Construction 80% complete
700664	PRK 25-26 Signage Renewal	60,354	60,354	20,354	354	60,000	Construction to commence Q3
700684	NEW - Lakelands Youth Park	68,980	68,980	22,155	18,980	50,000	Design Only
930050	Caddadup Recycled Water Supply (MAR)	188,881	188,881	34,357	23,881	165,000	Feasibility study in progress
700653	25-26 Res Elect Meter Replacement	50,354	50,354	17,021	354	50,000	Ongoing Program
700681	PRK 25-26 Bin Enclosures Upgrade	66,728	66,728	33,394	50,783	15,945	Construction 50% complete
700667	PRK Sports Court Renewal	42,354	42,354	14,354	354	42,000	Construction to commence Q3
700673	PRK 25-26 Signage New	40,354	40,354	13,688	354	40,000	Construction to commence Q3
700677	PRK 25-26 Retaining Wall	21,131	21,131	7,801	1,135	19,996	Construction to commence Q2
700678	NEW - Bortolo Goal Compound	17,232	17,232	7,232	13,801	3,432	Design 90% complete
700657	PRK Bardoc Reserve Upgrade	67,483	67,483	57,483	57,483	10,000	Design Only
700670	NEW - Playground, Kardan Loop, Falcon	15,520	15,520	5,520	5,520	10,000	Design Only
700628	24-25 Boardwalk and Beach Access Renewal	0	511,848	170,616	187,331	324,518	Construction 90% complete
700586	BW Warrungup Spring Reserve Boardwalk	0	119,162	119,162	27,783	91,378	Construction 90% complete
700634	MARC Double Sided Digital Sign Renewal	0	139,112	46,371	85,138	53,975	Construction 50% complete
700650	Lakes Lawn Cemetary Recovery	0	227,877	75,959	0	227,877	Construction to commence Q2
700633	MARC Outdoor Shade Structures New	0	73,516	73,516	0	73,516	Construction to commence Q2
700652	Pinjarra Rd Tuart Tree Support System	0	66,055	22,018	0	66,055	Construction to Commence Q2
700685	PRK - Rushton North Lighting	0	338,022	112,674	0	338,022	Construction to commence Q3
700577	Merlin Street Reserve Activation Plan	0	0	0	(12,532)	12,532	Construction complete. Finances to be finalised
700637	Shade Structures Renewal Program	0	16,911	3,902	9,946	6,964	Ongoing Program
700614	Reserve Meter Renewal Program	0	50,000	11,538	0	50,000	Ongoing Program

Ordinary Council Meeting Agenda - 25 November 2025

Level of completion indicator, please see table at the end of this note for further detail.

Account Description		Adopted Budget	Annual Budget	YTD Budget	YTD Actual	Remaining Unspent Funds	Comment
700686	Meadow Springs Cricket Nets	0	50,000	16,667	0	50,000	Construction to commence Q3
930045	Major Public Artworks	0	125,000	41,667	22,527	102,473	Ongoing Program
Roads							
501192	Falcon Coastal Shared Path	658,902	712,448	178,856	65,897	646,551	Refer to Financial Report, Key Capital Projects table.
501264	Lakes Road - Murdoch Drive Blackspot	125,457	125,457	5,590	5,590	119,867	Onhold project
501265	Lynda Street and Baroy Street Blackspot	382,478	382,478	16,533	16,533	365,945	Construction to commence Q4
501267	Wanjeep Street Blackspot	614,883	614,883	26,338	26,338	588,545	Onhold project
501291	Pinjarra Road	1,844,765	1,844,765	269,765	80,457	1,764,307	Construction to commence Q2
501294	Decorative Streetlighting Renewal Project Design	608,181	858,181	114,431	13,181	845,000	Ongoing Program
501331	RDS - Renew - Clarice St	1,234,062	1,234,062	1,234,062	608,474	625,588	Construction 90% complete
501304	RDS - Upgrade - Tims Thicket Road	1,233,742	1,233,742	33,742	36,862	1,196,879	Construction to commence Q3
501339	RDS - Resurface - Karinga & Surrounds	659,716	659,716	659,716	74,441	585,275	Construction 20% complete
501308	TMP - BS - Tuckey Street	645,545	645,545	29,906	29,906	615,639	Design 60% complete
501313	TMP - BS Pinjarra-Anstruther Rd Intersect	599,616	599,616	99,481	62,612	537,003	Refer to Financial Report, Key Capital Projects table.
501309	RDS - Renew - Tims Thicket Road	595,767	595,767	24,204	28,603	567,164	Construction to commence Q3
501336	RDS - Resurface - St Annes & Surrounds	528,209	528,209	21,509	115,130	413,079	Construction 30% complete
501334	RDS - Resurface - Kookaburra & Surrounds	497,786	497,786	20,231	123,610	374,177	Construction 30% complete
501329	RDS - Resurface - Canterbury & Surrounds	484,509	484,509	19,764	98,715	385,794	Construction 20% complete
501306	RDS - Resurface - Elmore Way	305,027	305,027	305,027	208,145	96,881	Construction complete. Finances to be finalised
501311	TMP - LATM - Oakmont Avenue	284,171	284,171	12,345	12,345	271,826	Design 60% complete
501338	RDS - Resurface - Angalore Road	262,049	262,049	10,729	89,505	172,545	Construction 40% complete
501333	RDS - Resurface - La Grange & Augusta	241,945	241,945	9,920	165,516	76,429	Construction complete. Finances to be finalised
501332	RDS - Resurface - McLarty Road	229,452	229,452	9,452	9,452	220,000	Construction to commence Q3
501335	RDS - Resurface - Carnoustie Gardens	202,818	202,818	8,338	39,839	162,979	Construction 20% complete
501341	RDS - Resurface - Hestia Way	179,637	179,637	179,637	148,178	31,459	Construction complete. Finances to be finalised
501326	PTH - Renewal - Old Coast Road Bypass	135,738	135,738	2,570	2,570	133,168	Construction to commence Q3
501320	PTH - Renew - Mandurah Road	132,170	132,170	62,570	2,570	129,600	Construction to commence Q3
501337	RDS - Resurface - Cuvier Place	116,948	116,948	4,948	13,072	103,876	Construction to commence Q2
501330	CPK - City Centre Parking Plan Delivery	107,819	107,819	17,489	2,819	105,000	Ongoing Project
501318	TMP - LATM - Glencoe Parade	104,855	104,855	4,705	4,705	100,150	Design 70% complete
501321	PTH - Renew - Caddadup Reserve	101,570	101,570	2,570	2,570	99,000	Construction to commence Q3
501322	RDS - Resurface - Waste Mgmt Centre	107,749	107,749	15,249	20,695	87,054	Construction to commence Q2
501328	RDS - Resurface - Blossom Place	93,960	93,960	3,960	12,595	81,365	Construction to commence Q3
501317	TMP - Dandaragan Drive	55,718	55,718	5,218	2,718	53,000	Design Only
501344	SLF - 25-26 Street Furniture Renewal	46,650	46,650	16,983	2,150	44,500	Ongoing Program
501343	SLF - 25-26 Street Furniture New	42,150	42,150	15,483	2,150	40,000	Ongoing Program
501319	TMP - Westview Parade, Wannanup	39,470	39,470	1,960	1,960	37,510	Design 50% complete
501316	TMP - Cossack Way	36,984	36,984	1,896	1,896	35,088	Construction to commence Q4
501325	PTH - Realign - Lively Place	37,570	37,570	7,570	2,609	34,961	Construction to commence Q3
501345	SLF - City Centre Lighting Audit	37,150	37,150	12,150	2,150	35,000	Design Only
501303	RDS - Renew - The Glen	58,111	58,111	33,111	33,111	25,000	Design Only
501312	TMP - Arramall Trail	21,844	21,844	3,213	1,213	20,631	Construction to commence Q4
501327	PTH - Renew - Estuary Road	17,570	17,570	2,570	2,570	15,000	Construction to commence Q3
501324	PTH - Renewal - Old Coast Road	16,737	16,737	2,570	2,570	14,167	Construction to commence Q3
501340	RDS - Renew - Finistere Island Retreat	38,111	38,111	33,111	33,111	5,000	Design Only
501314	CPK Merlin St Carpark Renewal	9,290	9,290	9,290	4,290	5,000	Design Only
501310	CPK Doddies Beach Carpark Renewal	9,498	9,498	4,498	4,498	5,000	Design Only
501307	RDS - Renew - Grafton Drive	38,111	38,111	33,111	33,111	5,000	Design Only
501305	PTH - Tanjinn Street, Dawesville PAW	7,570	7,570	2,570	2,570	5,000	Construction to commence Q3
501193	23-24 TM Clarice St	0	191,460	63,820	8,301	183,159	Construction 50% complete
501129	Trails Project	0	406,159	135,386	0	406,159	Construction to commence Q4
501194	TM Mandurah Tce/Adonis Rd	0	110,853	36,951	1,352	109,501	Design 90% complete
501235	RC Peel Street Stage 4	0	770,284	256,761	32,216	738,068	Complete
501175	24-25 TM Discretionary Traffic Management	0	148,953	34,374	8,524	140,430	Ongoing Program
501292	New Street Furniture and Minor Works	0	44,190	10,198	7,698	36,492	Ongoing Program
501293	PTH 24-25 Shared Path Renewal Program	0	287,794	66,414	54,496	233,298	Ongoing Program

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Level of completion indicator, please see table at the end of this note for further detail.

Account Description	Adopted Budget	Annual Budget	YTD Budget	YTD Actual	Remaining Unspent Funds	Comment
501260 Mewburn Centre Carpark Upgrade	0	13,290	3,067	188	13,102	Design 10% complete
Drainage						
600226 DRG - Parkview Street	176,238	176,238	11,238	11,238	165,000	Construction to commence Q4
600207 DRG - Cygni Street	156,238	156,238	11,238	11,238	145,000	Construction to commence Q2
600211 DRG - Tara Street	101,238	101,238	11,238	16,591	84,647	Design 90% complete
600220 DRG - Durham Crescent	71,238	71,238	16,238	15,627	55,612	Design 50% complete
600225 DRG - Mississippi Drive	16,238	16,238	11,238	11,238	5,000	Ongoing project
600209 DRG - Portmarnock Circle	16,238	16,238	11,238	11,238	5,000	Ongoing project
600213 DRG - Scenic Dr and Philante St Int	16,238	16,238	16,238	11,238	5,000	Ongoing project
600208 DRG - Mandurah Gardens Est	16,238	16,238	11,238	11,238	5,000	Ongoing project
600219 DRG - Lyelta Street	16,238	16,238	11,238	11,238	5,000	Ongoing project
600198 DR Mary Street Drainage Renewal	0	285,031	95,010	71,645	213,386	Construction 30% complete
Coastal & Estuary						
911008 Mandurah Quay Seawall Repair	1,768,134	1,889,352	708,540	119,965	1,769,387	Construction to commence Q2
911014 C&M - 25-26 Town Beach Seawall Renewal	1,217,856	1,217,856	117,856	118,912	1,098,944	Construction to commence Q3
911020 C&M - 25-26 Birchley Rd Boat Ramp Upgr	957,013	957,013	52,013	52,163	904,849	Construction to commence Q4
911016 C&M - 25-26 Waterside Foreshore seawall	325,761	325,761	10,761	10,761	315,000	Construction to commence Q4
911018 C&M - 25-26 Memorial Park Seawall	278,010	278,010	28,010	28,010	250,000	Construction to commence Q4
911019 C&M - 25-26 Darwin Tce Public Jetty Renew	30,237	30,237	10,237	10,237	20,000	Design only
911015 C&M - 25-26 Doddys Beach Protection	191,882	191,882	41,882	41,882	150,000	Design Only
911013 C&M - Mandjar Bay Concept Planning	155,575	155,575	68,075	55,575	100,000	Concept Planning Only
911017 C&M - 25-26 Breakwater Pde Entry Seawall	91,351	91,351	21,351	21,351	70,000	Design Only
911007 Donnelly Gardens Seawall Repair	0	212,435	70,812	2,944	209,491	Construction to commence Q3
Equipment						
930043 Christmas Decorations Program	200,000	210,612	70,204	0	210,612	Ongoing Program
820185 All Terrain Wheelchair	0	0	0	6,040	(6,040)	Insurance Claim in Progress budget for revenue and expenses to be updated at BR
820195 Furniture & Equipment	0	0	0	0	0	2024/2025 project. Budget Adjustment included in final carryover request.
Plant & Machinery						
770001 Replacement Light Passenger Vehicles	455,000	455,000	151,667	54,261	400,739	Ongoing Program
770002 Replacement Light Commercial Vehicles	884,000	884,000	294,667	48,314	835,687	Ongoing Program
770006 Trucks and Buses	1,130,500	2,051,918	683,973	0	2,051,918	Ongoing Program
770009 Parks and Mowers	283,000	437,189	145,730	77,619	359,570	Ongoing Program
770010 New - Heavy Vehicles Plant and Equipment	40,000	40,000	13,333	0	40,000	Ongoing Program
770011 Miscellaneous Equipment	17,500	257,500	85,834	17,519	239,981	Ongoing Program
770007 Trailers	81,120	81,120	27,040	0	81,120	Ongoing Program
770012 New - Vehicle and Small Plant Program	0	21,001	7,000	0	21,001	Ongoing Program
Other Infrastructure						
930048 LTFF Program - CSRFF	150,000	124,652	41,551	0	124,652	Ongoing Program
700055 Waterfront Project	0	555,443	185,148	87,881	467,562	Construction 90% complete
700665 New - Western Foreshore Leisure Precinct	613,647	613,647	194,091	165,647	448,000	Design Only
Grand Total	40,467,886	52,345,192	16,158,695	7,760,155	44,585,037	

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NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2025

FINANCING ACTIVITIES
NOTE 7
BORROWINGS

Repayments - Borrowings

Information on Borrowings Particulars	1 July 2025	New Loans		Principal Repayments		Principal Outstanding		Interest Repayments	
		Actual	Budget	Actual	Budget	Actual	Budget	Actual	Budget
	\$	\$	\$	\$	\$	\$	\$	\$	\$
Law, order, public safety						31,088	7,217		
Bortolo Fire Track Water Infrastructure	32,250	-	-	1,163	5,055	109,808	94,533	473	423
Community amenities						167,501	141,396	1,511	6,455
Halls Head Recycled Water 2019/20	116,439	-	-	6,631	19,256	26,197	11,694	284	3,248
Ablutions 2021/22	178,490	-	-	10,989	31,209	17,522	7,855	430	2,864
Waste Water Reuse [349]	34,182	-	-	7,985	22,692			287	1,912
Halls Head Ablution Block [350]	22,843	-	-	5,321	15,121				
Recreation and culture						409,589	319,182		
Falcon Seawall	449,687	-	-	40,098	113,909	234,166	192,753	955	15,713
Mandjar Square Stage 3 and 4	251,679	-	-	17,513	49,977	94,269	76,982	3,253	16,306
Novara Foreshore Stage 3	101,343	-	-	7,073	20,613	61,797	54,222	1,310	5,517
Falcon Skate Park Upgrade	65,726	-	-	3,928	11,042	153,897	130,912	852	4,358
Falcon Bay Foreshore Stage 3 of 4	163,970	-	-	10,074	28,505	153,994	130,962	2,125	10,702
Mandjar Square Final Stage	164,078	-	-	10,084	29,040	110,933	95,728	2,126	9,610
Westbury Way North side POS Stage 3	117,537	-	-	6,604	18670	231,691	202,043	1,526	7618
Smart Street Mall Upgrade 2019/20	248,071	-	-	16,379	46006	664,109	598,366	3,210	16700
Smart Street Mall 2020/21	710,247	-	-	46,138	110305	13,867	15,684	1,374	22998
Enclosed Dog Park	14,508	-	-	641	1817	166,242	137,459	191	918
Falcon Bay Upgrade - Stage 4 of 5	176,793	-	-	10,551	32768	66,631	58,217	1,101	5625
Novara Foreshore Stage 4	69,844	-	-	3,214	9421	178,148	149,366	921	4196
Bortolo Reserve - Shared Use Parking and Fire Track Facility	190,419	-	-	12,271	34251	34,017	30,024	665	6856
South Harbour Paving Upgrade Stage 2	35,612	-	-	1,595	4520	625,194	537,058	470	2255
Eastern/ Western Foreshore 2020/21	671,687	-	-	46,493	129194	50,630	44,659	1,467	4915
Falcon Skate Park Upgrade 2020/21	53,033	-	-	2,404	6810	992,866	818,949	700	3363
Eastern/ Western Foreshore 2021/22	1,057,173	-	-	64,307	201616	323,165	268,007	3,156	7488
Parks and Reserves Upgrades 2021/22	344,126	-	-	20,961	64453	80,029	68,186	930	3213
Mandurah Library Re Roofing Project	83,629	-	-	3,600	13175	121,637	102,566	1,237	2790
Enclosed Dog Park 2021/22	129,152	-	-	7,515	22540	48,881	40,224	524	2178
Falcon Bay Upgrade - Stage 4 of 5 2021/22	51,152	-	-	2,271	9435	152,799	128,340	756	516
Novara Foreshore Stage 4 2021/22	162,736	-	-	9,937	29261	410,077	340,378	328	2164
Smart Street Mall 2021/22	437,105	-	-	27,028	82018	280,959	246,073	919	4148
Falcon Reserve Activation Plan Stage 3	297,787	-	-	16,828	51993	273,639	239,018	873	2620
2022/23 Parks and Reserves Upgrades	290,167	-	-	16,528	51179	216,239	189,149	762	2058
Kangaroo Paw Park	229,309	-	-	13,070	40177	140,308	123,131	568	2024
Seascapes Boardwalk	149,003	-	-	8,695	25991	137,845	120,465	229	1315
Bruce Cresswell Reserve	146,040	-	-	8,195	25655	102,417	90,527	465	1100
Falcon Bay Stage 5 of 5	108,679	-	-	6,261	18262	91,265	79,655	197	1545
Mandurah Community Museum Roof and Gutters	96,899	-	-	5,634	17068	72,444	64,911	163	686
2022/23 South Harbour Upgrades	76,835	-	-	4,391	12221	42,603	37,036	149	1494
Pleasant Grove Foreshore	44,383	-	-	1,779	7386	42,366	36,808	651	682
Smart Street Mall Upgrade	44,138	-	-	1,772	7367	3,079,163	2,909,917	647	665
Parks & Reserves Program	3,177,416	-	-	98,253	272557	1,150,819	1,081,604	39,258	191749
Parks & Reserves Upgrade 24-25	1,180,902	-	-	30,083	99244	2,000,000	2,000,000	14,623	59339
Parks & Reserves Upgrade 25-26			2,000,000		0	116,029	82,304		0
Halls Head Bowling Club upgrade [331]	129,500	-	-	13,471	43,842	60,733	-	1,702	3,447
MARC Redevelopment Stage 1 [340]	91,169	-	-	30,436	86,974	84,800	-	1,108	2,744
MARC Redevelopment Stage 2 [341]	162,227	-	-	77,427	163,038	77,534	-	630	4,607
Eastern Foreshore Wall [344]	126,209	-	-	48,675	127,115	126,648	-	1,505	4,188
MARC Stage 2 [345]	198,052	-	-	71,404	198,437	41,274	14,162	1,143	3,597
Falcon Bay Seawall [351]	54,668	-	-	13,394	40,795	67,553	48,788	685	1,880
MARC Solar Plan [353]	75,077	-	-	7,524	23,560	123,310	82,287	988	3,566
Novara Foreshore Development [355]	140,551	-	-	17,241	52,139	129,366	85,262	608	2,553
Falcon Bay Foreshore Upgrades [356]	144,895	-	-	15,529	53,201	153,847	105,329	1,903	1,173
Mandjar Square Development [358]	175,056	-	-	21,209	64,221	682,189	463,103	552	1,872
Lakelands DOS [360]	792,519	-	-	110,330	329,814			1,613	8,743
Transport									

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NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY FOR THE PERIOD ENDED 31 OCTOBER 2025

FINANCING ACTIVITIES NOTE 7 BORROWINGS

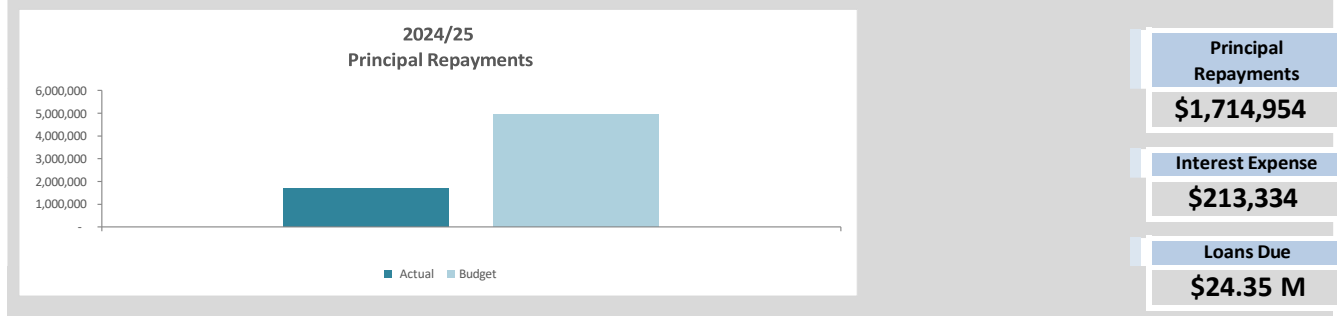
Repayments - Borrowings

Information on Borrowings	New Loans		Principal Repayments		Principal Outstanding		Interest Repayments		
	1 July 2025	Actual	Budget	Actual	Budget	Actual	Budget	Actual	Budget
New Road Construction 2018/19	744,243	-	-	66,083	177,241	678,160	550,176	1,726	24,473
New Boardwalks 18/19	252,515	-	-	20,081	51,359	232,434	192,273	1,446	14,117
Pinjarra Road Carpark	101,343	-	-	7,073	20,613	94,269	76,982	1,310	5,517
Coodanup Drive - Road Rehabilitation	51,166	-	-	3,524	10,017	47,642	39,023	661	3,336
South Harbour Upgrade 2019/20	134,200	-	-	7,628	22,075	126,571	108,978	1,742	7,604
New Road Construction 2019/20	404,120	-	-	35,274	99,842	368,846	301,056	975	14,874
New Roads 2020/21	366,177	-	-	24,053	62,140	342,123	297,550	1,136	12,573
Carryover Roads 2020/21	354,133	-	-	21,264	65,568	332,868	275,822	1,079	31,78
Roads 2021/22	179,941	-	-	10,997	31,611	168,945	141,800	305	27,19
Carparks 2021/22	118,730	-	-	7,064	20,752	111,666	94,159	370	21,52
Cambria Island Abutment Wall	42,183	-	-	1,875	7,706	40,308	33,354	624	508
RC Pinjarra Road Stage 3	371,737	-	-	20,807	66,212	350,930	305,562	1,259	22,57
RC Pinjarra Road Stage 4	371,752	-	-	20,806	66,211	350,946	305,578	1,259	22,58
Cambria Island Abutment Walls Repair	199,791	-	-	10,958	34,813	188,833	165,151	834	18,37
SP Halls Head PSP	149,003	-	-	8,695	25,991	140,308	123,131	229	13,15
RC Peel Street	84,018	-	-	4,842	12,950	79,176	71,380	115	20,08
Torcello Mews Canal PAW Renewal	75,295	-	-	4,333	12,061	70,962	63,528	126	13,84
Halls Head Pde Beach Central CP Stage 2	73,473	-	-	4,243	11,819	69,230	61,880	100	12,47
Halls Head Parade Car Park Stage 2a	39,191	-	-	1,476	6,555	37,715	32,395	575	281
Senior Citizens Carpark	10,258	-	-	340	935	9,918	9,331	151	7,28
Roads & Drainage Program	2,184,422	-	-	67,547	187,379	2,116,874	2,000,517	26,989	131,824
Roads & Drainage Program 24-25	2,200,048	-	-	55,988	184,898	2,144,060	2,015,102	29,551	110,553
Roads & Drainage Program 25-26	-	-	2,500,000	-	0	-	2,500,000	-	0
New Road Construction [342]	104,503	-	-	38,208	102,550	66,296	-	1,256	2,788
WMC Tims Thicket [343]	21,316	-	-	6,124	17,503	15,192	2,158	263	1,796
Road Construction [346]	84,706	-	-	21,120	65,514	63,586	19,064	1,060	1,672
MARC Carpark [347]	65,448	-	-	16,024	48,269	49,424	17,544	820	2,795
MPAC Forecourt [348]	28,517	-	-	6,653	18,906	21,864	9,781	359	2,388
Mandurah Marina [352]	75,063	-	-	7,536	23,597	67,527	48,706	988	3,564
MARC Carpark [354]	109,431	-	-	11,362	37,865	98,069	68,092	1,439	2,019
Mandurah Foreshore Boardwalk Renewal [357]	160,058	-	-	19,683	58,832	140,376	95,096	354	1,883
New Road Construction [359]	423,719	-	-	55,282	166,656	368,438	257,332	1,179	42,15
Smoke Bush Retreat Footpath [361]	38,379	-	-	3,746	10,681	34,633	26,599	506	2,627
Economic services									
Mandurah Ocean Marina Chalets Refurbishment	106,292	-	-	6,585	19,399	99,707	83,511	186	1,294
Other property and services									
Civic Building - Tuckey Room Extension	252,716	-	-	17,595	51,184	235,121	192,182	3,266	14,182
Building Renewal & Upgrades Program	1,301,276	-	-	40,239	111,628	1,261,037	1,191,715	16,078	78,528
Mandurah Quay Seawall Repair	0	-	1,650,000	-	-	0	1,650,000	0	0
Building Renewal & Upgrades Program 24-25	720,736	-	0	18,947	60,512	701,789	659,488	8,917	36,180
25-26 Building Renewal & Upgrades	-	-	1,000,000	-	-	-	1,000,000	-	-
Total	26,064,892	0	7,150,000	1,714,954	4,946,758	24,349,938	27,988,491	213,334	981,370
Current borrowings	4,946,758		7,150,000	1,714,954	4,946,758	3,795,378	4,946,758	213,334	981,370
Non-current borrowings	21,118,134					20,554,560	23,041,733		
	26,064,892					24,349,938	27,988,491		

All debenture repayments were financed by general purpose revenue.

KEY INFORMATION

All loans and borrowings are initially recognised at the fair value of the consideration received less directly attributable transaction costs. After initial recognition, interest-bearing loans and borrowings are subsequently measured at amortised cost using the effective interest method. Fees paid on the establishment of loan facilities that are yield related are included as part of the carrying amount of the loans and borrowings.



**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2025**

**OPERATING ACTIVITIES
NOTE 8
CASH RESERVES**

Cash Backed Reserve

Reserve Name	Opening Balance	Budget Interest Earned	Actual Interest Earned	Budget Transfers In (+)	Actual Transfers In (+)	Budget Transfers Out (-)	Actual Transfers Out (-)	Budget Closing Balance	Actual YTD Closing Balance
	\$	\$	\$	\$	\$	\$	\$	\$	\$
Building	1,617,101	252,918	0	8,954,091	0	0	0	10,824,110	1,617,101
Parking	529,269	13,801	0	0	0	0	0	543,070	529,269
Asset Management	26,970,114	555,920	0	0	0	(11,149,982)	0	16,376,052	26,970,114
Cultural Centre	493	0	0	0	0	0	0	493	493
Sustainability	296,619	7,734	0	0	0	(57,500)	0	246,853	296,619
Waste Facilities Reserve Fund	10,715,277	198,278	0	0	0	(3,912,463)	0	7,001,092	10,715,277
Interest Free Loans	191,704	0	0	0	0	0	0	191,704	191,704
CLAG	1,415	37	0	20,000	0	0	0	21,452	1,415
Mandurah Ocean Marina	195,681	5,102	0	0	0	0	0	200,783	195,681
Waterways	625,392	15,688	0	0	0	(494,238)	0	146,842	625,392
Port Mandurah Canals Stage 2 Maintenance	102,363	2,669	0	0	0	0	0	105,032	102,363
Mariners Cove Canals	93,266	2,432	0	0	0	0	0	95,698	93,266
Port Bouvard Canal Maintenance Contributions	293,559	7,654	0	0	0	0	0	301,213	293,559
Unspent Grants & Contributions	4,242,098	0	0	0	0	(1,665,474)	0	2,576,623	4,242,098
Long Service Leave	3,396,631	92,787	0	0	0	(701,115)	0	2,788,302	3,396,631
Bushland and Environmental Protection	1,866,955	43,217	0	0	0	0	0	1,910,172	1,866,955
Coastal Storm Contingency	284,175	7,410	0	0	0	0	0	291,585	284,175
Digital Futures	62,516	1,630	0	0	0	0	0	64,146	62,516
Decked Carparking	1,108,828	28,912	0	0	0	0	0	1,137,740	1,108,828
Specified Area Rates - Waterside Canals	115,404	5,535	0	0	0	(2,942)	0	117,997	115,404
Specified Area Rates - Port Mandurah Canals	200,290	6,270	0	64,900	0	(142,556)	0	128,904	200,290
Specified Area Rates - Mandurah Quay Canals	313,859	16,614	0	27,019	0	(49,152)	0	308,340	313,859
Specified Area Rates - Mandurah Ocean Marina	1,144,422	35,484	0	149,815	0	0	0	1,329,721	1,144,422
Specified Area Rate - Port Bouvard Canals	173,219	9,836	0	0	0	0	0	183,055	173,219
Specified Area Rate - Mariners Cove	5,927	487	0	260	0	0	0	6,674	5,927
Specified Area Rate - Eastport	67,024	2,824	0	962	0	0	0	70,810	67,024
Sportclubs Maintenance Levy	449,570	10,183	0	0	0	0	0	459,753	449,570
City Centre Land Acquisition Reserve	2,131,064	55,567	0	0	0	0	0	2,186,631	2,131,064
Lakelands Community Infrastructure Reserve	1,211,619	31,593	0	0	0	0	0	1,243,212	1,211,619
Plant Reserve	1,911,487	48,694	0	0	0	(959,112)	0	1,001,069	1,911,487
Workers Compensation Reserve	329,536	8,593	0	0	0	0	0	338,129	329,536
Restricted Cash Reserve	3,954,170	47,864	0	0	0	(2,202,008)	0	1,800,027	3,954,170
Community Safety	492,213	12,834	0	0	0	(54,848)	0	450,199	492,213
Public Art Reserve	434,996	11,537	0	0	0	(125,000)	0	321,533	434,996
Large-Scale Arts and Culture Attraction Reserve	0	0	0	0	0	0	0	0	0
	65,528,256	1,540,105	0	9,217,047	0	(21,516,391)	0	54,769,017	65,528,256

Ordinary Council Meeting Agenda - 25 November 2025

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2025

NOTE 9

OPERATING GRANTS AND CONTRIBUTIONS

Provider	Unspent Operating Grant, Subsidies and Contributions Liability				Operating Grants, Subsidies and Contributions Revenue			
	Liability 1-Jul	Increase in Liability	Liability Reduction (As revenue)	Liability 30-Jun	Adopted Budget	Budget Variations	Annual Budget	YTD Revenue Actual
	\$	\$	\$	\$	\$	\$	\$	\$
Operating Grants and Subsidies								
General purpose funding								
2025-26 Financial Assistance Grant - Local Roads	0	0	0	0	2,399,744	0	2,399,744	556,306
2025-26 Financial Assistance Grant - General Roads	0	0	0	0	1,638,400	0	1,638,400	0
Law, order, public safety								
Southern Districts Bush Fire Brigade LGS: DFES	0	0	0	0	35,000	0	35,000	23,258
Bushfire Mitigation: DFES	0	0	0	0	20,660	0	20,660	0
SES LGS: 2025/26 DFES	0	0	0	0	51,000	0	51,000	42,425
Bushfire Risk Mitigation Coordinator Grant: City of Cockburn	7,075	0	0	7,075	0	0	0	0
Bushfire Risk Mitigation Coordinator Grant: DFES	14,151	82,948	0	97,099	82,948	0	82,948	0
CoM Housing Needs Analysis - DPIRD	50,000	0	0	50,000	0	50,000	50,000	0
Stronger Suburbs Cocooning Project	34,303	56,567	0	90,870	115,850	34,303	150,153	0
Education and welfare								
Waterwise Verge Grant: Water Corp	0	0	0	0	10,000	0	10,000	0
Paint the Town REAd: Department of Communities	33,673	0	0	33,673	30,526	33,673	64,199	0
Suicide Prevention Grant: WA Mental Health Commission	0	17,500	0	17,500	0	17,500	17,500	0
International Day for People with Disability	0	1,000	0	1,000	0	0	0	0
Community amenities								
Bus Shelter Maintenance Assistance Scheme: PTA	0	0	0	0	18,623	0	18,623	0
Direct Grant	0	0	0	0	503,803	0	503,803	479,187
Recreation and culture								
Crabfest: Tourism WA 2026	0	0	0	0	140,000	0	140,000	0
Every Club Funding 2026: DLGSC	0	0	0	0	20,480	0	20,480	0
Every Club Funding 2025: DLGSC	37,908	0	0	37,908	0	37,908	37,908	0
Gnoonie Youth Football Cup: Healthway	0	0	0	0	3,072	0	3,072	700
Southern Beaches CHRMAP: DPLH	98,000	28,000	0	126,000	0	140,000	140,000	0
Mandurah Estuarine CHRMAP - DPLH	0	100,000	0	100,000	0	0	0	0
Community Action Plan: Alcohol and Drug Foundation	13,639	0	0	13,639	16,925	19,764	36,689	0
CASM Signage	18,730	0	(18,730)	0	0	18,730	18,730	18,730
Australia Day 2026 Community Events Grant Program	0	0	0	0	15,000	0	15,000	0
CASM Art in Residency - DLGSC	42,000	0	0	42,000	0	42,000	42,000	0
Better Beginnings Community Garden Storytime - Let's Grow Together!	30,000	0	0	30,000	0	30,000	30,000	0
Community Gardens Grant Program	10,000	0	0	10,000	0	10,000	10,000	0
Other property and services								
Urban Greening Round Two Funding	40,000	0	(40,000)	0	0	40,000	40,000	40,000
TOTALS	429,479	286,015	(58,730)	656,764	5,102,031	473,878	5,575,908	1,160,606

* The Note 9 above relates to Operating Grants, Subsidies and Contributions with contract liability

Ordinary Council Meeting Agenda - 25 November 2025

NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2025

NOTE 10
NON-OPERATING GRANTS AND CONTRIBUTIONS

Provider	Unspent Non Operating Grants, Subsidies and Contributions Liability				Non Operating Grants, Subsidies and Contributions Revenue				
	Liability	Increase in Liability	Liability Reduction (As revenue)	Liability	Adopted Budget Revenue	Budget Variations	Annual Budget	YTD Revenue Actual (b)	
	1-Jul			30-Jun					
	\$	\$	\$	\$	\$	\$	\$	\$	
Non-Operating Grants and Subsidies									
Community amenities									
750741	Avalon Foreshore Ablution Renewal	-	-	-	0	-	248,370	248,370	0
911014	C&M - 25-26 Town Beach Seawall Renewal	-	-	-	0	1,100,000	-	1,100,000	0
911015	C&M - 25-26 Doddiss Beach Protection	-	-	-	0	75,000	-	75,000	0
Recreation and culture									
750790	New - MARC Sports Court Upgrade	-	-	-	0	298,375	-	298,375	0
750789	New - Falcon Men's Shed	-	-	-	0	446,750	-	446,750	0
750827	NEW - Peelwood Reserve Oval Storage	-	-	-	0	200,000	-	200,000	0
750800	BLD - MARC Squash Court Glass Walls	-	-	-	0	30,000	-	30,000	0
750732	Dawesville Community Centre	-	1,737,167	(394,049)	1,343,118	-	1,677,262	1,677,262	394,049
700683	New - Regional Multi-use Facility	-	-	-	0	414,762	-	414,762	0
700639	Peel Hockey Association Surface Renewal	-	-	-	0	340,000	-	340,000	0
700662	PRK 25-26 Merlin Res Sport Light Renewal	-	-	-	0	400,000	-	400,000	0
700685	PRK - Rushton North Lighting - State Government	-	-	-	0	-	100,000	100,000	0
700685	PRK - Rushton North Lighting - Club Night Lights Program	-	-	-	0	-	112,674	112,674	0
700686	Meadow Springs Cricket Nets	-	-	-	0	-	50,000	50,000	0
Transport									
880017	BRG Fathom Turn Footbridge Maintenance	-	-	-	0	167,000	-	167,000	0
501291	Pinjarra Road	-	480,000	(34,949)	445,051	1,200,000	-	1,200,000	34,949
501331	RDS - Renew - Clarice St	-	-	-	0	1,000,000	-	1,000,000	0
501304	RDS - Upgrade - Tims Thicket Road	-	320,000	(3,121)	316,879	800,000	-	800,000	3,121
501192	Falcon Coastal Shared Path	-	-	-	0	298,500	23,546	322,046	0
501339	RDS - Resurface - Karinga & Surrounds	-	-	-	0	200,000	-	200,000	0
501308	TMP - BS - Tuckey Street	-	-	-	0	410,426	-	410,426	0
501267	Wanjeep Street Blackspot	-	-	-	0	409,667	-	409,667	0
501313	TMP - BS Pinjarra-Anstruther Rd Intersct	-	228,633	(34,579)	194,054	381,055	-	381,055	34,579
501309	RDS - Renew - Tims Thicket Road	-	160,000	(4,399)	155,601	400,000	-	400,000	4,399
501336	RDS - Resurface - St Annes & Surrounds	-	-	-	0	400,000	-	400,000	0
501334	RDS - Resurface - Kookaburra & Surrounds	-	-	-	0	279,615	-	279,615	0
501329	RDS - Resurface - Canterbury & Surrounds	-	-	-	0	400,000	-	400,000	0
501265	Lynda Street and Baroy Street Blackspot	100,924	-	-	100,924	256,367	-	256,367	0
501306	RDS - Resurface - Elmore Way	-	-	-	0	200,000	-	200,000	0
501311	TMP - LATM - Oakmont Avenue	-	30,706	-	30,706	181,217	-	181,217	0
501264	Lakes Road - Murdoch Drive Blackspot	-	-	-	0	98,666	-	98,666	0
501330	CPK - City Centre Parking Plan Delivery	-	-	-	0	50,000	-	50,000	0
501318	TMP - LATM - Glencoe Parade	-	26,706	-	26,706	66,766	-	66,766	0
501343	SLF - 25-26 Street Furniture New	-	-	-	0	20,000	-	20,000	0
501193	23-24 TM Clarice St	68,659	-	(8,301)	60,358	-	103,745	103,745	8,301
501129	Trails Project	195,452	-	-	195,452	-	231,294	231,294	0
501194	TM Mandurah Tce/Adonis Rd	21,535	-	(1,352)	20,183	-	78,936	78,936	1,352
700516	Valgorup National Park	1,046,527	-	(7,688)	1,038,839	850,000	210,224	1,060,224	7,688
911020	C&M - 25-26 Birchley Rd Boat Ramp Upgr	-	-	-	0	678,750	-	678,750	0
501213	23-24 RS Charon Rd	1,906	-	-	1,906	-	-	-	0
501196	23-24 TM Wanjeep St	2,265	-	-	2,265	-	-	-	0
501235	RC Peel Street Stage 4	-	-	-	0	-	184,723	184,723	0
		1,437,267	2,983,212	(488,437)	3,932,042	12,052,916	3,020,773	15,073,689	488,437
Non-Operating Contributions									
Recreation and culture									
	PEET - Cash in Lieu Contribution	1,065,909	-	-	1,065,909	-	-	-	0
Transport									
700650	Lakes Lawn Cemetary Recovery	-	-	-	0	-	173,235	173,235	0
Other property and services									
750828	BLD - Admin Building FIP Replacement	-	-	-	0	-	25,851	25,851	0
770007	Trailers	-	-	-	0	-	-	-	8,566
820185	All Terrain Wheelchair	0	0	0	0	-	-	-	5,040
		1,065,909	0	0	1,065,909	0	199,086	199,086	13,606
Total Non-operating grants, subsidies and contributions		2,503,176	2,983,212	(488,437)	4,997,951	12,052,916	3,219,859	15,272,775	502,043

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2025**

**NOTE 11
PROPOSED BUDGET VARIATIONS FOR COUNCIL APPROVAL**

The following are for consideration for Council to approve as budget variations

GL Code	Description	Council Resolution	Classification	Non Cash Adjustment	Increase in Available Cash	Decrease in Available Cash	Amended Budget Running Balance
				\$	\$	\$	\$
101012-4505-1263-41400	International Day for People with Disability		Operating Revenue		1,000		(704,792)
101012-4505-1263-61001	International Day for People with Disability		Operating Expenses			(1,000)	(704,792)
New-6600-1001-41400	Lakelands Dugouts - State Election Grant Funding		Capital Revenue		82,000		(622,792)
New-6600-1001-61001	Lakelands Dugouts		Capital Expenses			(82,000)	(704,792)
700633-6600-1001-61129	MARC Shadesails		Capital Expenses			(20,000)	(724,792)
750792-6100-1001-61129	MARC Café/Squash Thoroughfare		Capital Expenses		20,000		(704,792)
	Waste		Other: Transfer Out of Reserve		20,000		(684,792)
750783-6100-1001-61129	Waste - Safety Improvement Projects		Capital Expenses			(20,000)	(704,792)
131007-5410-1263-61129	Waltham Street Design and Development		Operating Expenses			(149,899)	(854,691)
	2024-25 Operating Carryovers - Restricted Cash Reserve		Other: Transfer Out of Reserve		149,899		(704,792)
163046-4000-1263-41400	Canopus Restoration Project		Operating Revenue		50,000		(654,792)
163046-4000-1263-61001	Canopus Restoration Project		Operating Expenses			(50,000)	(704,792)
100010-1000-1169-61001	Administration Chief Executive Corporate Project		Operating Expenses		55,850		(648,942)
New capital project	In-water floating pontoon		Capital Expenses			(55,850)	(704,792)
				0	378,749	(378,749)	(704,792)

Ordinary Council Meeting Agenda - 25 November 2025

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2025**

Amendments to original budget since budget adoption. Surplus/(Deficit)
A positive number in the amended budget running balance represents an estimated closing surplus.
A negative number in the amended budget running balance represents an estimated closing deficit

**NOTE 12
BUDGET AMENDMENTS APPROVED**

GL Code	Description	Council Resolution	Classification	Non Cash Adjustment	Increase in Available Cash	Decrease in Available Cash	Amended Budget Running Balance
				\$	\$	\$	\$
							(504,792)
	2024/25 Capital Carryover - Capital adjustment	June OCM G. 11/06/25	Capital Expenses			(4,989,906)	(5,494,698)
	2024/25 Capital Carryover - Loan adjustment	June OCM G. 11/06/25	Other: Unutilised Loans		144,577		(5,350,121)
	2024/25 Capital Carryover - Reserve adjustment	June OCM G. 11/06/25	Other: Transfer Out of Reserve		3,034,995		(2,315,126)
	2024/25 Capital Carryover - Proceeds adjustment	June OCM G. 11/06/25	Capital Revenue		35,481		(2,279,645)
	2024/25 Capital Carryover - Grants and contributions adjustments	June OCM G. 11/06/25	Capital Revenue		1,774,853		(504,792)
	2024/25 Capital Carryover - Grants and contributions adjustments	June OCM G. 11/06/25	Other: Transfer Out of Reserve		225,117		(279,675)
	2024/25 Capital Carryover - Contract Liability	June OCM G. 11/06/25	Non Cash Item	(225,117)			(504,792)
	Operating Carryovers - Reduction in Contracts and Materials	June OCM G. 11/06/25	Operating Expenses			(1,882,385)	(2,387,177)
	Operating Carryovers - Unspent Grant Reserve	June OCM G. 11/06/25	Other: Transfer Out of Reserve		156,680		(2,230,497)
	Operating Carryovers - Restricted Cash Reserve	June OCM G. 11/06/25	Other: Transfer Out of Reserve		1,725,705		(504,792)
	Operating Carryovers - Increase in Operating Revenue	June OCM G. 11/06/25	Operating Revenue		152,135		(352,657)
	Operating Carryovers - Contract Liability	June OCM G. 11/06/25	Non Cash Item	(152,135)			(504,792)
	2024/25 Mid-Year Budget Review Budget Reinstatement - Capital adjustment	June OCM G. 11/06/25	Capital Expenses			(3,692,843)	(4,197,635)
	2024/25 Mid-Year Budget Review Budget Reinstatement - Loan adjustment	June OCM G. 11/06/25	Other: Unutilised Loans		65,848		(4,131,787)
	2024/25 Mid-Year Budget Review Budget Reinstatement - Proceeds adjustment	June OCM G. 11/06/25	Capital Revenue		318,007		(3,813,780)
	2024/25 Mid-Year Budget Review Budget Reinstatement - Grants and contributions adjustment	June OCM G. 11/06/25	Capital Revenue		486,647		(3,327,133)
	2024/25 Mid-Year Budget Review Budget Reinstatement - Reserve adjustment	June OCM G. 11/06/25	Other: Transfer Out of Reserve		2,822,341		(504,792)
	2024/25 Mid-Year Budget Review Budget Reinstatement - Unspent Grants Reserve adjustment	June OCM G. 11/06/25	Other: Transfer Out of Reserve		140,719		(364,073)
	2024/25 Mid-Year Budget Review Budget Reinstatement - Contract Liability	June OCM G. 11/06/25	Non Cash Item	(140,719)			(504,792)
	Rushton North Lighting	June OCM G. 11/06/25	Capital Expenses			(338,022)	(842,814)
700685-6600-1263-41403	Rushton North Lighting - State Election Promise Grant	June OCM G. 11/06/25	Capital Revenue		100,000		(742,814)
700685-6600-1263-41403	Rushton North Lighting - Club Night Lights Program Grant	June OCM G. 11/06/25	Capital Revenue		112,674		(630,140)
930044-6600-1001-61129	CSRFF Small Grant Program	June OCM G. 11/06/25	Capital Expenses		100,000		(530,140)
930048-6500-1001-61129	LTFP Program - CSRFF	June OCM G. 11/06/25	Capital Expenses		25,348		(504,792)
100010-4390-1267-61001	Administration - Health Promotion - Grant Expenditure	Aug OCM G. 17/08/25	Operating Expenses			(17,500)	(522,292)
100010-4390-1263-41400	Suicide Prevention Grant - WA Mental Health Commission	Aug OCM G. 17/08/25	Operating Revenue		17,500		(504,792)
100170-4200-1263-61129	CASM Artist in Residency and Mentorship Program	Aug OCM G. 17/08/25	Operating Expenses			(42,000)	(546,792)
100170-4200-1263-41400	CASM Artist in Residency and Mentorship Program Grant - LGSCI	Aug OCM G. 17/08/25	Operating Revenue		42,000		(504,792)
100010-4120-1169-61001	Administration - Strategic Planning - Corporate Projects	Aug OCM G. 17/08/25	Operating Expenses			(50,000)	(554,792)
100010-4120-1263-41400	Administration - Strategic Planning - Operating Grants - PDC	Aug OCM G. 17/08/25	Operating Revenue		50,000		(504,792)
100010-1110-1001-61129	Administration - Economic Development - CoM Project Management Projects	Aug OCM G. 17/08/25	Operating Expenses			(200,000)	(704,792)
750695-6100-1001-61129	Waste Management Centre Upgrade Fire Fighting Infrastructure	Aug OCM G. 17/08/25	Capital Expenses			(150,000)	(854,792)
	Waste Facilities Reserve	Aug OCM G. 17/08/25	Other: Transfer Out of Reserve		150,000		(704,792)
750828-6100-1001-61129	BLD - Admin Building FIP Replacement	Aug OCM G. 17/08/25	Capital Expenses			(25,851)	(730,643)
750828-6100-1305-41452	Insurance Claim Proceeds - Contributions - Non-Operating	Aug OCM G. 17/08/25	Capital Revenue		25,851		(704,792)
930045-6600-1001-61129	Major Public Artworks	Aug OCM G. 17/08/25	Capital Expenses			(125,000)	(829,792)
	Public Art Reserve	Aug OCM G. 17/08/25	Other: Transfer Out of Reserve		125,000		(704,792)
124012-5850-2150-61129	Mandurah Estuary Bridge Duplication - Fishing Platform project	Aug OCM G. 17/08/25	Operating Expenses			(160,000)	(864,792)
	Restricted Cash Reserve	Aug OCM G. 17/08/25	Other: Transfer Out of Reserve		160,000		(704,792)
100010-5410-1738-41130	Administration - Design and Development - Works in City Managed Reserves Permit - Fees and Charges	Aug OCM G. 19/08/25	Operating Revenue		300,000		(404,792)
100004-5410-1001-60001	Payroll Services - Design and Development - Salaries and Wages	Aug OCM G. 19/08/25	Operating Expenses			(300,000)	(704,792)
	2024-25 Operating Carryover Adjustment - Increase in Materials/Contracts	Sept OCM G. xx/09/25	Operating Expenses			(385,484)	(1,090,276)
	2024-25 Operating Carryovers - Restricted Cash Reserve	Sept OCM G. xx/09/25	Other: Transfer Out of Reserve		316,303		(773,973)
	2024-25 Operating Carryovers - Unspent Grant Reserve	Sept OCM G. xx/09/25	Other: Transfer Out of Reserve		21,056		(752,917)
	2024-25 Operating Carryover Adjustment - Increase in Grants/Contributions	Sept OCM G. xx/09/25	Operating Revenue		212,243		(540,674)
	2024-25 Operating Carryover Adjustment - Non Cash Grant Movements	Sept OCM G. xx/09/25	Non Cash Item	(164,118)			(704,792)
	Capital Carryover - Capital adjustment	Sept OCM G. xx/09/25	Capital Expenses			(2,631,032)	(3,335,824)

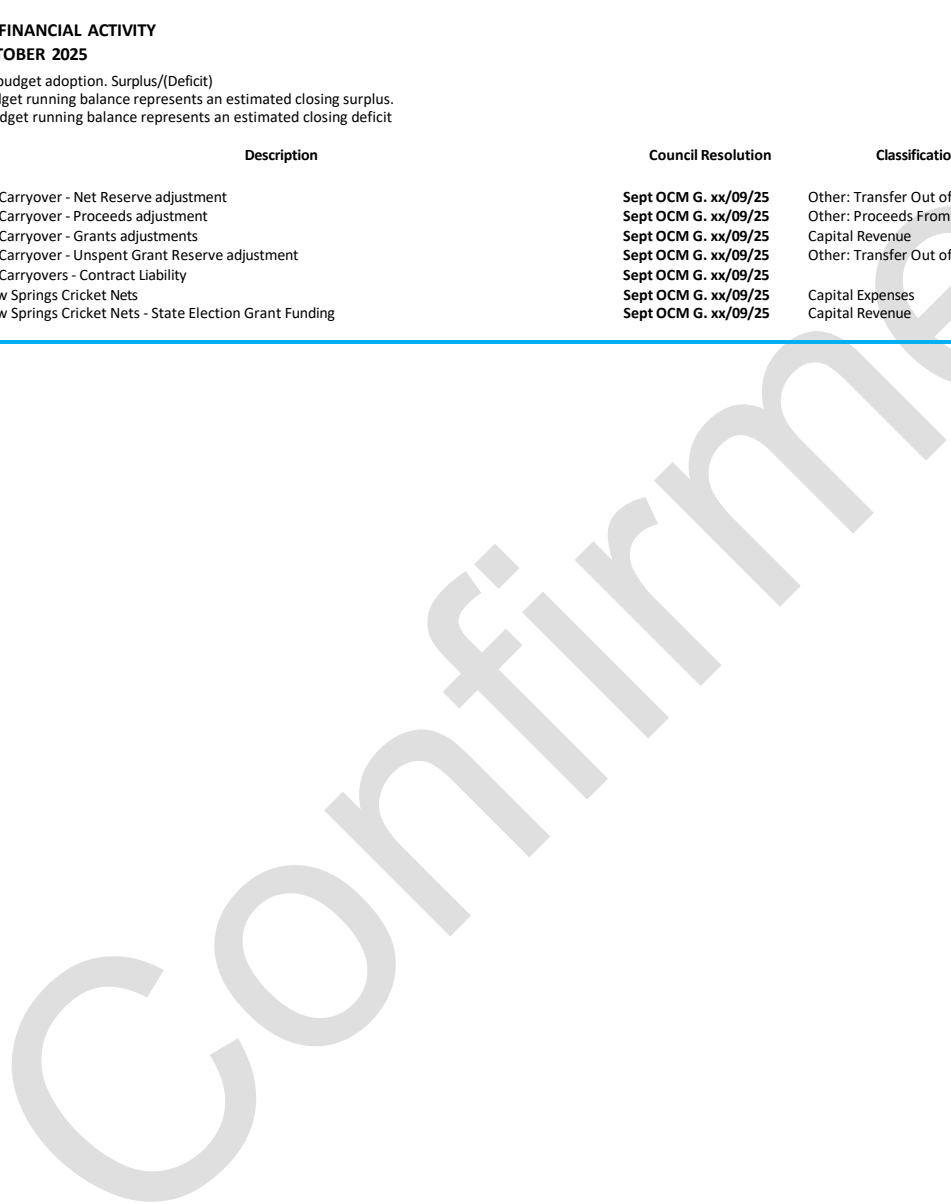
Confirmed

**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2025**

Amendments to original budget since budget adoption. Surplus/(Deficit)
A positive number in the amended budget running balance represents an estimated closing surplus.
A negative number in the amended budget running balance represents an estimated closing deficit

**NOTE 12
BUDGET AMENDMENTS APPROVED**

GL Code	Description	Council Resolution	Classification	Non Cash Adjustment	Increase in Available Cash	Decrease in Available Cash	Amended Budget Running Balance
	Capital Carryover - Net Reserve adjustment	Sept OCM G. xx/09/25	Other: Transfer Out of Reserve		1,882,642		(1,398,634)
	Capital Carryover - Proceeds adjustment	Sept OCM G. xx/09/25	Other: Proceeds From Sale of Assets		24,008		(1,374,626)
	Capital Carryover - Grants adjustments	Sept OCM G. xx/09/25	Capital Revenue		669,834		(704,792)
	Capital Carryover - Unspent Grant Reserve adjustment	Sept OCM G. xx/09/25	Other: Transfer Out of Reserve		1,067,260		362,468
	Capital Carryovers - Contract Liability	Sept OCM G. xx/09/25		(1,067,260)			(704,792)
700686-6600-1001-61001	Meadow Springs Cricket Nets	Sept OCM G. xx/09/25	Capital Expenses			(50,000)	(754,792)
700686-6600-1001-41403	Meadow Springs Cricket Nets - State Election Grant Funding	Sept OCM G. xx/09/25	Capital Revenue		50,000		(704,792)
				(1,749,349)	16,589,372	(15,040,023)	(704,792)



**NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY
FOR THE PERIOD ENDED 31 OCTOBER 2025**

**NOTE 13
EXPLANATION OF MATERIAL VARIANCES**

The material variance thresholds are adopted annually by Council as an indicator of whether the actual expenditure or revenue varies from the year to date Actual materially.

The material variance adopted by Council for the 2025-26 year is 10.00%

Reporting Program	Var. \$	Var. %	Timing/ Permanent	Explanation of Variance
	\$	%		
Revenue from operating activities				
Operating grants, subsidies and contributions	(553,271)	(21.10%)	▼ Timing	Variance primarily due to budgeted grants/contributions not yet received. Will be monitored throughout the remainder of the year.
Other revenue	79,317	266.39%	▲ Timing	Small variances in multiple areas, will be monitored during the year.
Profit on disposal of assets	62,502	100.00%	▲ Permanent	Favourable non-cash variance due to asset disposals. At budget it was projected disposal proceeds would equal book value. Actual disposals have been more favourable for some fleet assets. Refer to note 4 for the asset disposals.
Expenditure from operating activities				
Materials and contracts	5,490,214	23.57%	▲ Timing	Variance in expenditure due to timing of projects.
Utility charges	393,353	23.46%	▲ Timing	Variance mainly for Street Lighting Maintenance invoicing timing, to be monitored during the year.
Insurance expenses	82,506	15.32%	▲ Timing	Variance mainly due to timing of insurance claims, will be monitored during the year
Other expenditure	(53,135)	100.00%	▼ Permanent	Variance is primarily due to creditors invoice for adhoc costs.
Loss on disposal of assets	(10,366)	100.00%	▼ Permanent	Non-cash variance due to assets sales. At budget it was projected disposal proceeds would equal book value. Actual disposals have been less favourable for some fleet assets. Refer to note 4 for details of assets disposals.
Investing Activities				
Non-operating Grants, Subsidies and Contributions	(4,588,881)	(90.14%)	▼ Timing	Capital grants are recognised in line with capital expenditure.
Proceeds from Disposal of Assets	(3,249,151)	(94.45%)	▼ Timing	At budget it was projected disposal proceeds would equal book value. Actual timing of disposals will vary throughout the year. Refer to note 4 for further details.
Capital Acquisitions	8,386,048	51.90%	▲ Timing	Variance due timing of capital projects. Refer to note 6 for further details.
Financing Activities				
Payment of lease liability	67,046	53.67%	▲ Timing	Varying repayment terms on lease agreements and new take up of IT leases occurring within the year

20 MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

21 NOTICE OF MOTIONS FOR CONSIDERATION AT THE FOLLOWING MEETING

Nil

22 LATE AND URGENT BUSINESS ITEMS

23 CONFIDENTIAL ITEMS

23.1 Community Citizen of the Year Awards

24 CLOSE OF MEETING

Confirmed