



**SNOWY MONARO**  
REGIONAL COUNCIL

# **BUSINESS PAPER**

**Administrator Delegations Meeting**  
**25 November 2016**

## **CONFLICTS OF INTEREST**

A conflict of interest arises when the Administrator or Council staff are influenced, or are seen to be influenced, in carrying out their duties by personal interests. Conflicts of interest can be pecuniary or non-pecuniary in nature.

A pecuniary interest is an interest that a person has in a matter because of a reasonable likelihood or expectation of a financial gain or loss.

A non-pecuniary interest can arise as a result of a private or personal interest, which does not relate to money. Examples include friendship, membership of an association or involvement or interest in an activity.

The Administrator or staff member who considers they may have a conflict of interest should read Council Policy.

The responsibility of determining whether or not the Administrator or Council employee has a pecuniary or non-pecuniary interest in a matter, is the responsibility of that individual. It is not the role of the Administrator or General Manager, or another Council employee to determine whether or not a person may have a conflict of interest.

Should you be unsure as to whether or not you have a conflict of interest you should err on the side of caution and either declare a conflict of interest or, you should seek the advice of the Director General of Local Government.

The contact number for the Director General of Local Government is 4428 4100.

## **COUNCIL CODE OF CONDUCT**

The Council Code of Conduct is a requirement of Section 440 of the Local Government Act 1993, which requires all councils to have a code of conduct to be observed by the Administrator, members of staff and delegates of the Council attending a Council meeting or a meeting of a committee of Council.

The code of conduct sets out the responsibilities of the Administrator and Council employees attending a Council meeting or a meeting of a committee of Council. The code also sets out how complaints against a Council employee, the Administrator or General Manager are to be made.

## **COUNCIL CODE OF MEETING PRACTICE**

The Council Code of Meeting Practice is a requirement of Section 360(3) of the Local Government Act 1993, which requires all councils to have a code of meeting practice. The code of meeting practice is to be observed by the Administrator, members of staff, delegates of the Council and members of the public attending a Council or a meeting of a committee of Council.

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### **Acknowledgement of Owners of Land**

Council wishes to show our respect to the First Custodians of this land the Ngarigo people and their Ancestors past and present who pass on this duty of custodianship of the land to us the current custodians. We are proud to be Australian and celebrate the diverse backgrounds and cultures that make up our Nation – our Land.

**ADMINISTRATOR DELEGATIONS MEETING  
TO BE HELD IN HEAD OFFICE, 81 COMMISSIONER STREET, COOMA NSW 2630**

**ON FRIDAY 25 NOVEMBER 2016  
COMMENCING AT 9.00AM**

**BUSINESS PAPER**

- 1. OPENING OF THE MEETING**
- 2. DECLARATIONS OF PECUNIARY INTERESTS/CONFLICT OF INTEREST**  
(Declarations also to be made prior to discussions on each item)
- 3. CORPORATE BUSINESS - KEY DIRECTION 1. SUSTAINING OUR ENVIRONMENT FOR LIFE**
  - 3.1 Jindabyne Memorial Hall Use of Upstairs Storage for Jindabyne CWA and Jindabyne Lions Club 3
- 4. CORPORATE BUSINESS - KEY DIRECTION 2. EXPANDING CONNECTIONS WITHIN THE REGION AND BEYOND**
  - 4.1 Application for Fee Waiver - Tip Fees 8
- 5. CORPORATE BUSINESS - KEY DIRECTION 3. STRENGTHENING OUR LOCAL ECONOMY**

Nil
- 6. CORPORATE BUSINESS - KEY DIRECTION 4. CREATING SAFER, HEALTHIER AND THRIVING COMMUNITY**

Nil
- 7. CORPORATE BUSINESS - KEY DIRECTION 5. ENHANCING OUR HEALTHY, ACTIVE LIFESTYLE**

Nil
- 8. CORPORATE BUSINESS - KEY DIRECTION 6. MANAGING DEVELOPMENT AND SERVICE DELIVERY TO RETAIN THE THINGS WE VALUE**

Nil
- 9. CORPORATE BUSINESS - KEY DIRECTION 7. PROVIDING EFFECTIVE CIVIC LEADERSHIP AND CITIZEN PARTICIPATION**

Nil
- 10. ADMINISTRATOR'S REPORT (IF ANY)**
  - 10.1 Purchase of Land on Yallakool Road

**11. CONFIDENTIAL MATTERS ..... 43**

11.1 Appointment External Independent member to Audit and Risk Committee

*Item 11.1 is confidential in accordance with s10(A)(2)(a) of the Local Government Act because it contains personnel matters concerning particular individuals (other than councillors) and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.*

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### 3.1 JINDABYNE MEMORIAL HALL USE OF UPSTAIRS STORAGE FOR JINDABYNE CWA AND JINDABYNE LIONS CLUB

Record No:

Responsible Officer:	Director Service Delivery
Author:	Asset Manager
Key Direction:	1. Sustaining Our Environment for Life
Delivery Plan Strategy:	DP1.6 Ensure Council services, facilities and land holdings achieve best practice for sustainability.
Operational Plan Action:	OP1.22 Ensure Council has a safe reliable, sustainable and cost effective assets through the effective management of Facilities, Infrastructure, Plant, Motor Vehicle and Equipment Assets.
Attachments:	1. Meeting Minutes Section 355 Committee for Jindabyne Memorial Hall on 4 October 2016 <a href="#">↓</a> 2. Photograph of Jindabyne Hall upstairs area <a href="#">↓</a>
Cost Centre	Cost Centre 1550 and Work Order OP 1000013 Jindabyne Memorial Hall
Project	
Further Operational Plan Actions:	DP4.5 Supporting the availability of volunteering opportunities and build capacity OP4.19 Support volunteer groups with technical knowledge, administration support and guidance

#### EXECUTIVE SUMMARY

Council has received a request through the Section 355 Committee of Jindabyne Memorial Hall to approve Jindabyne CWA and the Jindabyne Lions Club to use part of the storage area upstairs in the Jindabyne Memorial Hall.

The following officer's recommendation is submitted for Council's consideration.

#### OFFICER'S RECOMMENDATION

That Council

- A. Approve the use of part of the upstairs storage area at the Jindabyne Memorial Hall for storage purposes for the Jindabyne CWA and the Jindabyne Lions Club.

#### BACKGROUND

Council has received a request through the Section 355 Committee of Jindabyne Memorial Hall to allow the Jindabyne CWA and the Jindabyne Lions Club to use part of the storage area upstairs in the Jindabyne Memorial Hall (as per Item 7 and Item 9 of the attached Meeting Minutes Section 355 Committee for Jindabyne Memorial Hall).

Previously the old projection rooms in the upstairs area at the hall were leased by Snowy Mountains TV. The upstairs area is no longer leased and has been cleared out. Access to this area

is by narrow staircases and is not practical for daily use such as a Council Records area but useful for storage such as requested by the CWA and Lions Club.

The Jindabyne CWA would like to use a small upstairs room for a filing cabinet of archives and items which they do not use regularly such as tents, gazebo, etc.

The Jindabyne Lions Club would like to use an area upstairs to store their display equipment and easels used when they hire the Jindabyne Memorial Hall for two weeks to hold the Annual Jindabyne Lions Club Easter Art Show. The Jindabyne Lions Club currently stores this equipment under the stage at Jindabyne Memorial Hall. By using the upstairs area for their Art Show equipment it would free up the area to allow the hall tables to be stored under the stage.

**QUADRUPLE BOTTOM LINE REPORTING**

**1. Social**

By providing fair and honest contributions to community groups in an open and transparent manner.

**2. Environmental**

The maintenance and care of the Jindabyne Memorial Hall avoids any environmental impacts.

**3. Economic**

This year the Jindabyne CWA has assisted with funding towards the refurbishment of the Jindabyne Memorial Hall kitchen and now regularly uses the Jindabyne Hall for meetings, Craft Groups and events.

The Jindabyne CWA and the Jindabyne Lions Club have requested the use of part of the upstairs area at the Jindabyne Memorial Hall free of charge.

**4. Civic Leadership**

Support community based groups which address community needs. Council makes decisions regarding donations to community groups, individuals and events based on Council's Policy GOV011.

**Determination by Administrator**

Approved by Administrator Dean Lynch in accordance with *Section 226 dot point one (1) or two (2) of the Local Government Act 1993.*

Signature: .....

Date: .....

**General Meeting Jindabyne Memorial Hall 355 Committee**

Held on October 4<sup>th</sup> at 2.30pm at the Jindabyne Memorial Hall.

**Present.**

Lorraine Thomas, SMRC, Neen Pendergast, Greta Jones, Gunther Probst, Nancy Gant-Thompson,  
Lois Merriman.

**Apologies.**

Bob Frost, Jenny Colin, Chrissy Webb.

**Mail In.**

1. Invitation from Lyn Bottrill SMRC for committee members to attend the opening of the new Jindabyne Memorial Hall kitchen.
2. Request from council for CWA and Lions club to provide insurance details re use of upstairs storage area including indemnity for council.

**Business arising from previous minutes.**

1. The committee has not heard anything more from Tim Draxal regarding automating the stage curtains or installing a permanent sound system.
2. The committee has not heard if a letter was written to Lions Club regarding the oil from BBQ's being spilt on the supper room balcony.
3. Mark Robinson SMRC to secure main hall stage lighting rod to hanging chains.
4. Old projection area above the main hall has been cleaned out and a proper floor has been laid, 2<sup>nd</sup> set of stairs have been opened up and safety rail rails installed.
5. The external lighting around the Memorial Hall has been checked and the timer adjusted.

**General Business.**

1. **Lorraine Thomas, SMRC informed the committee a bronze plaque has been made and is ready for installation in the new hall kitchen acknowledging the CWA's contribution. Committee members then inspected the kitchen and selected a site for placing the plaque**
2. **General Manager Joe Vescio advised the committee that the agreement between Council and CWA gives the CWA exclusive use of the small storage area at the western end of the supper room and the CWA are under no obligation to let other hall users have access.**
3. **The new 250 place settings of plain white china for the kitchen will be arriving after 10<sup>th</sup> October, 2016, along with 100 new forks and tea spoons.**

4. The Jindabyne Customer Service Staff of the SMRC want to make sure that all hall key holders book in with them prior to using the hall. A letter will be written to all key holders explaining the reasons why etc.
5. Any issues with other hall users are to be presented in writing to the committee and the committee will present them to Council.
6. The CWA wish to use a window box in the foyer for a permanent display of photos etc. The committee said the left hand one was available as the right hand one was for any hall user to use on a temporary basis.
7. The CWA asked if a storage area upstairs was available to them. Lorraine Thomas said an area was available for a filing cabinet of archives or items that only get used once or twice a year. It is not an area to be used on a regular basis. Lois took Nancy Gant-Thompson up and showed her the recommended area. Nancy was pleased with the suggested area. Nancy suggested perhaps they could paint the walls but as it is only a storage area that will only be accessed once or twice a year it was felt this was not necessary.
8. The CWA requested they be allowed to build a storage cabinet along the western wall of the supper room to store some of their crockery and trophies. The committee requested a detailed plan with dimensions and specifications ready for our next meeting on November 29<sup>th</sup>. Once this has been supplied it will be discussed further.
9. The Lions Club asked if a storage area upstairs was available to them. Lorraine Thomas said a area was available for items that only get used once or twice a year. It is not an area to be used on a regular basis.

Next meeting will be 2.00pm November 29<sup>th</sup> at the Jindabyne Memorial Hall.

Meeting closed. 3.00pm

Signed.....

Dated.....

3.1 JINDABYNE MEMORIAL HALL USE OF UPSTAIRS STORAGE FOR JINDABYNE CWA AND JINDABYNE LIONS CLUB

ATTACHMENT 2 PHOTOGRAPH OF JINDABYNE HALL UPSTAIRS AREA



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#### 4.1 APPLICATION FOR FEE WAIVER - TIP FEES

Record No:

Responsible Officer:	Acting Executive Assistant
Author:	Acting Executive Assistant
Key Direction:	7. Providing Effective Civic Leadership and Citizen Participation
Delivery Plan Strategy:	DP7.2 Council's leadership is based on ethics and integrity to enable informed and appropriate decisions in the community's best interest.
Operational Plan Action:	OP7.6 Provide timely, accurate and relevant information to Council to enable informed decision making.
Attachments:	<ol style="list-style-type: none"><li>1. Sponsorship Request Form <a href="#">↓</a></li><li>2. Financial Statements 30/06/2016 <a href="#">↓</a></li><li>3. Stony Creek Road Map <a href="#">↓</a></li><li>4. Photos <a href="#">↓</a></li></ol>
Cost Centre	3020 – 63162 Donations – Community Groups – Debt Waiver – Jindabyne Landfill Work order 119.52.410 – Cooma Landfill
Project	
Further Operational Plan Actions:	

#### EXECUTIVE SUMMARY

The Bega Local Aboriginal Land Council is one of the 119 similar organisations that comprise a network that covers the NSW landmass. The NSW Aboriginal Land Rights Act (ALRA) states that the objectives of each Local Aboriginal Land Council are to “improve, protect and foster the best interests of all Aboriginal persons within the Council’s area and other persons who are members of the Council”.

The Bega LALC has a property on Stony Creek Road, Berridale (Lot 88 DP 756715) for which they have received grant funding to clean up the illegal dumping that has taken place. The Bega LALC has installed some prevention measures on the land holding and now wishes to clean up the waste at the site.

There may also be a need to engage a contractor to remove the larger items (camper trailer etc) and would like assistance with a recommendation to achieving this outcome.

The Bega LALC has received funding (\$23,500) from the NSW EPA to clean up the property on Stony Creek Road and the Bega Valley Shire Council has provided vouchers to meet the cost of depositing material at its waste facilities.

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The following officer's recommendation is submitted for Council's consideration.

#### **OFFICER'S RECOMMENDATION**

That Council

- A. Approve the tip fee waiver for the Bega Local Aboriginal Land Council for the use of both the Jindabyne Landfill and Cooma Landfill; and
- B. Recommendations to achieve disposing of larger items.

#### **BACKGROUND**

The Bega Local Aboriginal Land Council is one of the 119 similar organisations that comprise a network that covers the NSW landmass. The NSW Aboriginal Land Rights Act (ALRA) states that the objectives of each Local Aboriginal Land Council are to "improve, protect and foster the best interests of all Aboriginal persons within the Council's area and other persons who are members of the Council".

The Bega LALC mandated area (5900sq.km) is approximately 35 Kilometres north south and 180 kilometres east to west. For example from Merimbula Bridge to Aragunnu and from the coast across the Snowy Mountains to the Murray River.

#### **QUADRUPLE BOTTOM LINE REPORTING**

##### **1. Social**

Public awareness of the rising hazards posed by the environmental degradation determines an increase of the interest towards the methods for involvement in prevention and mitigation of the activities which lead to environmental damages and, further on, to human health.

Dumped waste can harm culturally significant or sacred sites. Areas affected by illegal dumping are unattractive and people may no longer want to live in, connect with or visit them. Illegally dumped waste harms Country by disturbing the community's connection with it and its ability to provide fresh drinking water and bush tucker.

##### **2. Environmental**

Illegally dumped waste can poison the soil and kill vegetation, including bush tucker and medicinal plants. Waste may destroy bushland and prevent the vegetation from regenerating and animals from returning. Some waste, such as tyres and certain chemicals, can be a fire hazard. Dumped waste can alter the normal way water runs over the land by blocking watercourses and causing the soil to erode more quickly. When it rains, the water that drains out of waste may contain chemicals that poison the soil, and pollute water sources such as creeks and drinking water supplies.

The Bega LALC is determined to improve its land management capability and the core operations focus on the following:

- Land Management
-

4.1 APPLICATION FOR FEE WAIVER - TIP FEES

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- Community Participation and Wellbeing
- Governance and Operations
- Employment and Economic Development
- Housing

**3. Economic**

**Donations – Community Groups – Debt Waiver – 3020 – 63162**

Jindabyne - Budget Available \$1,000

Cooma Landfill has a budget to accommodate a Fee Waiver

**4. Civic Leadership**

By waiving the tip fees Council is provided with a further opportunity to strengthen the relationship and commitment with the local Aboriginal community and to advocate on issues affecting Aboriginal communities.

**Determination by Administrator**

Approved by Administrator Dean Lynch in accordance with *Section 226 dot point one (1) or two (2) of the Local Government Act 1993.*

Signature: .....

Date: .....

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**Application for Financial Assistance (Donation) from Snowy Monaro Regional Council**

**In accordance with Donations Policy GOV 011 / Section 356 of the Local Government Act 1993**

1. Applicant (include address and ABN if applicable) Bega Local Aboriginal Land Council ABN 60937578961
2. Location/address: Office – Level 1 187 Carp St Bega, NSW 2550 (PO Box 11 Bega NSW 2550) Land holding – Stony Creek Rd Berridale Lot 88 DP 756715
3. Date of establishment or inauguration: 1983
4. Is your organisation registered for GST? <input checked="" type="checkbox"/> Yes
5. Amount of funding requested: We request that fees at SNSC waste facilities be waived for the Bega LALC to dispose of waste dumped on Bega LALC land at Berridale. Actual amount is unknown at this stage.
6. Brief description of the nature and objectives of applicant/recipient organisation: The Bega Local Aboriginal Land Council (Bega LALC) is one of 119 similar organisations that comprise a network that covers the NSW landmass. This network of LALCs was established under the NSW Aboriginal Land Rights Act 1983 (ALRA ). The Bega LALC mandated area (~5900sq.km) is approximately 35 kilometres north south and 180 kms east to west. For example from Merimbula Bridge to Aragunnu and from the coast across the Snowy Mountains to the Murray River . The ALRA states that the objectives of each Local Aboriginal Land Council are to “improve, protect and foster the best interests of all Aboriginal persons within the Council’s area and other persons who are members of the Council”. To achieve these objectives the Bega LALC core operations focus on the following;

<ul style="list-style-type: none"><li>• Land Management</li><li>• Community Participation and Wellbeing</li><li>• Culture, Heritage and Environment</li><li>• Governance and Operations</li><li>• Employment and Economic Development</li><li>• Housing</li></ul>
<p>7. Purpose for which assistance is sought:</p> <ul style="list-style-type: none"><li><input type="checkbox"/> In kind support</li><li><input type="checkbox"/> Waste management eg, provision of bins/rubbish and recycling removal etc (amounts include staff time for drop off and collection)</li><li><input type="checkbox"/> Mowing / gardening</li><li><input type="checkbox"/> Road closures (amounts include staff time)</li><li><input checked="" type="checkbox"/> Fee waiver eg, DA / hall hire fees</li><li><input type="checkbox"/></li><li><input type="checkbox"/> Promotion via print media, Council website etc</li></ul>
<p>8. Which category does the event fit within Council's Delivery &amp; Operations Program? Waste and Recycling</p>
<p>9. Financial details of project or program for which assistance is sought: The Bega LALC have received funding (\$23,500.00) from the NSW EPA to undertake clean -up of dumped material and install prevention measures on approx. 15-20 Bega LALC properties. These are primarily in the Bega Valley Shire area and the BVSC have provided us with vouchers to meet the cost of depositing material at their waste facilities.</p>
<p>10. Total cost of project or program: \$28,500</p>
<p>11. Details of other funding received from SRSC if any: N/A</p>
<p>12. Details of other financial assistance sought or obtained: The Bega LALC have received funding (\$23,500.00) from the NSW EPA and the Bega Valley Shire Council have provided us with vouchers to meet the cost of depositing material at their waste facilities</p>

<p>13. How will Council funding be acknowledged eg logo or signage          In reporting and any media reports of the activities. Open to other suggestions.</p>
<p>14. Details of Office Bearers or other involved parties: Glenn Willcox – CEO Bega LALC</p>
<p>15. What services or activities will the recipient provide to SRSC residents?          The land holding near Berridale has been the site of extensive unauthorised dumping - see attached document. The Bega LALC has installed some prevention measures on the land holding and now wishes to clean-up the waste at the site.          The Bega LALC is determined to improve its land management capability.</p>
<p>16. <b>Attach</b> financial position of applicant. Preference is audited financial statements and balance sheets for the past financial year. If yours is a new organisation supply a copy of your budget for the ensuing year together with a statement from the organisation's bank as to arrangements made for the opening and operation of banking accounts. If you are unable to attach the above documentation please attach available documentation that you feel will help SRSC assess your financial position (eg bank statements).</p> <p>Are these attached?      ✓Yes</p>
<p>17. What services or activities will the recipient provide to SRSC residents?</p>

18. Signed for and on the behalf of the applicant/recipient organisation:

Signature:	<div style="border: 1px solid black; width: 150px; height: 25px; margin: 0 auto;"></div>
Name:	Glenn Willcox
Office held / Position	CEO

Postal Address:	PO Box 11, Bega NSW, 2550
Telephone Number/s	02 64923950
Date:	17/11/2016

Please return by post to PO Box 714, Cooma NSW 2630, or email to [council@snowymonaro.nsw.gov.au](mailto:council@snowymonaro.nsw.gov.au)

**OFFICE USE ONLY:**

**Date application received:**

**Which function of Council is exercised by this donation?**

Tick	Department / Area for Costing	Amounts charged
	Waste & Recycling	
	Community & Environmental Services	
	Parks & Gardens	
	Human Resources (staff time)	
	Other (hall /oval fee waivers etc)	

**Is public notice required?**

**Date and method of public notice:**



**FINANCIAL REPORT  
FOR THE YEAR ENDED 30 JUNE 2016**

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ABN 60 937 578 961

**MEMBER'S REPORT  
FOR THE YEAR ENDED 30 JUNE 2016**

The members have pleasure in submitting this report together with the audited financial statements for the year ended 30 June 2016.

**Principal Activities**

The functions of the Council are as established under Section 12 of the *NSW Aboriginal Land Rights Act 1983* (NSW) & Regulations.

**Members**

The members (voting) during the year were:

AMANDA	ALDRIDGE	ARIKA	KELLY
ANDREW	ALDRIDGE	FRANCES	KELLY
ASHLIEGH	ALDRIDGE	LEAH	KELLY
BRADLEY	ALDRIDGE	RODNEY	KELLY
CHRISTOPHER	ALDRIDGE	COLIN	LANGLO
CORAL-FAITH	ALDRIDGE	JODY	LLOYD
DEAN	ALDRIDGE	MELISSA	LUFF
DEBORAH	ALDRIDGE	BRONWYN	LUFF
DONNA	ALDRIDGE	ERIKA	LUFF
GARY	ALDRIDGE	STEVEN	LUFF
GEORGE	ALDRIDGE	ROSEMARY	MACKIE
GUY	ALDRIDGE	GRAHAM	MOORE
KATEENA	ALDRIDGE	DANIEL	MORGAN
LATESHA	ALDRIDGE	MARIE	PARSONS
LAWRENCE	ALDRIDGE	CATARINA	PERRY
DEENA	AVERY	SAMANTHA	PERRY
CRAIG	BUTTON	SHARON	PERRY
LOUIS	CAMPBELL	ALFRED	PIKE
ALMA	CARTER	PATRICIA	PITTMAN
LISA	CHAPMAN	ROBERT	PITTMAN
DONNA	COOPER	SHELLY	PITTMAN
BERNARD	DIXON	LUKE	PITTMAN-MONGTA
BERNARD	DIXON	MARK	ROSE
CAROL	DIXON	MATTHEW	SCOTT
COLLEEN	DIXON	JAMES	SCOTT
ERIC	DIXON	MICHELLE	SCOTT
GLENDA	DIXON	BARRY	SMITH
JASON	DIXON	CARMEL	SMITH
JOHN	DIXON	RACHEL	SMITH
KEVIN	DIXON	DIANE	SPROATES
MARGARET	DIXON	TERRI-LEE	SPROATES
MICHAEL	DIXON	JASMINE	THOMAS
MICHELLE	DIXON	JEFFREY	THOMAS
NELLIE	DIXON	JOSEPHINE	THOMAS
PAMELA	DIXON	NORMA	THOMAS
ROBBEN	DIXON	RONALD	THOMAS
SARA	DOWLING-DIXON	ROSS	THOMAS
CARISSA	ELLA	SONIA	THOMAS
GRAHAM	FARRAM	TAMICA	THOMAS
GRAHAM	FOSTER	LUCINDA	THURSTON
JACOB	FRANCIS	BRUCE	TOOMEY
TIMONTHY	GORDON	LATESHA	VINCENT
BRENDAN	GREEN	PRECILLA	VINCENT
JULIE	GREEN	EBONY	VINCENT-ALDRIDGE
JUSTIN	GREEN	DONNA	WADE
SHIRLEY	HARRISON	RENAYE	WALTON
BLAKE	HORCICKA	PAULINE	WANDIN
SHAE	HORCICKA	SPENCER	WARE
CHRISTOPHER	HOSKINS	DAVID	WILLIAMS
KATHY	JONES	MARCUS	WILLIAMS



ABN 60 937 578 961

**MEMBER'S REPORT  
FOR THE YEAR ENDED 30 JUNE 2016 (continued)**

**Management Contracts**

No contracts of significance to which the Council was a party and in which a member had a material interest, whether directly or indirectly, subsisted at the end of the year or at any time during the year. At no time during the year was the Council a party to any arrangements to enable the members of the Council to acquire benefits.

**Auditors**

The books of account and records have been audited by Kothes, Chartered Accountants.

**Statement by Members**

In accordance with a resolution of the members of the Bega Local Aboriginal Land Council, we declare on behalf of The Council that in our opinion:

1. The Council's financial statements exhibit a true and fair view of the financial position of the Bega Local Aboriginal Land Council as at 30 June 2016, and transactions for the year then ended.
2. The statements have been prepared in accordance with the provisions of the *Aboriginal Land Rights Act 1983* (NSW) & Regulations.

Furthermore we are not aware of any circumstances which may render any particulars included in the financial statements to be misleading or inaccurate.

Chairman ..... CEO .....

Date: .....



ABN 60 937 578 961

**STATEMENT OF PROFIT AND LOSS & OTHER COMPREHENSIVE INCOME  
 FOR THE YEAR ENDED 30 JUNE 2016**

	NOTE	2016	2015
Revenue from ordinary activities	2	507,209.42	356,058.93
Administration		(94,181.87)	(73,889.20)
Audit Fees		(9,000.00)	(10,450.00)
Provision for bad debts expense		--	(204.00)
Depreciation expenses		(4,958.45)	(2,491.57)
Employee Expenses		(232,278.63)	(188,784.10)
Members and Staff Expense		(18,421.96)	(15,796.93)
Rates – Vacant Land		(302.47)	(7,677.48)
Rental Property Expense		(39,494.85)	(48,349.99)
<b>Surplus from operating activities before income tax</b>	3	108,571.19	8,415.66
Income tax expense	1(c)	--	--
<b>Operating Surplus after Income Tax</b>		108,571.19	8,415.66
<b>Other Comprehensive Income</b>			
- Land transferred to Council	6	364,700.00	--
<b>Total Comprehensive Income</b>		473,271.19	8,415.66

The above statement of profit and loss and other comprehensive income should be read in conjunction with the accompanying notes.

**STATEMENT OF CHANGES IN EQUITY  
 FOR THE YEAR ENDED 30 JUNE 2016**

Total equity at the beginning of period	4,809,087.71	4,800,672.05
Operating Surplus attributable to members of the council	108,571.19	8,415.66
Other Comprehensive income	364,700.00	--
<b>Total equity at the end of the period</b>	5,282,358.90	4,809,087.71

The above statement of changes in equity should be read in conjunction with the accompanying notes.



Bega Local Aboriginal Land Council

ABN 60 937 578 961

**STATEMENT OF FINANCIAL POSITION  
 AS AT 30 JUNE 2016**

	NOTE	2016	2015
<b>CURRENT ASSETS</b>			
Cash & Cash Equivalents	4	106,594.50	82,391.83
Receivables	5	92,607.02	6,030.48
Prepaid Insurance		6,946.58	5,337.28
Total Current Assets		206,148.10	93,759.59
<b>NON-CURRENT ASSETS</b>			
Property, Plant and Equipment	6	5,380,489.73	5,014,066.41
Total Non-Current Assets		5,380,489.73	5,014,066.41
<b>TOTAL ASSETS</b>		<b>5,586,637.83</b>	<b>5,107,826.00</b>
<b>CURRENT LIABILITIES</b>			
Payables	9	158,140.40	241,100.64
Prepaid Income	10	139,863.97	53,530.90
Annual Leave Provision		6,274.56	4,106.75
Total Current Liabilities		304,278.93	298,738.29
<b>TOTAL LIABILITIES</b>		<b>304,278.93</b>	<b>298,738.29</b>
<b>NET ASSETS</b>		<b>5,282,358.90</b>	<b>4,809,087.71</b>
<b>EQUITY</b>			
Accumulated Funds	11	1,198,258.90	1,089,687.71
Reserves	12	4,084,100.00	3,719,400.00
<b>TOTAL EQUITY</b>		<b>5,282,358.90</b>	<b>4,809,087.71</b>

The above statement of financial position should be read in conjunction with the accompanying notes.



ABN 60 937 578 961

**STATEMENT OF CASHFLOWS  
 FOR THE YEAR ENDED 30 JUNE 2016**

	NOTE	2016	2015
<b>CASHFLOWS FROM OPERATING ACTIVITIES</b>			
Receipts from customers and members			
- inclusive of goods and services tax		549,420.69	387,083.10
Payments to suppliers, employees and members			
- inclusive of goods and services tax		(519,453.51)	(333,227.78)
		29,967.18	53,855.32
Interest Received		317.26	121.35
Interest Paid		--	(1,589.67)
<b>CASH FLOWS PROVIDED BY OPERATING ACTIVITIES</b>		<b>30,284.44</b>	<b>52,387.00</b>
<b>CASHFLOWS FROM INVESTING ACTIVITIES</b>			
Payment for Plant & Equipment		(6,681.77)	(6,936.36)
Proceeds from sale of Plant and Equipment		600.00	--
<b>CASH FLOWS (USED) BY INVESTING ACTIVITIES</b>		<b>(6,081.77)</b>	<b>(6,936.36)</b>
<b>NET INCREASE IN CASH HELD</b>		<b>24,202.67</b>	<b>45,450.64</b>
Cash at Beginning of Year		82,391.83	36,941.19
<b>CASH AT END OF YEAR</b>	4	<b>106,594.50</b>	<b>82,391.83</b>

The above statement of cashflows should be read in conjunction with the accompanying notes.



ABN 60 937 578 961

**NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS  
FOR THE YEAR ENDED 30 JUNE 2016**

**1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES**

The Council is registered with the Australian Business Register, Australian Business Number 60 937 578 961. The Council is registered for Goods and Services Tax purposes.

**a) Basis of Preparation**

The financial statements are general purpose financial statements that have been prepared in accordance with the Australian Accounting Standards - Reduced Disclosure Requirements, the directions issued by NSW Aboriginal Land Council, *NSW Aboriginal Lands Right Act 1983* (NSW), *Australian Charities and Not-for-profits Commission Act 2012* and other mandatory professional reporting requirements. The Council is classified as a Tier 1 Reporting entity as per the NSW Aboriginal Land Council.

*First Time Adoption of AASB 1053 - Application of Tiers of Australian Accounting Standards*  
The Council has adopted *AASB 1053 - Application of Tiers of Australian Accounting Standards* for the 30 June 2016 financial year. This is the adoption of the Reduced Disclosure Financial Reporting Regime. The only change from prior year financial statements has been the removal of unnecessary notes to the financial statements.

*Comparative Figures*

Where required by Accounting Standards comparative figures have been adjusted to conform to changes in presentation for the current financial year.

*Critical Estimates and Judgements*

The preparation of financial statements requires the use of accounting estimates which, by definition, will seldom equal the actual results. Management also needs to exercise judgement in applying the group's accounting policies. There are no areas that involve a higher degree of judgement or complexity, or areas where assumptions and estimates are significant to the financial statements other than those described in following accounting policies.

**b) Revenue Recognition**

Revenue is measured at the fair value of the consideration received or receivable. Amounts disclosed as revenue are net of returns, trade allowances and duties and taxes paid. Revenue is recognised for the major business activities as follows:

*Grants and allocation*

Grants and donations from government and allocation from NSWALC are generally recognised as income when the council obtains control over the assets comprising the contributions. Control over contributions are normally obtained upon the receipt of cash.

*Fees and charges*

Fees and charges are recognised as income when significant risks and rewards of ownership have passed to the buyer and can be measured reliably

*Interest income*

Interest revenue is recognised as it accrues using the effective interest method. The effective interest method is the rate that exactly discounts estimated future cash receipts over the expected life of the financial instrument to the net carrying amount of the financial asset.



ABN 60 937 578 961

**NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS  
FOR THE YEAR ENDED 30 JUNE 2016 (continued)**

**1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)**

**c) Income Tax**

Being a State Government Constituted Public Authority, the Land Council is exempt from income tax under section 50-25 of the *Income Tax Assessment Act, 1997* (Cth).

**d) Acquisition of Assets**

The purchase method of accounting is used to account for all acquisitions of assets apart from Land and Buildings. Cost is measured as the fair value of assets given up as the date of acquisition plus costs directly attributable to the acquisition. Land recognised at current land values as per the Valuer General. Buildings are valued as per independent valuations. Any changes to these values are taken to the asset revaluation reserve. Where settlement of any part of cash consideration is deferred, the amounts payable in the future are discounted to their present value as at the date of exchange. The discount rate used is council's incremental borrowing rate, being the rate at which a similar borrowing could be obtained from an independent financier under comparable terms and conditions.

**e) Impairment of Assets**

Assets that have an indefinite useful life are not subject to amortisation and are tested annually for impairment. Assets that are subject to amortisation are reviewed for impairment whenever events or changes in circumstances indicate that the carrying amount may not be recoverable. An impairment loss is recognised for the amount by which the asset's carrying amount exceeds its recoverable amount. For the purposes of assessing impairment, assets are grouped at the lowest levels for which there are separately identifiable cash flows (cash generating units).

**f) Cash and Cash Equivalents**

Cash and cash equivalents includes cash on hand, deposits held at call with financial institutions, other short term, highly liquid investments with original maturities of three 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 shown within borrowings in current liabilities in the statement of financial position.

**g) Trade Receivables**

Trade receivables are recognised initially at fair value and subsequently measured at amortised cost, less provision for doubtful debts. Trade receivables are due for settlement no more than 30 days from the date of recognition. Collectability of trade debtors is reviewed on an on-going basis. Debts which are known to be uncollectible are written off. A provision for doubtful receivables is established when there is objective evidence that the Council will not be able to collect all amounts due according to the original terms of the receivables.



ABN 60 937 578 961

**NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS  
FOR THE YEAR ENDED 30 JUNE 2016 (continued)**

**1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)**

**h) Property Plant & Equipment**

Property, plant and equipment is stated at historical cost less depreciation. Historical cost includes expenditure that is directly attributable to the acquisition of the items. Subsequent costs are included in the asset's carrying amount or recognised as a separate asset, as appropriate, only when it is probable that the future economic benefits associated with the item will flow to the Council and the cost of the item can be measured reliably. All other repairs and maintenance are charged to the Statement of Comprehensive Income during the financial period in which they are incurred.

Land is not depreciated. Depreciation on other assets is calculated using the straight line method to allocate their cost, net of their residual values, over their estimated useful lives, as follows:

Plant and Equipment	4 to 7 years
Motor Vehicles	4 years
Computer Equipment	2 years

The assets' residual values and useful lives are reviewed, and adjusted if appropriate, at each balance date. An asset's carrying amount is written down immediately to its recoverable amount if the asset's carrying amount is greater than its estimated recoverable amount.

Gains and losses on disposals are determined by comparing proceeds with carrying amounts. These are included in the Statement of Comprehensive Income. Depreciation has not been charged for buildings. The activities of the Land Council include that of holding freehold property for the purpose of producing income. Whilst it is recognised that there exists a diminution in value due to depreciation of buildings, no provision has been made on the basis that the combined current market value of the land and buildings is considered to be in excess of the book value. This is a departure from the Accounting Standards (AASB116).

**i) Trade and Other Payables**

These amounts represent liabilities for goods and services provided to the Council prior to the end of the financial year and which are unpaid. The amounts are unsecured and are usually paid within 30 days of recognition. Trade and other payables are presented as current liabilities unless payment is not due within 12 months from the reporting date. They are recognised initially at their fair value and subsequently measured at amortised cost using the effective interest method.

**j) Goods and Services Tax**

Revenues, expenses and assets are recognised net of the amount of GST, except where the amount of GST incurred is not recoverable from the Australian Taxation Office. In these circumstances the GST is recognised as part of the cost of acquisition of the asset or as part of an item of expense. Receivables and payables in the statement of financial position are shown inclusive of GST. Cash flows are presented in the statement of cash flows on a gross basis, except for the GST component of investing and financing activities, which are disclosed as operating cash flows.



**NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS  
FOR THE YEAR ENDED 30 JUNE 2016 (continued)**

**1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)**

**k) Employee Benefits**

Provision is made for the Council's liability for employee benefits arising from services rendered by employees to the end of the reporting period. Employee benefits that are expected to be wholly settled within one year have been measured at the amounts expected to be paid when the liability is settled.

Employee benefits expected to be settled more than one year after the end of the reporting period have been measured at the present value of the estimated future cash outflows to be made for those benefits. In determining the liability, consideration is given to employee wage increases and the probability that the employee may satisfy vesting requirements. Cashflows are discounted using market yields on high quality corporate bond rates incorporating bonds rated AAA or AA by credit agencies, with terms to maturity that match the expected timing of cashflows. Changes in the measurement of the liability are recognised in profit or loss

**l) Financial Instruments**

*Recognition and Initial Measurement*

Financial instruments, incorporating financial assets and financial liabilities, are recognised when the entity becomes a party to the contractual provisions of the instrument. Trade date accounting is adopted for financial assets that are delivered within timeframes established by marketplace convention. Financial instruments are initially measured at fair value plus transactions costs where the instrument is not classified at fair value through profit or loss. Transaction costs related to instruments classified as at fair value through profit or loss are expensed to profit or loss immediately. Financial instruments are classified and measured as set out below.

*De-recognition*

Financial assets are derecognised where the contractual rights to receipt of cash flows expires or the asset is transferred to another party whereby the entity no longer has any significant continuing involvement in the risks and benefits associated with the asset. Financial liabilities are derecognised where the related obligations are either discharged, cancelled or expire. The difference between the carrying value of the financial liability extinguished or transferred to another party and the fair value of consideration paid, including the transfer of non-cash assets or liabilities assumed is recognised in profit or loss.

**m) Net Current Deficit**

As at 30 June 2016 Council's current liabilities exceeded its current assets by \$98,130.83. Notwithstanding this, management have prepared the accounts on a going concern basis on the basis of the following:

- Included in current liabilities is income received in advance of \$139,863.97 which by its nature is not expected to be called upon in the next 12 months.
- The Council has recorded a significantly improved operating result for the 2016 financial year and expects to continue to records operating surpluses in coming financial years.



ABN 60 937 578 961

**NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS  
 FOR THE YEAR ENDED 30 JUNE 2016 (continued)**

**1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)**

**n) Ongoing Government Financial Support**

The financial statements have been prepared on a going concern basis which assumes continuity of normal business activities and the realisations of assets and settlement of liabilities in the ordinary course of business. In the event that current State Council contracts and funding were to cease, the Council would have to significantly restructure its operations to meet its commitments. If the Council are unable to continue as a going concern, it may be required to realise its assets and extinguish its liabilities other than in the normal course of business and at amounts different from those stated in the financial statements.

	<b>2016</b>	<b>2015</b>
<b>2. REVENUE</b>		
<u>Operating Activities</u>		
Rent Received	31,838.02	21,530.83
Allocation of Funding – NSWALC	140,400.00	125,312.76
Expenditure Paid by NSWALC	--	11,937.24
Land Planning Grant	40,217.31	5,056.27
Grant income	60,984.43	--
Archaeological Site Surveys	42,618.46	17,985.00
BVSC Managed Funding	--	8,181.82
Coastal Weeds Project	10,212.88	17,264.00
Firewood Sales	--	8,027.26
Koala Surveys	20,122.83	--
Labour Hire	71,232.80	3,854.50
Property Maintenance	2,960.27	4,016.00
Vehicle expense reimbursements	4,046.54	--
Rent – Communications Towers	36,657.87	75,875.11
Welcome to Country	2,285.09	2,020.91
	-----	-----
	463,576.50	301,061.70
	-----	-----
<u>Non-Operating Activities</u>		
Interest	317.26	121.35
NAIDOC Donations and Funding	290.00	8,516.82
Reimbursements & Refunds	974.19	2,230.00
Sundry Income	1,681.46	86.41
Surplus on disposal of fixed assets	600.00	--
Traineeship Subsidy	909.09	15,363.64
Prior Year ATO/BAS Penalty Remissions & Rates Adjustments	38,860.92	28,679.01
	-----	-----
	43,632.92	54,997.23
	-----	-----
	507,209.42	356,058.93
	=====	=====



ABN 60 937 578 961

**NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS  
 FOR THE YEAR ENDED 30 JUNE 2016 (continued)**

	2016	2015
<b>3. EXPENSES</b>		
Operating result before income tax includes the following specific items:-		
Audit Fees	9,000.00	10,450.00
Depreciation	4,958.45	2,491.57
Provision for bad debts expense	--	204.00
<b>4. CURRENT ASSETS – CASH &amp; CASH EQUIVALENTS</b>		
Administration Account	90,606.60	72,716.23
Housing Account	15,987.90	9,675.60
	-----	-----
	106,594.50	82,391.83
	=====	=====
The above figures are reconciled to cash at the end of the financial year as shown in the Statement of Cash Flows.		
<b>5. CURRENT ASSETS – RECEIVABLES</b>		
Trade Debtors	88,737.02	540.48
Sundry Debtors	3,870.00	5,490.00
	-----	-----
	92,607.02	6,030.48
	=====	=====



ABN 60 937 578 961

**NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS  
 FOR THE YEAR ENDED 30 JUNE 2016 (continued)**

	2016	2015
<b>6. NON CURRENT ASSETS</b>		
<b>- PROPERTY PLANT &amp; EQUIPMENT</b>		
Office Furniture and Fixtures	5,063.50	5,063.50
Less: Accumulated Depreciation	(4,112.46)	(4,091.18)
	951.04	972.32
Plant and Equipment	12,004.35	16,039.31
Less: Accumulated Depreciation	(10,952.90)	(14,032.98)
	1,051.45	2,006.33
Computer Equipment	1,969.04	1,969.04
Less: Accumulated Depreciation	(1,526.82)	(1,214.73)
	442.22	754.31
Motor Vehicles	25,681.77	19,000.00
Less: Accumulated Depreciation	(17,836.75)	(14,166.55)
	7,845.02	4,833.45
Residential Rental Properties (note 7) Buildings	839,800.00	850,100.00
Land Holdings (note 8)	4,530,400.00	4,155,400.00
Total Property, Plant and Equipment	5,380,489.73	5,014,066.41

Reconciliations

Reconciliations of the carrying amounts of each class of property, plant and equipment at the beginning and end of the financial period are set out as follows:

2016	Office Furniture and Fixtures	Plant and Equipment	Computer Equipment	Motor Vehicles	Rental Properties, Buildings Note 7	Land Holdings Note 8	TOTAL
Carrying amount at 1 July 2015	972.32	2,006.33	754.31	4,833.45	850,100.00	4,155,400.00	5,014,066.41
Additions	--	--	--	6,681.77	--	--	6,681.77
Land Granted	--	--	--	--	(10,300.00)	375,000.00	364,700.00
Depreciation	(21.28)	(954.88)	(312.09)	(3,670.20)	--	--	(4,958.45)
<b>Carrying Amount at 30 June 2016</b>	<b>951.04</b>	<b>1,051.45</b>	<b>442.22</b>	<b>7,845.02</b>	<b>839,800.00</b>	<b>4,530,400.00</b>	<b>5,380,489.73</b>



ABN 60 937 578 961

**NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS  
 FOR THE YEAR ENDED 30 JUNE 2016 (continued)**

**6. NON CURRENT ASSETS  
 - PROPERTY PLANT & EQUIPMENT (continued)**

**Valuation Basis**

***Residential Properties***

The residential properties (incorporating land and buildings) were valued for accounting purposes as at 31 May 2004 by Mr Peter J. Barron, FAPI (CPV), Registered Valuer No. 2917.

***Land Holdings***

Land holdings, including rental properties are recognised at the values reported by the Valuer General and updated from time to time as information becomes available. The net movements in the values of vacant land have been taken directly to the asset revaluation reserve.

		2016	2015
<b>7. NON-CURRENT ASSETS - RENTAL PROPERTIES</b>			
<u>Buildings</u>			
<b>Lot</b>	<b>DP</b>	<b>Description</b>	
12	255593	3 Ballima Court, Bega	140,800.00
276	750190	7 Murrays Flat Road, Bega	132,300.00
278	750190	15 Murrays Flat Road, Bega	137,300.00
5	38375	23 Kirkland Crescent, Bega	--
39	252403	1 Kielpa Place, Bega	156,400.00
19	231933	2 Bunyarra Drive, Bega	139,600.00
45	260726	7 Gregory Way, Bega	133,400.00
			-----
			839,800.00
			=====
			-----
			850,100.00
			=====

**8. NON-CURRENT ASSETS - LAND HOLDINGS**

***Residential Properties***

<b>Lot</b>	<b>DP</b>	<b>Description</b>		
12	255593	3 Ballima Court, Bega	76,000.00	76,000.00
276	750190	7 Murrays Flat Road, Bega	39,700.00	39,700.00
278	750190	15 Murrays Flat Road, Bega	39,700.00	39,700.00
5	38375	23 Kirkland Crescent, Bega	66,500.00	66,500.00
39	252403	1 Kielpa Place, Bega	47,500.00	47,500.00
19	231933	2 Bunyarra Drive, Bega	52,300.00	52,300.00
45	260726	7 Gregory Way, Bega	71,300.00	71,300.00
			-----	-----
			393,000.00	393,000.00
			-----	-----



ABN 60 937 578 961

NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS  
 FOR THE YEAR ENDED 30 JUNE 2016 (continued)

			2016	2015
<b>8.</b>	<b>NON-CURRENT ASSETS – LAND HOLDINGS (continued)</b>			
	<b>Vacant Land</b>			
	<b>Lot</b>	<b>DP</b>	<b>Description</b>	
	277	750190	13 Murrays Flat Road, Tarraganda	39,700.00
	88	756715	Berridale	181,000.00
	133	821405	Sapphire Coast Drive, Bournda	534,000.00
	284	257329	Boundary Road, Bega	113,000.00
	138, 144, & 155			
		750244	Myrtle Mountain	98,800.00
	276 & 277			
		823247	Sapphire Coast Drive, Wallagoot	447,000.00
	137	41818	Princes Highway, Yellow Pinch	222,000.00
	142	750231	Tantawangalo	219,000.00
	235	1120117	Black Range Road, Black Range	25,000.00
	139	1122485	Sapphire Coast Drive, Tura Beach	399,000.00
	81	750194	Wallagoot Lane, Wallagoot	140,000.00
	301	1008689	Bollers Road, Tantawangalo	86,900.00
	196	1024916	Tathra-Bermagui Road, Tanja	835,000.00
	7, 8, 9 & 11			
		729198	&	
	133 & 142			
		750236	Wallagoot Lake Road, Tathra	400,000.00
	100	1188615	Thompsons Drive, Tathra	22,000.00
	139, 140 & 141			
		1122485	Sapphire Coast Drive, Tura Beach	225,000.00
	288	1216718	Thompsons Drive Tathra	150,000.00
	10	846675	Black Range Road, Bega	--
			4,137,400.00	3,762,400.00
			4,530,400.00	4,155,400.00
<b>9.</b>	<b>PAYABLES</b>			
	Trade Payables		59,220.32	117,598.84
	ATO Liability – GST & PAYG		50,116.80	50,512.69
	ATO Liability – Superannuation		11.17	42,985.86
	Superannuation		7,941.55	3,537.22
	PAYG Payable		11,251.00	5,908.80
	GST Payable		20,599.56	12,698.23
	Accrued Expenses		9,000.00	7,859.00
			158,140.40	241,100.64



ABN 60 937 578 961

**NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS  
 FOR THE YEAR ENDED 30 JUNE 2016 (continued)**

	2016	2015
<b>10. PREPAID INCOME</b>		
Rent in Advance - Telstra	18,805.20	(6,214.92)
Rent in Advance - Optus	6,289.98	6,123.51
Funding and Income Received in Advance	114,768.79	53,622.31
	-----	-----
	139,863.97	53,530.90
	=====	=====
<b>11. ACCUMULATED FUNDS</b>		
Accumulated Funds	1,198,258.90	1,089,687.71
	=====	=====
<b>Movements</b>		
Opening Balance 1 July 2015	1,089,687.71	1,081,272.05
Surplus for period	108,571.19	8,415.66
	-----	-----
Balance 30 June 2016	1,198,258.90	1,089,687.71
	=====	=====
<b>12. RESERVES</b>		
Asset Revaluation Reserve	4,084,100.00	3,719,400.00
	=====	=====
<b>Movement</b>		
Opening Balance 1 July 2015	3,719,400.00	3,719,400.00
Land transferred to Council (Note 6)	364,700.00	--
	-----	-----
Balance 30 June 2016	4,084,100.00	3,719,400.00
	=====	=====
<b>13. RELATED PARTY TRANSACTIONS</b>		
<b>(a) Councillors Remuneration</b>		
The councillors received \$2,700 in Board sitting fees for the 30 June 2016 financial year. They did not receive any other remuneration from the Council other than reimbursement of out of pocket expenses that have been fully substantiated.		
<b>(b) Transactions with councillors and councillor related entities</b>		
There were no transactions with councillors or councillor related parties, other than those at normal commercial terms and conditions, and other benefits approved by members at the annual general meeting.		
<b>(c) Other transactions with related parties</b>		
There were no other transactions with related parties.		



ABN 60 937 578 961

**NOTES TO AND FORMING PART OF THE FINANCIAL STATEMENTS  
 FOR THE YEAR ENDED 30 JUNE 2016 (continued)**

**14. ADDITIONAL DISCLOSURE REQUIREMENTS**

The following transactions are required to be disclosed as per the NSW Local Aboriginal Land Council (NSWALC) Financial Reporting Policy 2015.

**(a) Tax payable to the ATO**

	<b>GST</b>	<b>PAYG</b>	<b>ATO Liability</b>	<b>Total</b>
Opening Balance	12,698.23	6,501.00	50,512.69	69,711.92
Charges	30,535.00	29,822.00	—	60,357.00
Payments	(22,633.67)	(25,072.00)	(395.89)	(48,101.56)
Closing Balance	20,599.56	11,251.00	50,116.80	81,967.36

**(b) Superannuation Liability**

	<b>2016</b>	<b>2015</b>
Opening Balance	46,523.08	37,174.96
Charges	19,601.05	15,097.54
Payments	(58,171.41)	(5,749.42)
Closing Balance	7,952.72	46,523.08

**(c) Land and Water Rates Liability**

	<b>2016</b>	<b>2015</b>
Opening Balance	86,522.24	56,020.35
Charges	29,065.27	38,457.32
Payments / Adjustments	(58,067.86)	(7,955.43)
Closing Balance	57,519.65	86,522.24

**(d) Current Outstanding Commitments for Over \$10,000**

Other than the tax payable to the ATO and superannuation liability above the Council has no other commitments for over \$10,000.

**(e) Related Parties Disclosures required AASB 124**

Refer to Note 13 to the financial statements.

**(f) Any Additional Information Required by NSWALC**

Not Applicable.



ABN 36 472 755 795

**AUDITOR'S INDEPENDENCE DECLARATION TO  
BEGA LOCAL ABORIGINAL LAND COUNCIL**

As auditor of Bega Local Aboriginal Land Council for the year ended 30 June 2016, I declare that, to the best of my knowledge and belief, there have been:

- (a) No contraventions of the auditor independence requirements as set out in the *Australian Charities and Not-for-profits Commission Act 2012* in relation to the audit; and
- (b) No contraventions of any applicable code of professional conduct in relation to the audit.

**KOTHES**  
**Chartered Accountants**

Simon Byrne  
Partner  
Registered Company Auditor # 153624  
BEGA, 12 October 2016



ABN 36 472 755 795

**INDEPENDENT AUDIT REPORT TO THE MEMBERS OF  
BEGA LOCAL ABORIGINAL LAND COUNCIL**

***Report on the Financial Report***

We have audited the accompanying financial report of Bega Local Aboriginal Land Council, which comprises the statement of financial position as at 30 June 2016, and the statement of profit and loss and other comprehensive income, statement of changes in equity and statement of cash flows for the year ended that date, a summary of significant accounting policies, other explanatory notes and the members' declaration.

***Board Members' Responsibility for the Financial Report***

The Board Members of the Council are responsible for the preparation and fair presentation of the financial report in accordance with Australian Accounting Standards (including the Australian Accounting Interpretations) and the *Aboriginal Land Rights Act 1983* (NSW) & Regulations and the *Australian Charities and Not-for-profits Commission Act 2012*. This responsibility includes: designing, implementing and maintaining internal control relevant to the preparation and fair presentation of the financial report that is free from material misstatement, whether due to fraud or error; selecting and applying appropriate accounting policies; and making accounting estimates that are reasonable in the circumstances.

***Auditor's Responsibility***

Our responsibility is to express an opinion on the financial report based on our audit. We conducted our audit in accordance with Australian Auditing Standards. These Auditing Standards require that we comply with relevant ethical requirements relating to audit engagements and plan and perform the audit to obtain reasonable assurance whether the financial report is free from material misstatement. An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial report. The procedures selected depend on the auditor's judgement, including the assessment of the risks of material misstatement of the financial report, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the Council's preparation and fair presentation of the financial report in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of accounting estimates made by the directors, as well as evaluating the overall presentation of the financial report. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

***Independence***

In conducting our audit, we have complied with the independence requirements of Australian professional ethical pronouncements.

***Electronic Presentation of Audited Financial Report***

This auditor's report relates to the financial report of Bega Local Aboriginal Land Council for the year ended 30 June 2016 that may be included on the Council's or NSWALC's website. The auditor's report refers only to that financial report and it does not provide an opinion on any other information which may have been hyperlinked to/from these statements. If users of this report are concerned with the inherent risks arising from electronic data communications they are advised to refer to the hard copy of the audited financial report to confirm the information included in the audited financial report.

Kothes

**INDEPENDENT AUDIT REPORT TO THE MEMBERS OF  
BEGA LOCAL ABORIGINAL LAND COUNCIL (continued)**

***Audit Opinion***

In our opinion, the financial report of Bega Local Aboriginal Land Council is in accordance with the *Aboriginal Land Rights Act 1983* (NSW) & Regulations and the *Australian Charities and Not-for-profits Commission Act 2012* including:

- (a) give a true and fair view of the Council's position as at 30 June 2016 and of its performance for the financial year ended on that date
- (b) complying with the matters required by the *Aboriginal Land Rights Act 1983* (NSW) & Regulations to be dealt with in the financial statements
- (c) complying with applicable Accounting Standards to the extent as described in Note 1 to the accounts.
- (d) proper accounting records and other records have been kept in accordance with the provisions of the *Aboriginal Land Rights Act 1983* (NSW).
- (e) Division 60 of the *Australian Charities and Not-for-profits Commission Act 2012*.

**KOTHES**  
**Chartered Accountants**



Simon Byrne  
Partner  
BEGA, 12 October 2016

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scheme approved  
under Professional  
Standards Legislation



ABN 36 472 755 795

**SUPPLEMENTARY INFORMATION  
FOR THE YEAR ENDED 30 JUNE 2016**

The additional financial data presented in the on the following pages is in accordance with the books and records of Bega Local Aboriginal Land Council which have been subjected to the auditing procedures applied in our statutory audit of the Council for the year ended 30 June 2016. It will be appreciated that our statutory audit did not cover all details of the additional financial data. Accordingly, we do not express an opinion on such financial data and no warranty of accuracy or reliability is given.

In accordance with our firm's policy, we advise that neither the firm nor any member or employee of the firm undertakes responsibility arising in any way whatsoever to any person (other than the Council) in respect of such data, including any errors or omissions therein, arising through negligence or otherwise however caused.

**KOTHES  
Chartered Accountants**



SIMON BYRNE  
Partner  
BEGA, 12 October 2016



Bega Local Aboriginal Land Council

ABN 60 937 578 961

**STATEMENT OF INCOME AND EXPENDITURE  
 FOR THE YEAR ENDED 30 JUNE 2016**

	2016	2015
<b>INCOME</b>		
Archaeological Site Surveys	42,618.46	17,985.00
Coastal Weeds Project	10,212.88	17,264.00
Firewood Sales	--	8,027.26
BVSC Managed Funding	--	8,181.82
Grant income	60,984.43	--
Interest	317.26	121.35
Koala Surveys	20,122.83	--
Labour Hire	71,232.80	3,854.50
Land Planning Grant	40,217.31	5,056.27
NAIDOC Donations and Funding	290.00	8,516.82
NSWALC - Allocation	140,400.00	125,312.76
NSWALC – Expenditure	--	11,937.24
Property Maintenance	605.00	4,016.00
Refunds & Reimbursements	974.19	2,230.00
Rent – Telstra, Tura Beach and Tathra (2015 - 29/4/11 to 30/6/15)	27,271.92	66,787.68
Rent – Optus, Tura Beach	9,385.95	9,087.43
Sundry Income	1,681.46	86.41
Surplus on Disposal of Fixed Assets	600.00	--
Traineeship Subsidy	909.09	15,363.64
Vehicle Expense Reimbursements	4,046.54	--
Welcome to Country	2,285.09	2,020.91
(Deficit) / Surplus from Rental Operations	(5,645.66)	(26,819.16)
	428,509.55	279,029.93
<b>EXPENDITURE</b>		
Accounting Fees	2,062.50	6,270.00
Administrative Expenses	12.70	63.27
Advertising	414.40	2,729.87
ATO / Superannuation Interest and Penalties	956.91	10,389.48
Audit Fees	9,000.00	10,450.00
Bank Charges	26.55	175.70
Board Sitting Fees	2,700.00	1,750.00
Catering	2,381.42	2,288.27
Cleaning and Waste Removal	49.10	--
Computer Expenses	922.45	1,081.35
Consultancy Fees	31,150.49	7,212.37
Cultural Works	290.00	--
Depreciation	4,958.45	2,491.57
Donations	150.00	950.00
Electricity and Power	2,446.79	2,677.09
Equipment Purchases	8,168.17	185.33
Funerals	136.36	150.00



**STATEMENT OF INCOME AND EXPENDITURE  
 FOR THE YEAR ENDED 30 JUNE 2016 (continued)**

	2016	2015
<b>EXPENDITURE (Continued)</b>		
Hire – Office Equipment	2,451.97	2,007.32
Hire – Other	456.36	469.30
Insurance	1,605.29	2,090.91
Interest Expense	--	1,589.67
Land Management Administration	11.55	249.09
Legal Fees	870.00	1,682.76
Loss on Disposal of Fixed Assets	--	8,277.52
Meeting Expenses	780.01	243.50
Minor Equipment	1,674.72	--
Miscellaneous	615.07	323.00
Motor Vehicle Expenses	8,215.48	8,418.27
NAIDOC Expenses	2,891.23	4,940.01
Office Supplies	1,170.39	1,116.62
Postage	1,050.81	790.16
Project Materials	9,145.00	--
Provision for Bad Debts Expense	--	204.00
Rates - Other	302.47	7,677.48
Rent	12,463.00	12,360.00
Repairs and Maintenance	824.72	2,630.93
Room Hire	330.54	63.64
Signage	5,279.87	697.39
Staff Clothing	1,558.16	--
Superannuation	19,583.95	15,097.54
Telephone	2,376.56	2,943.61
Training for Employees	1,638.18	174.55
Travel	2,597.08	835.15
Valuation Fees	350.00	500.00
Welcome to Country	2,380.00	1,360.00
Wages and Salaries	209,818.89	166,168.82
Workers Compensation Insurance	2,531.69	7,517.74
	358,799.28	299,293.28
<b>SURPLUS / (DEFICIT)</b>	69,710.27	(20,263.35)
Prior Year ATO/BAS Penalty Remissions & Rates Adjustments	38,860.92	28,679.01
<b>OVERALL OPERATING SURPLUS</b>	108,571.19	8,415.66



**RENTAL TRADING ACCOUNT**  
**STATEMENT OF INCOME AND EXPENDITURE**  
**FOR THE YEAR ENDED 30 JUNE 2016**

	2016	2015
<b>INCOME</b>		
Rent Received	31,838.02	21,530.83
Property Maintenance	2,355.27	--
	-----	-----
	34,193.29	21,530.83
	-----	-----
<b>EXPENDITURE</b>		
Administrative Expenses	188.00	--
Government Fees	114.30	29.70
Employee Expenses	344.10	--
Insurance - Rental Properties	4,198.65	5,782.86
Rates	17,981.00	12,537.49
Rates – Water and Sewerage	10,781.80	18,242.35
Repairs and Maintenance- Property	6,231.10	11,757.59
	-----	-----
	39,838.95	48,349.99
	-----	-----
(DEFICIT) FOR YEAR	(5,645.66)	(26,819.16)
	=====	=====

11.1 APPLICATION FOR FEE WAIVER - TIP FEES  
ATTACHMENT 3 STONY CREEK ROAD MAP

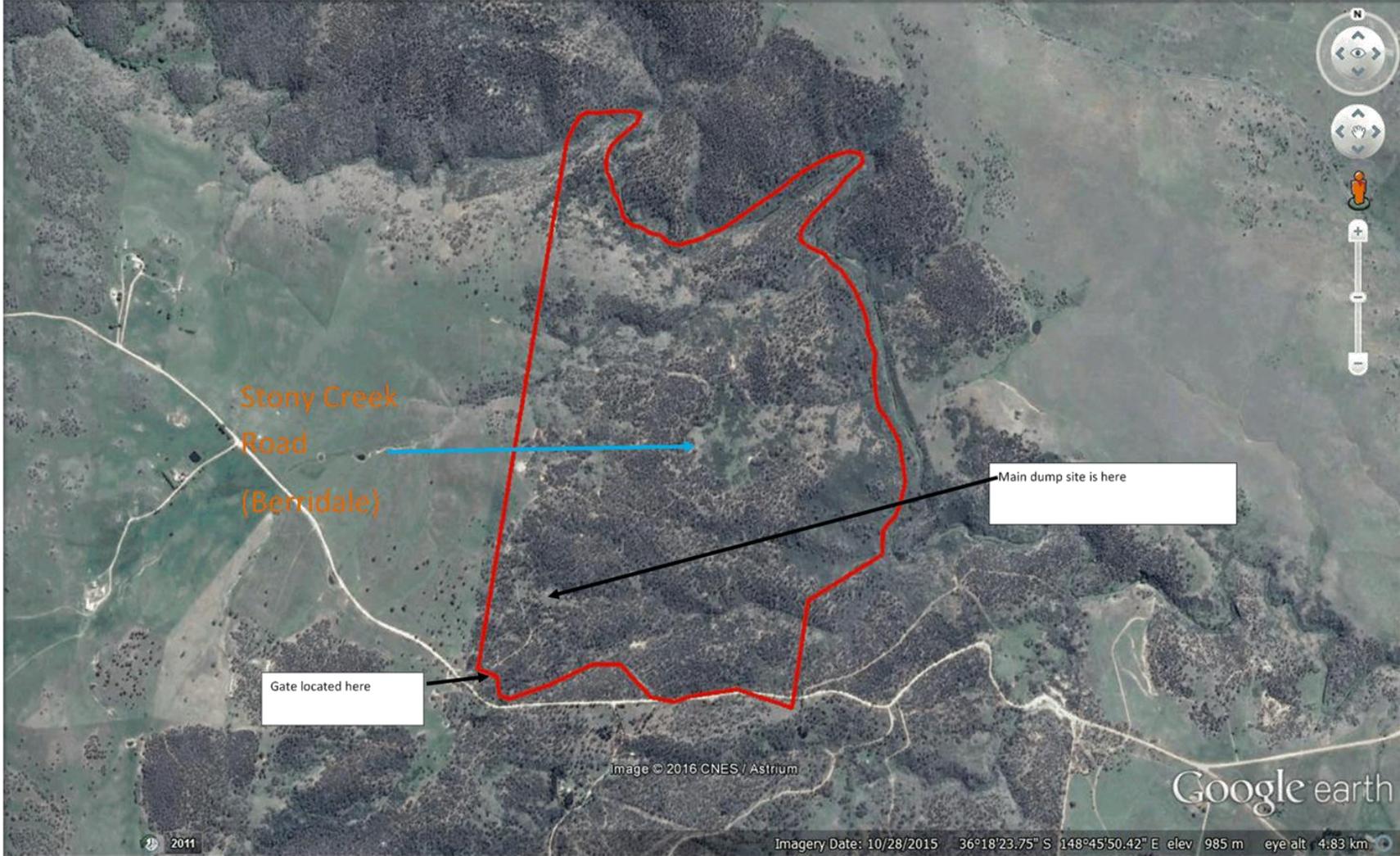






Figure 1 - Main dump site





Figure 2 - Main gate



Figure 3- Repaired fence and sign approx 300m east of main gate

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**10.1 SALE OF LAND ON YALLAKOOL ROAD**

**RECOMMENDATION**

THAT COUNCIL

- A. RESCIND RESOLUTION 174/16 MADE ON 28 SEPTEMBER 2016;
- B. FOLLOWING NEGOTIATION WITH OWNERS OF THE LAND, COUNCIL NOW OFFER AN AMOUNT OF UP TO \$40 030 BEING THE DIFFERENCE BETWEEN COUNCIL AND THE DEVELOPERS INDEPENDENT VALUATIONS; AND
- C. THIS AMOUNT BE A REDUCTION IN THERE SECTION 94 CONTRIBUTIONS APPLICABLE OVER ALL STAGES OF THE SUBDIVISION.

**DETERMINATION BY ADMINISTRATOR**

APPROVED BY ADMINISTRATOR DEAN LYNCH IN ACCORDANCE WITH *SECTION 226 DOT POINT ONE (1) OR TWO (2) OF THE LOCAL GOVERNMENT ACT 1993.*

SIGNATURE: .....

DATE: .....

## 11. CONFIDENTIAL MATTERS

In accordance with Section 10A(2) of the Local Government Act 1993, Council can exclude members of the public from the meeting and go into Closed Session to consider confidential matters, if those matters involve:

- (a) personnel matters concerning particular individuals; or
- (b) the personal hardship of any resident or ratepayer; or
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business; or
- (d) commercial information of a confidential nature that would, if disclosed;
  - (i) prejudice the commercial position of the person who supplied it, or
  - (ii) confer a commercial advantage on a competitor of the council, or
  - (iii) reveal a trade secret,
- (e) information that would, if disclosed, prejudice the maintenance of law; or
- (f) matters affecting the security of the council, councillors, council staff or council property; or
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege or information concerning the nature and location of a place; or
- (h) an item of Aboriginal significance on community land.

and Council considers that the closure of that part of the meeting for the receipt or discussion of the nominated items or information relating thereto is necessary to preserve the relevant confidentiality, privilege or security of such information, and discussion of the material in open session would be contrary to the public interest.

In accordance with Section 10A(4) of the Local Government Act 1993 the Chairperson will invite members of the public to make verbal representations to the Council on whether the meeting should be closed to consider confidential matters.

### RECOMMENDATION

1. THAT pursuant to Section 10A subsections 2 & 3 and Section 10B of the Local Government Act, 1993 (as amended) the following items on the agenda for the Ordinary Council meeting be dealt with in Closed Session for the reasons specified below:

#### **11.1 Appointment External Independent member to Audit and Risk Committee**

Item 11.1 is confidential in accordance with s10(A)(2)(a) of the Local Government Act because it contains personnel matters concerning particular individuals (other than councillors) and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

2. The press and public be excluded from the proceedings of the Council in Closed Session on the basis that these items are considered to be of a confidential nature.
3. That the Minutes and Business Papers including any reports, correspondence, documentation or information relating to such matter be treated as confidential and be withheld from access by the press and public, until such time as the Council resolves that the reason for confidentiality has passed or become irrelevant.
4. That the resolutions made by the Council in Closed Session be recorded in the Minutes of the Council Meeting.
5. That upon this recommendation being moved and seconded, the Chairperson invite representations from the public as to whether this part of the meeting should be closed to consider the nominated item.