



Stage 1 assessment criteria (continued)

9. Have you applied for or received any other funding for this project or one with a similar purpose? If yes, please state the funding source (e.g. state or federal), the amount, the status of the application, and provide a brief explanation of the funding's purpose. If no, please leave this table blank:

Funding source	Amount (\$)	Application status	Purpose

Section 4: Applicant declaration and signature

Please tick each of the below to indicate your acceptance. Your acknowledgement and acceptance of each item is a condition of submitting a valid application.

- I certify that the information given in this application is true and correct and does not contain false or misleading information.
- I certify that I have read section **5.4 Confidentiality and Privacy** of the Round 8(b) Applicant Guidelines. I understand and consent to the use and disclosure of my personal information as explained in section **5.4 Confidentiality and Privacy**.
- I certify that all conditions of the grant will be complied with should I receive grant funding.
- I certify that to the extent this application or any information provided in relation to this application contains information of, or about, another person, I have the authorisation of that person to provide the information and for it to be used and disclosed in accordance with the above authorisations.

Signature	Name	Position/title	Date

Submitting this form

Please submit this completed form, including all attachments, via email by **5pm AEST 13 September 2024**

Email to: QldFeralPestInit@daf.qld.gov.au

Additional information

How did you hear about Round 8(b) of the Queensland Feral Pest Initiative? (Please select from the following):

- | | | |
|---|--|--|
| <input type="checkbox"/> QFPI webpage | <input type="checkbox"/> DAF staff | <input type="checkbox"/> Word of mouth |
| <input type="checkbox"/> QFPI correspondence
(e.g. email to CEO from QFPI) | <input type="checkbox"/> Industry organisation | <input type="checkbox"/> Other
(please specify) |
| <input type="checkbox"/> DAF media
(e.g. BQ newsletter) | <input type="checkbox"/> Social media
(please specify platform below) | |

Please provide further details if required:

Definitions:

Term	Definition
Aboriginal and/or Torres Strait Islander owned, and/or led	At least 50 per cent owned by an Aboriginal person/s and/or a Torres Strait Islander person/s
Local supplier*	A supplier of goods and/or services that maintains a workforce whose usual place of residency (i.e. where they normally live, sleep, and eat) is located within a 125 km radius of where the good and/or service is to be supplied
Social enterprise	Businesses guided by a social purpose. They exist to benefit the public, community, and environment rather than just shareholders and owners, reinvesting most of their profits for this purpose. Social enterprises often employ higher numbers of disadvantaged job seekers than traditional businesses.)
Queensland supplier*	A supplier with an Australian Business Number registered in Queensland

* Suppliers include manufacturers, stockists, resellers, merchants, distributors, consultants, and contractors



14.14 REQUEST FOR FUNDING BY SOUTH BURNETT SAINTS AFC INC. FOR NEW CHANGE ROOM.

File Number: 21/08/2024
Author: Acting General Manager Liveability
Authoriser: Chief Executive Officer

PRECIS

Request for funding by South Burnett Saints Australian Football Club (AFC) Inc. for new change room.

SUMMARY

A letter from the South Burnett Saints AFC Inc. has been received by Council, with the club asking for Council to contribute up to \$50,000 towards their new changeroom project, should the Club fall short in the funding of their project.

In the same letter they are asking for Council to potentially refund the cost of applying for a certificate exemption for material change of use.

OFFICER'S RECOMMENDATION

That South Burnett Regional Council

1. Refund the cost of the Certificate Exemption for material change of use.
2. Council to contribute twenty-five thousand dollars from the 24/25 Operational Budget towards the South Burnett Saints Australian Football Club Inc, should the Club fall short in funding the capital upgrades.

FINANCIAL AND RESOURCE IMPLICATIONS

The Club has received funding from various funding sources including Queensland Sport and Recreation, Queensland Cricket and AFL Queensland. If Council were to agree to contribute \$50,000 due to the Club falling short of their target of \$653,590.00 it would be coming from Council's Operational budget.

LINK TO CORPORATE/OPERATIONAL PLAN

EC1: Develop and implement initiatives to enhance community parks, gardens and recreational facilities, which may include: tree planting strategy, botanical gardens and perennial (drought tolerant) shrubs and flower planting programme.

EC6: Appropriately support and encourage volunteers, advisory groups and community organisations to value add to Council's services and infrastructure.

COMMUNICATION/CONSULTATION (INTERNAL/EXTERNAL)

Council and members of the Club met on 8 August regarding the project, and it was discussed that potentially Council might be able to refund the costs of the Certificate Exemption for material change of use which costs \$801.00.

Council has provided the Club with a letter of landowners' consent for which they have been able to use for funding which was issued in November 2023.

LEGAL IMPLICATIONS (STATUTORY BASIS, LEGAL RISKS)

Nil

POLICY/LOCAL LAW DELEGATION IMPLICATIONS

Nil

ASSET MANAGEMENT IMPLICATIONS

The Kingaroy Cricket and Sports Club Inc. has a current lease with Council. There is a sub-lease between the Cricket Club and South Burnett Saints AFC. The actual clubhouse/amenities are not a Council asset and would need to be maintained by the Kingaroy Cricket and Sports Club Inc.

REPORT

Council has recently received a letter from the South Burnett Saints AFC Inc. which asking for Council to contribute up to \$50,000 towards their new changeroom project, should the Club fall short in the funding of their project.

The Club has been successful in several funding opportunities that include Queensland Sport and Recreation, Queensland Cricket, AFL Queensland and had a fundraising day. The Club has been doing more fundraising through their “Buy A Brick” Campaign, where the public can by a brick that will be used in the construction of the new building.

Income Source	Income Value	Income Confirmed
Queensland Sport and Recreation	\$350K	Yes
Queensland Cricket	\$50K	Yes
AFL Queensland	\$100K	Yes
South Burnett Saints funding	\$50K	Yes
South Burnett Saints heritage Day fundraising	\$10K	Yes
South Burnett Saints “Buy a Brick” Campaign	\$40K	Yes
Total confirmed funding		\$600k

In the same letter they are asking for Council to potentially refund the cost of applying for a Certificate Exemption for Material Change of Use. The cost of the certificate is \$801.00.

Council has approved for the waiving of building and plumbing application fees for the Capital Building upgrades as per the Council resolution June 2024.

Building fees waived \$1321.00

Estimated plumbing fees to be waived \$1840.50

13.5 WAIVING OF BUILDING AND PLUMBING APPLICATION FEES - SOUTH BURNETT SAINTS AFL

RESOLUTION 2024/371

Moved: Cr Ros Heit

Seconded: Cr Danita Potter

That South Burnett Regional Council waives 50% of the building and plumbing application fees as per the Consideration of Applications for reduction in Council's Fees and Charges – Building, Plumbing and Planning Applications Policy – Strategic017 and contributes the remaining 50% as in-kind support from the community grant process.

In Favour: Crs Kathy Duff, Jane Erkens, Linda Little, Danita Potter, Deb Dennien, Heath Sander and Ros Heit

Against: Nil

CARRIED 7/0

Council has previously made contributions to other not for profit organisations to assist in capital improvements. In 23/24 Council provided \$25,000 contribution to Nanango Western Performance Club and \$51,671 to the South Burnett Mountain Bike Club.

ATTACHMENTS

1. Letter from South Burnett Saints AFC Inc regarding funding for new change room.
2. Sub-lease between Kingaroy Cricket and Sports Club Inc and South Burnett Saints Australian Football Club Inc.
3. Letter to Kingaroy Cricket & Sports Club Inc giving consent to jointly apply for grant funding with South Burnett Saints AFC Inc.
4. Design plans of change room extension

To Mayor Kathy Duff and the South Burnett Regional Council

I am writing on behalf of the South Burnett Saints Committee for 2024.

As per the funding agreement with the Queensland Sport and Recreation department we need to demonstrate our ability to meet the full cost of the change room building project for the department to release funds. Please find the breakdown below for the anticipated cost of the project as well as the funding through grants and sponsorship that the Saints have been able to generate for the project. We are requesting as per our last meeting that the South Burnett Regional Council be willing to provide a letter for the Saints to say they are willing to contribute up to 50K to the changeroom project in the instance that there is a short fall in funding.

Following on from the conversation we are also seeking a potential refund of \$800 for the costs of applying for the certificate exemption for material change of use.

Estimated cost.

Expense	Cost
Project manger	10, 990
Estimated building cost	635K
Building Designs cost	2800
Building engineering costs	4800
Total estimated costs	653, 590

Income Source

Income Source	Income Value	Income Confirmed
Queensland Sport and Recreation	350K	Yes
Queensland Cricket	50K	Yes
AFL Queensland	100K	Yes
South Burnett Saints funding	50K	Yes
South Burnett Saints heritage Day fundraising	10K	Yes
South Burnett Saints "Buy a Brick" Campaign	40K	Yes
Total confirmed funding		600k

If you have any questions or concerns or would like additional information, please feel free to reach out.

Kind Regards
 Melissa
 Grants and Sponsorship coordinator

Enquiries: Cathy Jackson
 Phone: 07 4189 9100
 ECM ID 296193 JP: CJ



10 February 2023

Kingaroy Cricket & Sports Club Inc
 Lyle Vidler Oval
 Youngman Street South
KINGAROY QLD 4610

South Burnett Regional Council
 ABN 89 972 463
 PO Box
 Kingaroy QLD
 ☎ 1300 789 279 or (07) 4189 9100
 📠 (07) 4162 1111
 📧 info@southburnett.qld.gov.au
 🌐 www.southburnett.qld.gov.au

Attention: Myolene Voller
Email: kingaroycricketclub@gmail.com

Dear Myolene

Request for consent to enter sub agreements on Lot 6 on SP274891

Thank you for your correspondence dated 27 October 2022 seeking consent to formalise sub agreements between your association and affiliated clubs using the premises.

This matter was discussed at Council's ordinary meeting on 14 December 2022 and it was resolved under resolution 2022/611 that:

Approval be provided to the Kingaroy Cricket & Sports Club Inc under clause 5.21 of the lease between the Kingaroy Cricket & Sports Club Inc. and South Burnett Regional Council to grant Licence to Occupies to South Burnett Saints AFC Inc, Wooroolin Warrior Cricket Club Inc., Kingaroy Croquets Club Inc., Kingaroy Junior Cricket Association., South Burnett Thrashers Rugby Club Inc. and South Burnett Cricket Association Inc.

If you wish to discuss this matter further, please contact Council's Lease Officer, Cathy Jackson by phone (07) 4189 9100 or email info@sbrc.qld.gov.au.

Yours faithfully

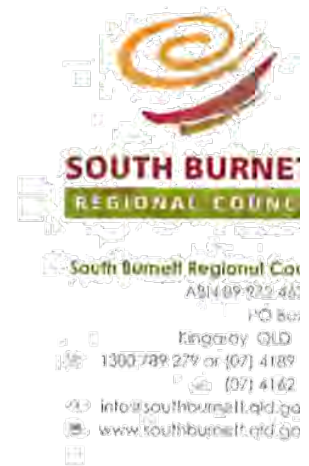
Jennifer Pointon
MANAGER COMMUNITY & LIFESTYLE

Customer Service Centres

Blackbutt 69 Hart Street
Kingaroy 45 Glendon Street

Murgon 42 Stephens Street West
Woodford 60 Mackenzie & Scott Streets

Enquiries: Cathy Jackson
 Phone: 07 4189 9100
 ID REQ2024-007561-DM: CJ



24 April 2024

Kingaroy Cricket & Sports Club Inc.
 Lyle Vidler Oval
 10 Youngman Street
KINGAROY QLD 4610

Attention: Troy Miller

Dear Troy

Letter of landowner's consent to jointly apply for grant funding with the South Burnett Saints Australian Football Club Inc. to improve the facilities on Lease C in Lot 6 on SP274891

Thank you for your request on behalf of the Kingaroy Cricket & Sports Association Inc (Kingaroy Cricket) and South Burnett Saints Australian Football Club Inc. (Saints AFL) seeking landowners' consent to jointly apply for grant funding to upgrade Kingaroy Cricket house/amenities and upgrade the lighting on Lease C in Lot 6 on SP274891.

Council confirms that the Kingaroy Cricket is a long-term tenant and holds a current lease over the grounds as described above, which does not expire until 30 November 2029. Council also confirms approval was granted on 14 December 2022 for Kingaroy Cricket to enter sub-agreements by way of a Deed of Licence to Occupy with the Saints AFL, the Wooroolin Warrior Cricket Club Inc, Kingaroy Croquets Club Inc, Kingaroy Junior Cricket Club Inc, South Burnett Thrashers Rugby League Club Inc and South Burnett Cricket Association Inc which all utilise the grounds. Council also confirms its continued support for Kingaroy Cricket as lead applicant to redevelop the grounds to meet current Australian Standards and allow for further growth whilst continuing to improve the safety of the facility.

Council advises that it has no objection to Kingaroy Cricket undertaking the works to upgrade Kingaroy Cricket house/amenities and install new lighting, provided that:

- Kingaroy Cricket obtains any necessary building, planning or other statutory approvals necessary for the works.
- Kingaroy Cricket must hold a minimum \$20M Public Liability, Volunteer Workers Insurance and/or Workcover policy for the period of the works.
- All works must be carried out by suitably qualified and experienced contractors. The contractor must provide to Kingaroy Cricket, copies of appropriate licences, Work Safe Method Statement or Risk Assessment to undertake the works.
- The site must be secured from public access during construction and appropriate warning signs be in place.

Customer Service Centres

Blackbutt 69 Hart Street

Murgon 42 Stephens Street West

- All relevant legislation and regulations are adhered to including those relevant to vegetation protection, cultural heritage, and native title legislation.
- Kingaroy Cricket are responsible for the disposal of all rubbish and waste materials from the site and any associated commercial/industrial tipping fees.
- Kingaroy Cricket acknowledges that it will be responsible for all ongoing repairs and maintenance of the asset.
- Kingaroy Cricket enter a Memorandum of Understanding (MOU) with the Saints AFL above to ensure continued harmonious working relationship for shared use of the facilities, noting Council's support to facilitate this process.

Council is supportive of this project, as there are no changing facilities within the current lease area and that these improvements will encourage additional women and girls to join the clubs and engage in physical fitness for either cricket or AFL. The upgrade of the lighting will allow both clubs to hold night games, increasing participation, membership, and competition.

Council would like to wish Kingaroy Cricket well with their application for grant funding. If you wish to discuss this matter further, please contact Council's Lease Officer, Cathy Jackson by phone (07) 4189 9100 or email info@sbrc.qld.gov.au.

Yours faithfully



Debra Moore
MANAGER COMMUNITY & LIFESTYLE

B/C :
South Burnett Saints Australian Football Club Inc.
PO Box 1052
KINGAROY QLD 4610



CHANGE ROOM EXTENSION SOUTH BURNETT SAINTS

LYLE VIDLER OVAL
YOUNGMAN STREET, KINGAROY

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ISSUE	DESCRIPTION	DATE	AUTHOR
1B	DRAFT FLOOR PLANS	13-10-2023	TN

AT NO POINT OR ANY STAGE DO THESE PLANS WARRANT/GUARANTEE BUILDING APPROVAL. NOR DO THESE PLANS PERMIT ANY BUILDER, HOMEOWNER OR CONSULTANT THE ABILITY TO PERFORM ANY BUILDING WORK WITHOUT THE REQUIRED LOCAL AUTHORITY REQUIREMENTS. THIS REQUIREMENT IS USUALLY EXPRESSED IN THE FORM OF A STAMPED BUILDING APPROVAL PLAN FROM PRIVATE CERTIFICATION.

THESE DRAWINGS SHALL BE READ IN CONJUNCTION WITH ALL BUILDING DESIGN AND OTHER CONSULTANTS' DRAWINGS AND SPECIFICATIONS AND WITH SUCH OTHER WRITTEN INSTRUCTIONS AS MAY BE ISSUED DURING THE COURSE OF THE CONTRACT. ANY DISCREPANCY SHALL BE REFERRED TO THE DESIGNER OR ENGINEER BEFORE PROCEEDING WITH THE WORK.

ALL MATERIALS AND WORKMANSHIP SHALL BE IN ACCORDANCE WITH THE RELEVANT AND CURRENT CODES AND WITH THE BY-LAWS AND ORDINANCES OF THE RELEVANT BUILDING AUTHORITIES EXCEPT WHERE VARIED BY THE PROJECT SPECIFICATION. ALL DIMENSIONS SHOWN SHALL BE VERIFIED BY THE BUILDER ON SITE.

CARE HAS BEEN TAKEN TO ACHIEVE ACCURACY HOWEVER ALL INFORMATION ON THIS PLAN SHOULD BE REGARDED AS APPROXIMATE.

ENGINEER'S DRAWINGS SHALL NOT BE SCALED FOR DIMENSIONS. DURING CONSTRUCTION THE STRUCTURE SHALL BE MAINTAINED IN A STABLE CONDITION AND NO PART SHALL BE OVERSTRESSED. TEMPORARY BRACING SHALL BE PROVIDED BY THE BUILDER TO KEEP THE WORKS AND EXCAVATIONS STABLE AT ALL TIMES.

UNLESS NOTED OTHERWISE ALL LEVELS ARE IN METERS AND ALL DIMENSIONS ARE IN MILLIMETERS.

DETAIL OF THE CUT & FILL REQUIREMENTS FOR THIS BUILDING SITE IS BASED ON SURFACE LEVELS TAKEN AND THE OWNER/BUILDER SPECIFIED REQUIREMENTS. SUCH DETAIL IS SUBJECT TO VARIATION DEPENDANT UPON GROUND CONDITIONS ENCOUNTERED. SOIL TEST RESULTS AND LOCAL AUTHORITY REQUIREMENTS. CONTOURS AND R.L.s WHERE SHOWN, ARE INDICATIVE ONLY. SOME LEVELS MAY CHANGE DUE TO ACTUAL CONDITIONS ON SITE.

CLEAR BUILDING AREA OF ALL VEGETATION TO ONE METRE PAST THE BUILDING PERIMETER. REMOVE ALL STUMPS & ROOTS. STOCKPILE TOP SOIL FOR REUSE ON COMPLETION OF BUILDING CONSTRUCTION. TOP SOIL IS NOT TO BE USED AS FILL MATERIAL.

ALL CUT AND FILL EMBANKMENTS TO BE NO STEEPER THAN 1:2 AND ALL DRIVEWAYS TO BE NO STEEPER THAN 1:8 ALL EARTHWORKS TO BE IN ACCORDANCE TO A.S. 2870.

SLOPE BUILDING PAD TO DRAIN ALL SURFACE WATER AWAY FROM RESIDENCE AS PER BCA PART 3.1.2 DRAINAGE

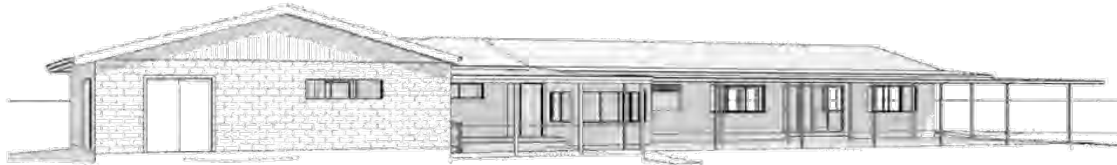
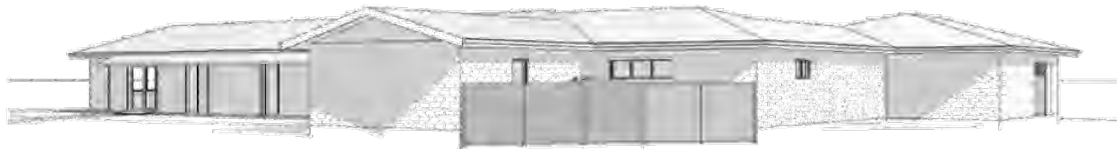
SITE WORKS INDICATED ON THIS PLAN ARE FOR CONSTRUCTION PURPOSES ONLY. IT IS THE CLIENT'S RESPONSIBILITY TO CARRY OUT ALL LANDSCAPING, SITE DRAINAGE, RETAINING WALLS AFTER COMPLETION OF CONSTRUCTION. ALL RETAINING WALLS & EMBANKMENTS SHOWN ARE TO COMPLY WITH THE LOCAL AUTHORITIES POLICY FOR RETAINING WALLS & EMBANKMENTS ON RESIDENTIAL BUILDING SITES. POSITION OF RETAINING WALLS & EMBANKMENTS MAY VARY ACCORDING TO SITE WORKS.

LEVEL OF CONCRETE FLOOR SLAB TO DWELLING IS TO BE VERIFIED BY BUILDER TO ENSURE THAT A MINIMUM HEIGHT ABOVE FINISHED GROUND LEVEL IS ATTAINED IN ACCORDANCE TO THE B.C.A. - OLD BUILDING ACT - AMENDMENT ACT 1991 & THE LOCAL AUTHORITY POLICY AND TO CONFIRM CUT AND FILL LEVELS. THE SAME PRINCIPLE IS TO BE APPLIED WHEN CONSIDERING THE CAVITY BETWEEN THE LOWER FLOOR CEILING AND THE UPPER FLOOR TO ENSURE ADEQUATE SPACING FOR SERVICES.

BUILDER TO VERIFY THE LOCATION OF ALL SERVICES PRIOR TO CONSTRUCTION.

CONFIRM THAT ALL SURVEY PEGS ARE IN THE CORRECT POSITION BEFORE SETTING OUT THE BUILDING. IF ANY DOUBT ARISES CONTACT THE SURVEY SURVEYOR. THE RELATIONSHIP BETWEEN OCCUPATION AND THE PLOTTED BOUNDARY IS INDICATIVE (i.e. THIS IS NOT A BOUNDARY SURVEY).

AFTER COMPLETION OF CONSTRUCTION OF THE DWELLING THE OWNER SHALL MAINTAIN THE SITE & DWELLING IN ACCORDANCE WITH THE C.S.I.R.O. LEAFLET SHEET No. 10-91 'GUIDE TO HOMEOWNERS ON FOUNDATION MAINTENANCE AND FOOTING PERFORMANCE'.

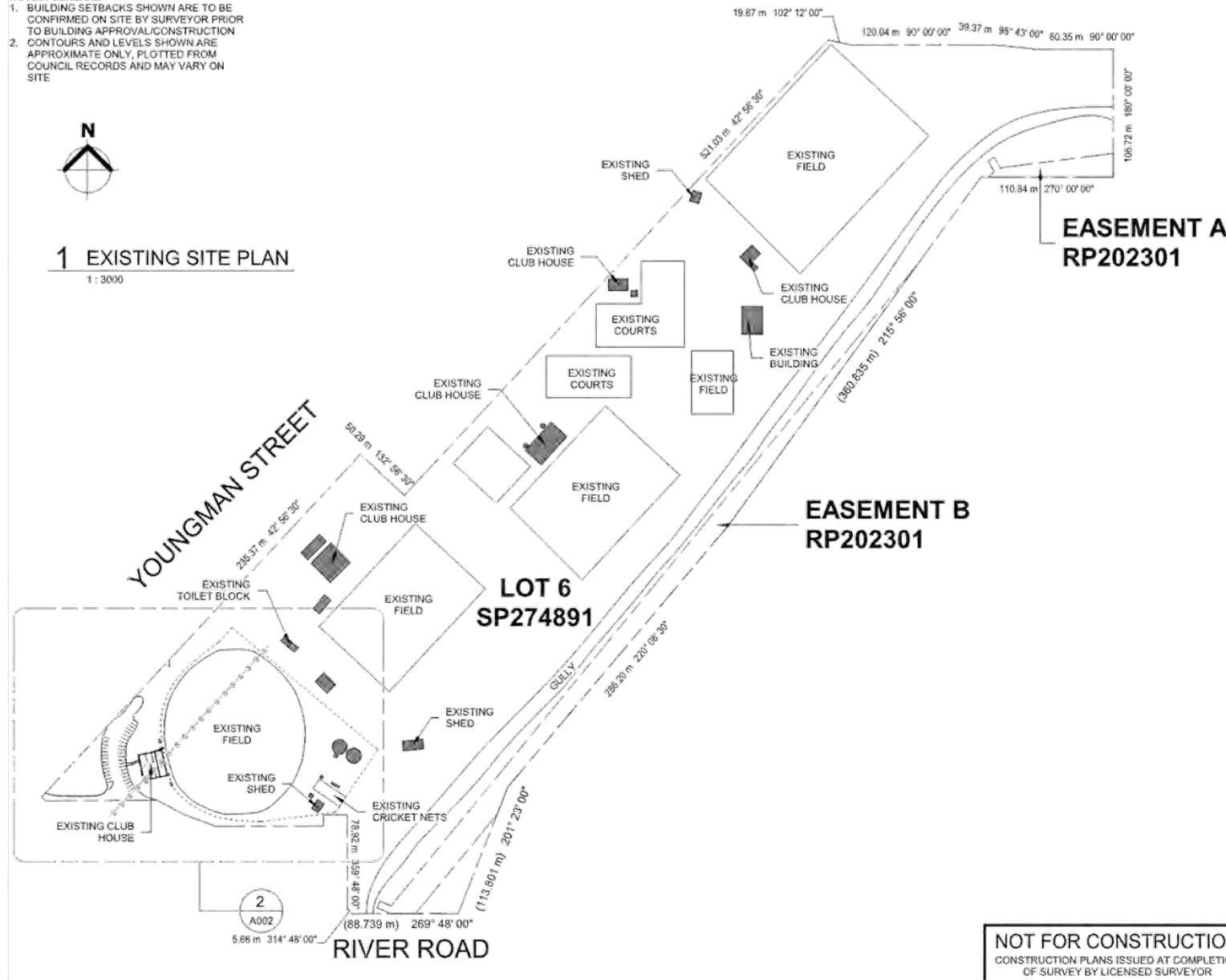


NOTES: GENERAL

1. BUILDING SETBACKS SHOWN ARE TO BE CONFIRMED ON SITE BY SURVEYOR PRIOR TO BUILDING APPROVAL/CONSTRUCTION
2. CONTOURS AND LEVELS SHOWN ARE APPROXIMATE ONLY, PLOTTED FROM COUNCIL RECORDS AND MAY VARY ON SITE



1 EXISTING SITE PLAN
1 : 3000



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ISSUE	DESCRIPTION	DATE
1B	DRAFT FLOOR PLANS	13-10-2023

PROJECT:
CHANGE ROOM EXTENSION

CLIENT:
SOUTH BURNETT SAINTS

SITE ADDRESS:
**LYLE VIDLER OVAL
YOUNGMAN STREET, KINGAROO**

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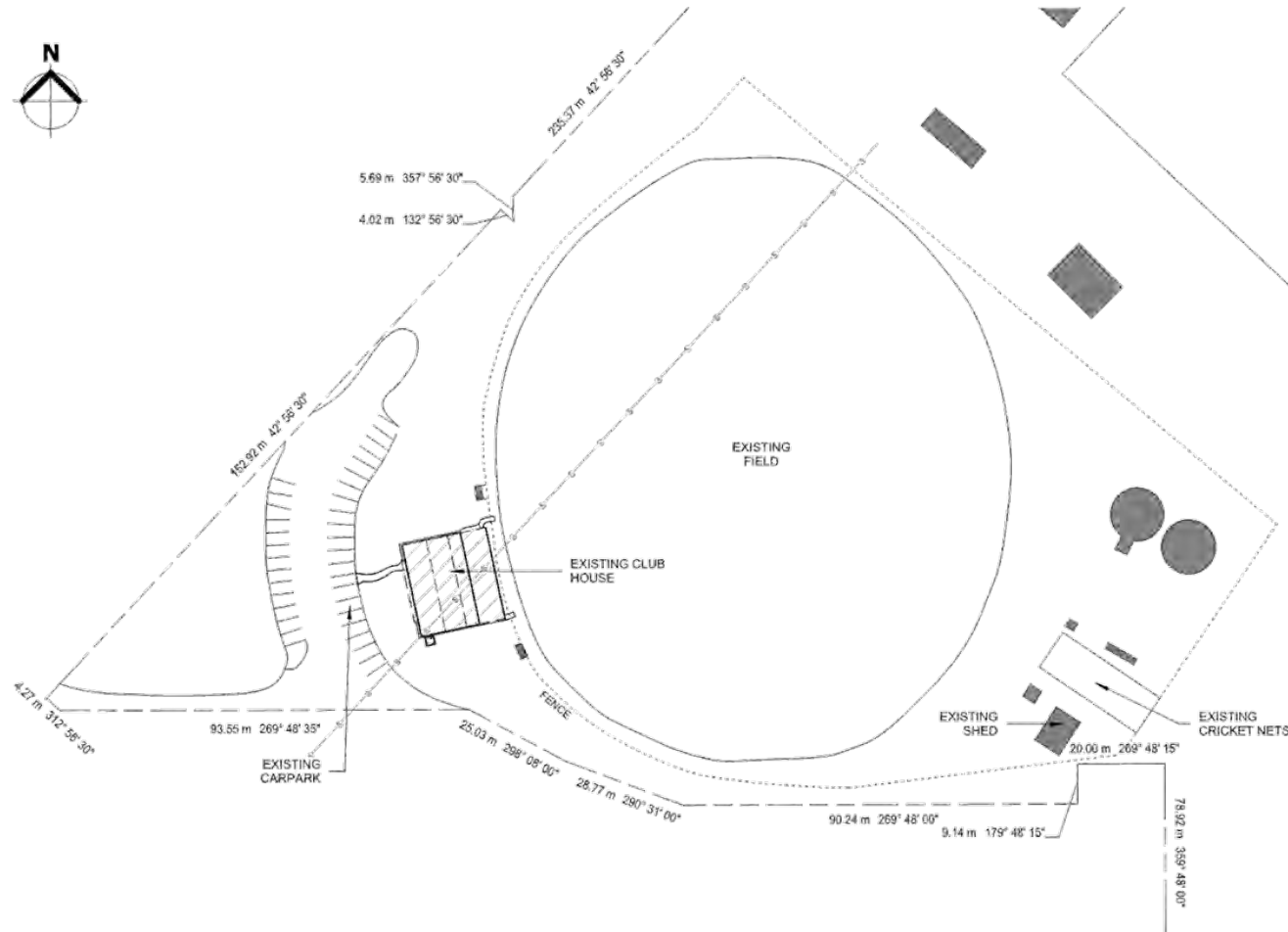
All design, construction methods and materials to be in accordance with:

- The National Construction Code
- The Housing Provisions Standard
- The Building Code of Australia (BCA);
- The Queensland Development Code (QDC);
- Building Regulations;
- Current issues of Australian Standards & Manufacturer's specifications

NOT FOR CONSTRUCTION
CONSTRUCTION PLANS ISSUED AT COMPLETION OF SURVEY BY LICENSED SURVEYOR

NOTES: GENERAL

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2 EXISTING SITE DETAIL
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ISSUE	DESCRIPTION	DATE
1B	DRAFT FLOOR PLANS	13-10-2023

PROJECT:
CHANGE ROOM EXTENSION

CLIENT:
SOUTH BURNETT SAINTS

SITE ADDRESS:
LYLE VIDLER OVAL
YOUNGMAN STREET, KINGAROO

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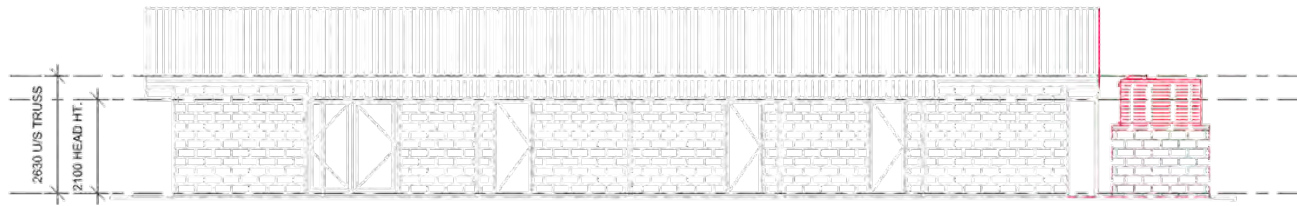
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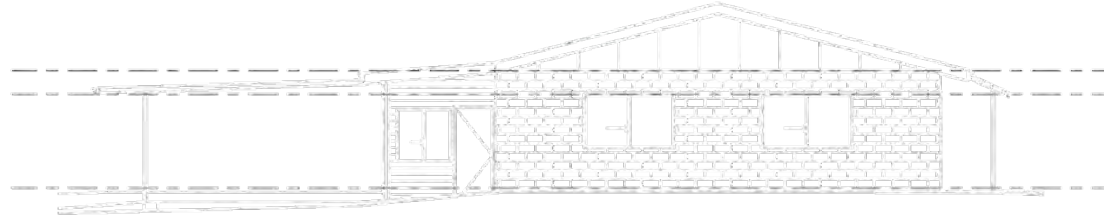
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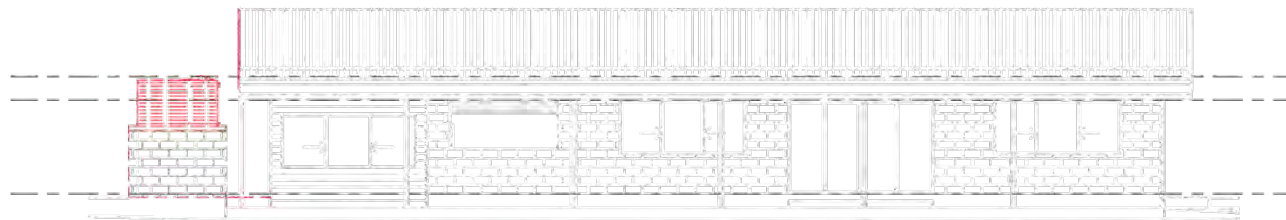
4 FRONT ELEVATION - EXISTING

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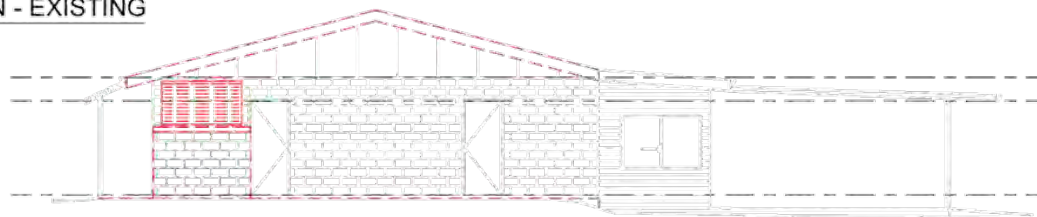
5 LEFT-SIDE ELEVATION - EXISTING

1 : 100



6 REAR ELEVATION - EXISTING

1 : 100



7 RIGHT-SIDE ELEVATION - EXISTING

1 : 100

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CONSTRUCTION PLANS ISSUED AT COMPLETION
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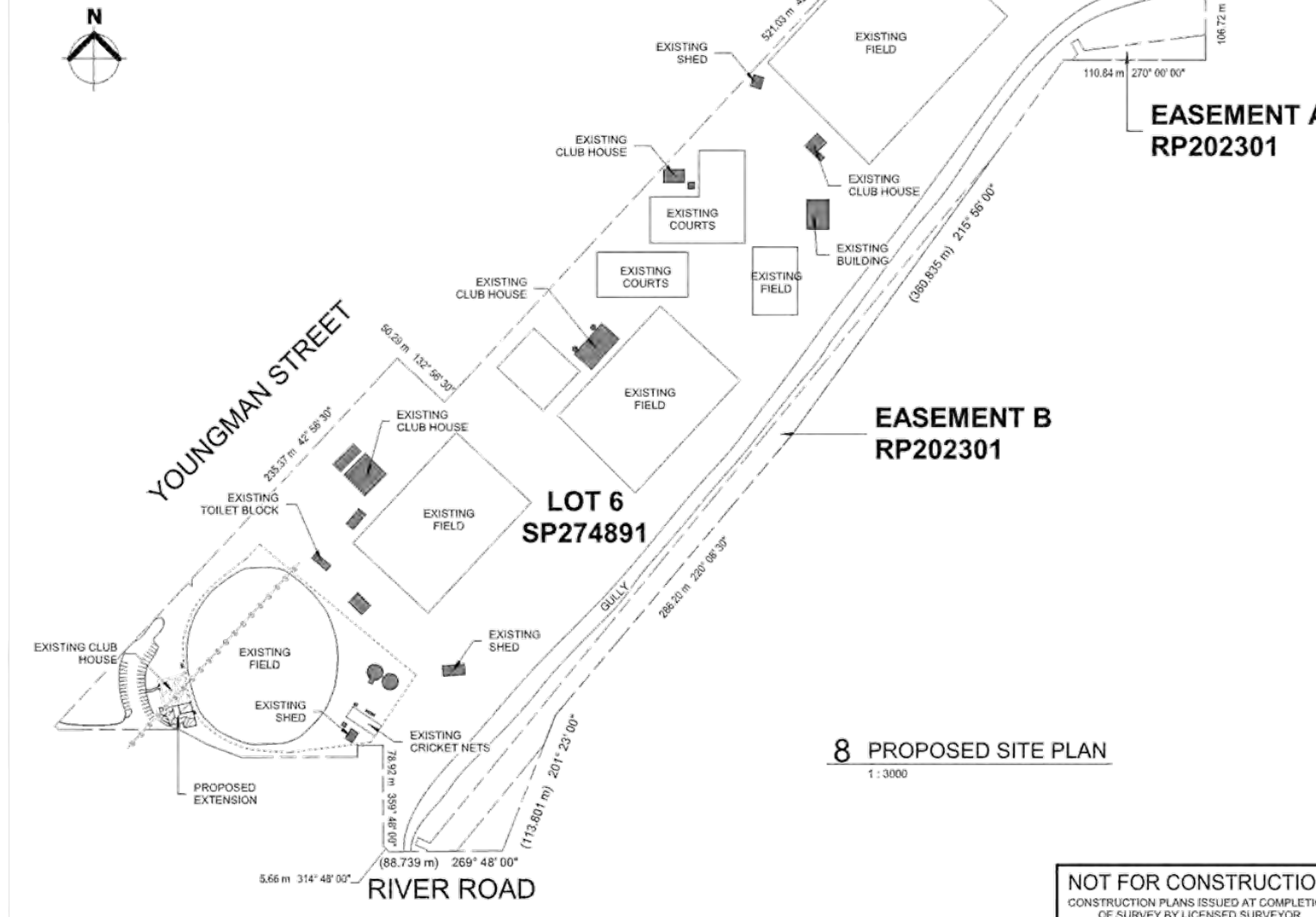
ISSUE	DESCRIPTION	DATE	AUTHOR
1B	DRAFT FLOOR PLANS	13-10-2023	TN

PROJECT: CHANGE ROOM EXTENSION
CLIENT: SOUTH BURNETT SAINTS
SITE ADDRESS: LYLE VIDLER OVAL
YOUNGMAN STREET, KINGAROY

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ISSUE	DESCRIPTION	DATE
1B	DRAFT FLOOR PLANS	13-10-2023

PROJECT:
 CHANGE ROOM EXTENSION

CLIENT:
 SOUTH BURNETT SAINTS

SITE ADDRESS:
 LYLE VIDLER OVAL
 YOUNGMAN STREET, KINGAROO

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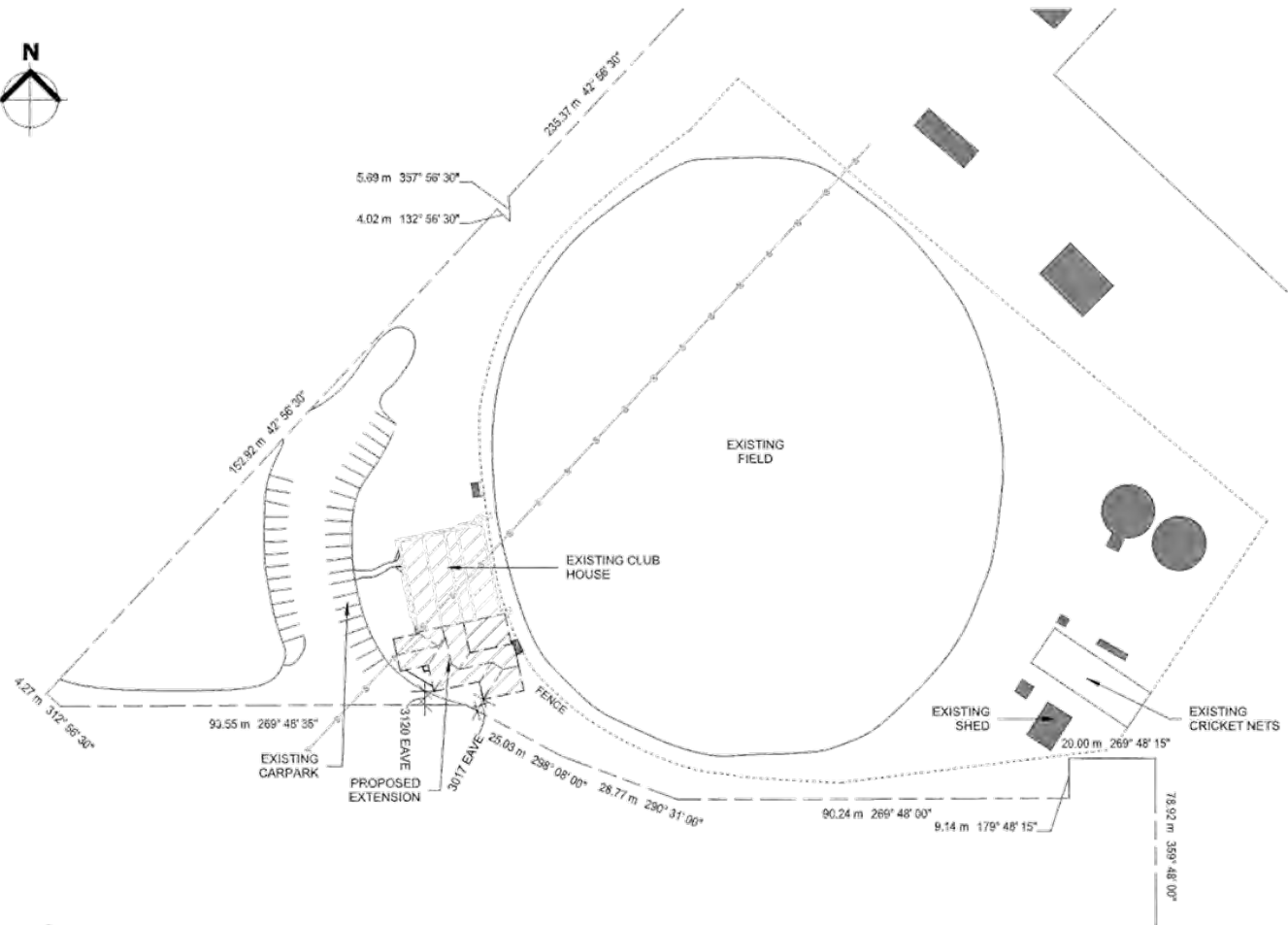
- The National Construction Code
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- The Queensland Development Code (QDC);
- Building Regulations;
- Current issues of Australian Standards & Manufacturer's specifications

8 PROPOSED SITE PLAN
 1 : 3000

NOT FOR CONSTRUCTION
 CONSTRUCTION PLANS ISSUED AT COMPLETION
 OF SURVEY BY LICENSED SURVEYOR

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9 PROPOSED SITE DETAIL

1 : 1000

NOT FOR CONSTRUCTION
 CONSTRUCTION PLANS ISSUED AT COMPLETION
 OF SURVEY BY LICENSED SURVEYOR



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ISSUE	DESCRIPTION	DATE
1B	DRAFT FLOOR PLANS	13-10-2023

PROJECT:
CHANGE ROOM EXTENSION

CLIENT:
SOUTH BURNETT SAINTS

SITE ADDRESS:
**LYLE VIDLER OVAL
YOUNGMAN STREET, KINGAROY**

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- The Queensland Development Code (QDC);
- Building Regulations;
- Current issues of Australian Standards & Manufacturer's specifications

13/10/2023 2:05:05 PM

14.15 LICENCE TO OCCUPY - WOOROOLIN LIONS CLUB INC.

File Number: 21 August 2024
Author: Lease Officer
Authoriser: Chief Executive Officer

PRECIS

The Wooroolin Lions Club Inc. have requested to install a second static thresher display on the rail trail corridor on Lot 3 on SP125007.

SUMMARY

The Wooroolin Lions Club Inc. (the Club) was approved to install a static peanut thresher display and relocate the Wooroolin Railway Building from the sportsgrounds back to the Wooroolin Rail Trail in January 2018. Although building approval was granted, official tenure through a Deed of Licence to Occupy was not finalised at this time. The Club has now acquired a second vintage peanut thresher and sort to finalise tenure for all three (3) sites under one (1) Deed of Licence to Occupy. Council sub-leases the rail trail from the State represented by the Department of Transport and Main Roads (TMR) and has been granted approval from TMR to enter a five (5) year Deed of Licence to Occupy with the Club.

OFFICER'S RECOMMENDATION

That South Burnett Regional Council:

1. In accordance with *section 236(1)(b)(ii)* of the *Local Government Regulation 2012* applies to the disposal of a valuable non-current asset by way of entering a Deed of Licence to Occupy for Area A, B & C within Lot 3 on SP125007 for the railway building and two static thresher displays to the Wooroolin Lions Club Inc. for a term of 5 years.
2. Pursuant to *section 257(1)(b)* of the *Local Government Act 2009*, South Burnett Council delegates to the Chief Executive Officer the power to negotiate, finalise and execute the Deed of Licence to Occupy with the Wooroolin Lions Club Inc. on terms and conditions considered satisfactory to Council.

FINANCIAL AND RESOURCE IMPLICATIONS

Fee for the Licence will be a concessional rate applied to all community and not for profit groups of \$75.00 per year (excluding GST).

Council will be responsible for any costs involved with the preparation of the Licence or any plans required.

The Club will be seeking grant funding to build the second display shed to house the second vintage peanut thresher and will be responsible for all relevant development and building approvals required.

LINK TO CORPORATE/OPERATIONAL PLAN

IN10: Investigate options for leasing opportunities to not-for-profit groups and organisations.

COMMUNICATION/CONSULTATION (INTERNAL/EXTERNAL)

Wooroolin Lions Club contacted Council seeking to enter an agreement to install a second static display for a peanut thresher on the Wooroolin Rail Trail land subleased to Council from the State represented by the Department of Transport & Main Roads (TMR).

Council contacted TMR and sort approval for the new thresher display and retrospective approval for the current thresher display and railway station building on the Wooroolin Rail Trail. TMR have approved Council to enter a 5-year Deed of Licence to Occupy provided all building and development approvals are obtained.

LEGAL IMPLICATIONS (STATUTORY BASIS, LEGAL RISKS)

An offer of a non-exclusive Deed of Licence to Occupy to a community organisation complies with section 236 of the *Local Government Regulation 2012*.

The Licence acknowledges the Sub-lease 717150236 and Head Lease 712575628 from the State under item 1.

POLICY/LOCAL LAW DELEGATION IMPLICATIONS

Offer of a Deed of Licence to Occupy is in accordance with Council's Property Leasing Policy and Disposal of Assets Policy.

ASSET MANAGEMENT IMPLICATIONS

In January 2018, Council approved for the Club to erect a shade structure to showcase a historical peanut thresher and relocate the Wooroolin Railway Building back from the Wooroolin Sportsgrounds to the Wooroolin Rail Trail 'Dalton Park'. The Club are the asset owner and are responsible for the maintenance and repairs of both the thresher displays and the railway station building.

REPORT

Property Detail: Wooroolin Rail Trail (Dalton Park)

RPD: Area A, B & C within Lot 3 on SP125007

Address: Bunya Highway, Wooroolin

Tenure: Sub-Lease

Background:

The Wooroolin Lions Club Inc. (the Club) have acquired another vintage peanut thresher and have requested to erect a second shed for another peanut thresher static display.

In January 2018, Council endorsed entering a Deed of Licence to Occupy for the Club to erect a shed for a peanut thresher static display and to relocate the Wooroolin Railway Building from the Wooroolin Sports grounds to the Wooroolin Rail Trail at Dalton Park.

Resolution 17 January 2018:

Moved Cr TW Fleischfresser, seconded Cr RLA Heit.

That Council enter into a licence to occupy with the Wooroolin Lions Club for a parcel of land within Lot 3 on SP125007 to erect a shed structure to showcase a historical peanut thrasher subject to Council's standard licence to occupy terms, inclusive of the following conditions:

- A nominal licence to occupy fee of \$75 per annum, plus GST.*
- The final location and area of the licence to occupy shall be determined and approved by the Chief Executive Officer prior to execution of the licence to occupy.*
- The Wooroolin Lions Club will be responsible for the ongoing maintenance of the infrastructure established by the group.*
- The Wooroolin Lions Club will obtain all necessary building approvals for the infrastructure to be established on the sites.*

Carried 7/0 FOR VOTE - Councillors voted unanimously

Moved Cr RLA Heit, seconded Cr KA Duff.

That Council enter into a licence to occupy with the Wooroolin Lions Club for a parcel of land within Lot 3 on SP125007 to relocate the original Wooroolin Train Station from the Wooroolin Sportsground to Dalton Park in Wooroolin (ex-rail corridor) subject to Council's standard licence to occupy terms, inclusive of the following conditions:

- *A nominal licence to occupy fee of \$75 per annum, plus GST.*
- *The final location and area of the licence to occupy shall be determined and approved by the Chief Executive Officer prior to execution of the licence to occupy.*
- *The Wooroolin Lions Club will be responsible for the ongoing maintenance of the infrastructure established by the group.*
- *The Wooroolin Lions Club will obtain all necessary building approvals for the infrastructure to be established on the site.*
- *The rail building be utilised as a static display only.*
- *Council planning approval be obtained prior to any future or proposed use of the structures.*
- *The rail building be upgraded to an appropriate standard as determined by the Chief Executive Officer to ensure amenity of the area is maintained.*
- *No water or power connections are to be made to the structures without prior Council approval.*
- *All asbestos material shall be removed prior to relocation of the rail building.*

Carried 5/2 FOR VOTE - Cr KM Campbell (Mayor), Cr GA Jones, Cr DA Potter, Cr KA Duff, Cr RLA Heit AGAINST VOTE - Cr RJ Frohloff, Cr TW Fleischfresser

In August 2018, the Railway Building was relocated, and the peanut thresher sited with funds acquired through the Gambling Community Benefit fund. At this time a Deed of Licence to Occupy was not finalised.

Council subleases the Wooroolin Rail Trail from the State represented by the Department of Transport and Main Roads (TMR). Conditions within the sublease require approval from TMR to enter into any tenure agreement and consent for the buildings. Council has now sort and been granted approval from TMR for both displays and the railway station building. TMR has approved a 5-year Deed of Licence to Occupy for all three (3) sites to be entered between Council and the Club.

ATTACHMENTS

- 1. Current Title - Lot 3 on SP125007**
- 2. Licence Areas A, B & C in Lot 3 on SP125007**
- 3. Photos - Railway Building & Thresher Display**
- 4. Aerial Map – Railway Building & Thresher Display**

INTERNAL CURRENT STATE TENURE SEARCH
QUEENSLAND TITLES REGISTRY PTY LTD

Search Date: 05/08/2024 15:56

Title Reference: 48002297

Date Created: 27/02/2010

Previous Title: 40008706

LAND DESCRIPTION

Estate in PERPETUITY

LOT 3 SURVEY PLAN 125007
Local Government: SOUTH BURNETT

REGISTERED LESSEE

Dealing No: 712575628 07/07/2009

THE STATE OF QUEENSLAND
(REPRESENTED BY DEPARTMENT OF TRANSPORT AND MAIN ROADS)

PERPETUAL TENURE INFORMATION

For Conditions, Primary Tenure information including Purpose
and Term of Tenure, refer to title reference 40008706

ENCUMBRANCES, EASEMENTS AND INTERESTS

1. SUB LEASE No 717150236 23/03/2016 at 14:57
SOUTH BURNETT REGIONAL COUNCIL
OF THE WHOLE OF THE LAND
TERM: 01/07/2016 TO 30/07/2056 OPTION NIL
Lodged at 14:57 on 23/03/2016 Recorded at 10:54 on 06/04/2016

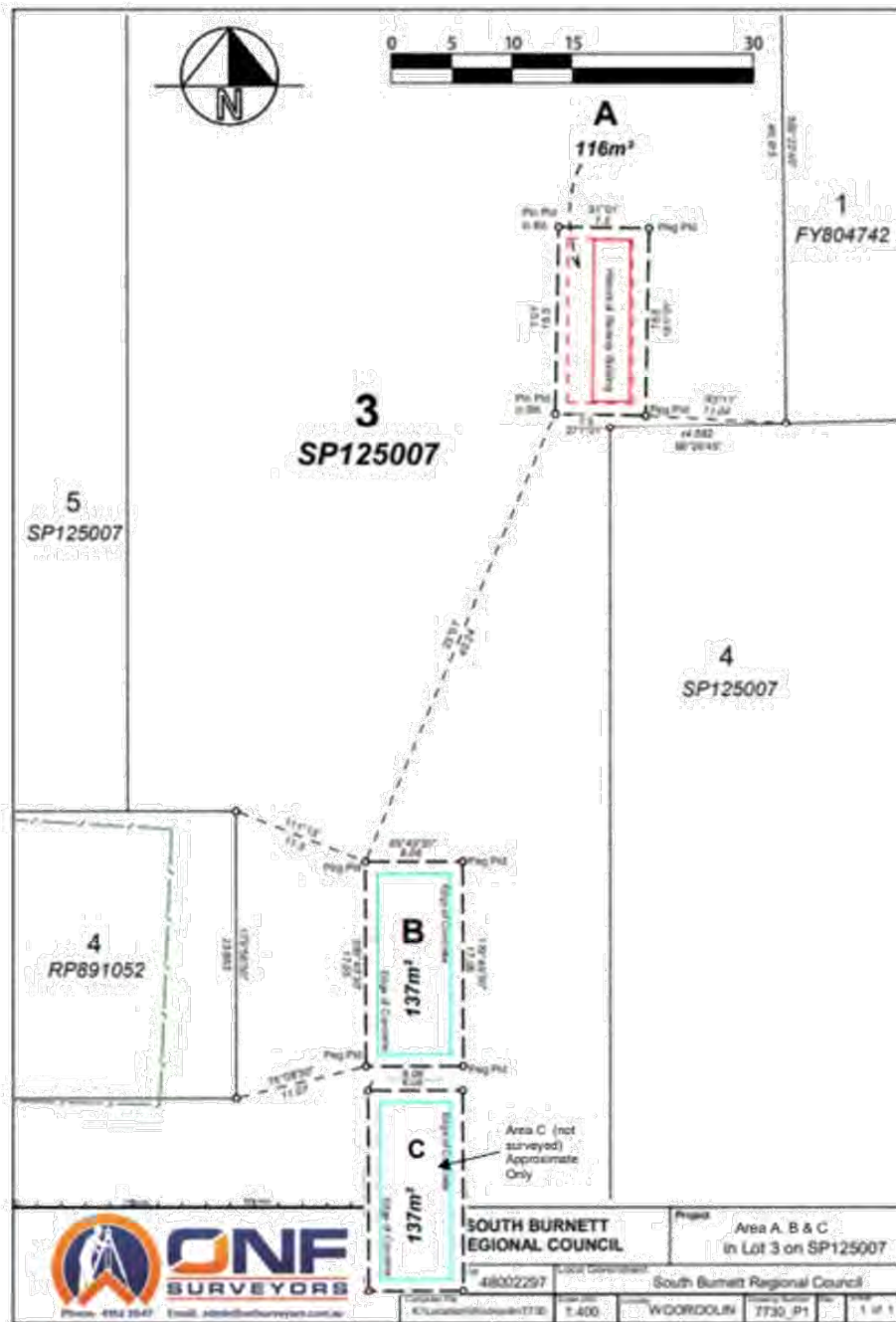
ADMINISTRATIVE ADVICES - NIL

UNREGISTERED DEALINGS - NIL

Caution - Charges do not necessarily appear in order of priority

** End of Current State Tenure Search **

Information provided under section 34 Land Title Act (1994) or
section 281 Land Act (1994)



Wooroolin Rail Trail – Dalton Park



Figure 1 - Railway Station Building Wooroolin



Figure 2 - Peanut Thresher Display

Aerial Map - Railway Building & Thresher Display

Plot 3 on SP125007

24°35'S 151°48'54"E

26°24'35"S 151°48'6"



24°40'S 151°48'54"E

26°24'40"S 151°48'6"

A product of



Legend located on next page



Scale: 1:821

Printed at: A4

Print date: 5/8/2024

Not suitable for accurate measurement.

Projection: Web Mercator EPSG 102100 (3857)

For more information, visit <https://qldglobe.information.qld.gov.au/help-info/Contact-us.html>

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Thresher Display - Railway Building & Threshing Display

Sheet 3 on SP125007

Legend

Attribution

Road parcel



Land parcel



Parcel

Land parcel - gt 1 ha



Parcel

Land parcel - gt 10 ha



Parcel

Easement parcel



Strata parcel



Volumetric parcel



Land parcel - gt 1000 ha



Parcel

Land parcel label

Land parcel label - gt 1 ha

Land parcel label - gt 10 ha

Land parcel label - gt 1000 ha

Places: My Places(1)

Railway Building

Threshing Display

Roads and tracks

Motorway

Highway

Secondary

Connector

Local

Restricted Access Road

Mail

Busway

Bikeway

Restricted Access

Bikeway

Walkway

Restricted Access

Walkway

Non-vehicular Track

Track

Restricted Access Track

Ferry

Proposed Thoroughfare

Green bridges



Bridges



Tunnels



[Deprecated] Railway



[Deprecated] Railway station



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14.16 SUBLEASE - BARAMBAH DRAGONS INC

File Number: 21-08-2024
Author: Lease Officer
Authoriser: Chief Executive Officer

PRECIS

Barambah Dragons Inc. have requested to enter a Sublease for Part of Lot 15 on SP104355.

SUMMARY

The Barambah Dragons Inc. (The Club) are a newly formed recreation dragon boat club seeking tenure on part of Lot 15 on SP104355 being the Bjelke-Petersen Dam Caravan and Recreation Park to build a shed and club house facility for their club's activities. The Club has been speaking with both Council and Bjelke-Petersen Dam Managers to identify and agree to an appropriate location. Council hold a Term Lease on the Land from the State represented by the Department of Resources (DoR) and will require approval from the Minister administering the *Land Act 1994*

OFFICER'S RECOMMENDATION

That South Burnett Regional Council:

1. In accordance with *section 236(1)(b)(ii)* of the *Local Government Regulation 2012* applies to the disposal of a valuable non-current asset by way of entering a sublease for part of Lot 15 on SP104355 for to the Barambah Dragons Inc. for a term of 10 years pending approval from the Minister administering the *Land Act 1994*.
2. Pursuant to *section 257(1)(b)* of the *Local Government Act 2009*, South Burnett Council delegates to the Chief Executive Officer the power to negotiate, finalise and execute the sublease with the Barambah Dragons Inc. on terms and conditions considered satisfactory to Council and in alignment with the *Land Act 1994* and the prescribed terms with the *Land Regulation 2020*.

FINANCIAL AND RESOURCE IMPLICATIONS

Fee for the Sublease will be a concessional rate applied to all community and not for profit groups of \$75.00 per year (excluding GST).

Council will be responsible for any costs involved with the approval and preparation of the sublease or any plans required. Application fees for the approval to sublease are \$157.20 GST Free.

The Barambah Dragons Inc. will be applying for grant funding to set up a functional clubhouse with toilets and running water as well as areas to securely store their equipment and boats. The Club will be responsible for any fees involved with development or building approvals required.

LINK TO CORPORATE/OPERATIONAL PLAN

IN10: Investigate options for leasing opportunities to not-for-profit groups and organisations.

COMMUNICATION/CONSULTATION (INTERNAL/EXTERNAL)

Barambah Dragons Inc. (the Club) have contacted Council seeking to enter an agreement to use the part of the land at the Bjelke-Petersen Dam Caravan and Recreation Park for the purpose of building a clubhouse/boat storage shed to house their dragon boats and hold club meetings.

The Club has met with Council's Commercial Services and Bjelke-Petersen Dam Managers to discuss the proposal and identify an appropriate site. All parties have agreed to the proposed site (Attachment 1).

It was recommended that this site would also be the easiest for the club to connect to power and water. The site is visible to the public which will assist to promote and attract new members, also

proximity to the kiosk allows club members to book accommodation and use amenities when holding events.

LEGAL IMPLICATIONS (STATUTORY BASIS, LEGAL RISKS)

Bjelke-Petersen Dam Caravan and Recreation Park is situated on State land that Council holds under a Term Lease until 2051 for the purpose of tourism, namely for a caravan park camping area. Council is required to seek Minister's approval to sublease under the *Land Act 1994*.

An offer of a sublease to a community organisation complies with *section 236* of the *Local Government Regulation 2012*.

The sublease acknowledges the Term Lease 0/215683 and complies with conditions in the *Land Act 1994* and prescribed terms in the *Land Regulation 2020*.

POLICY/LOCAL LAW DELEGATION IMPLICATIONS

Offer of a sublease is in accordance with Council's Property Leasing Policy and Disposal of Assets Policy.

ASSET MANAGEMENT IMPLICATIONS

Any clubhouse/boat storage shed will require consent from Council as well as relevant development and building approvals prior to being constructed. The Barambah Dragons Inc. (The Club) will be the asset owner of the buildings and responsible for any maintenance and repairs. At the end of the term the Club can apply to renew the sublease or will be required to return the site to its original condition.

REPORT

RPD: Part of Lot 15 on SP104355

Area: 1440m2 approximate to be surveyed

Address: 3 Rails Road, Moffatdale (Haager Drive)

Tenure: Term Lease TL0/215683

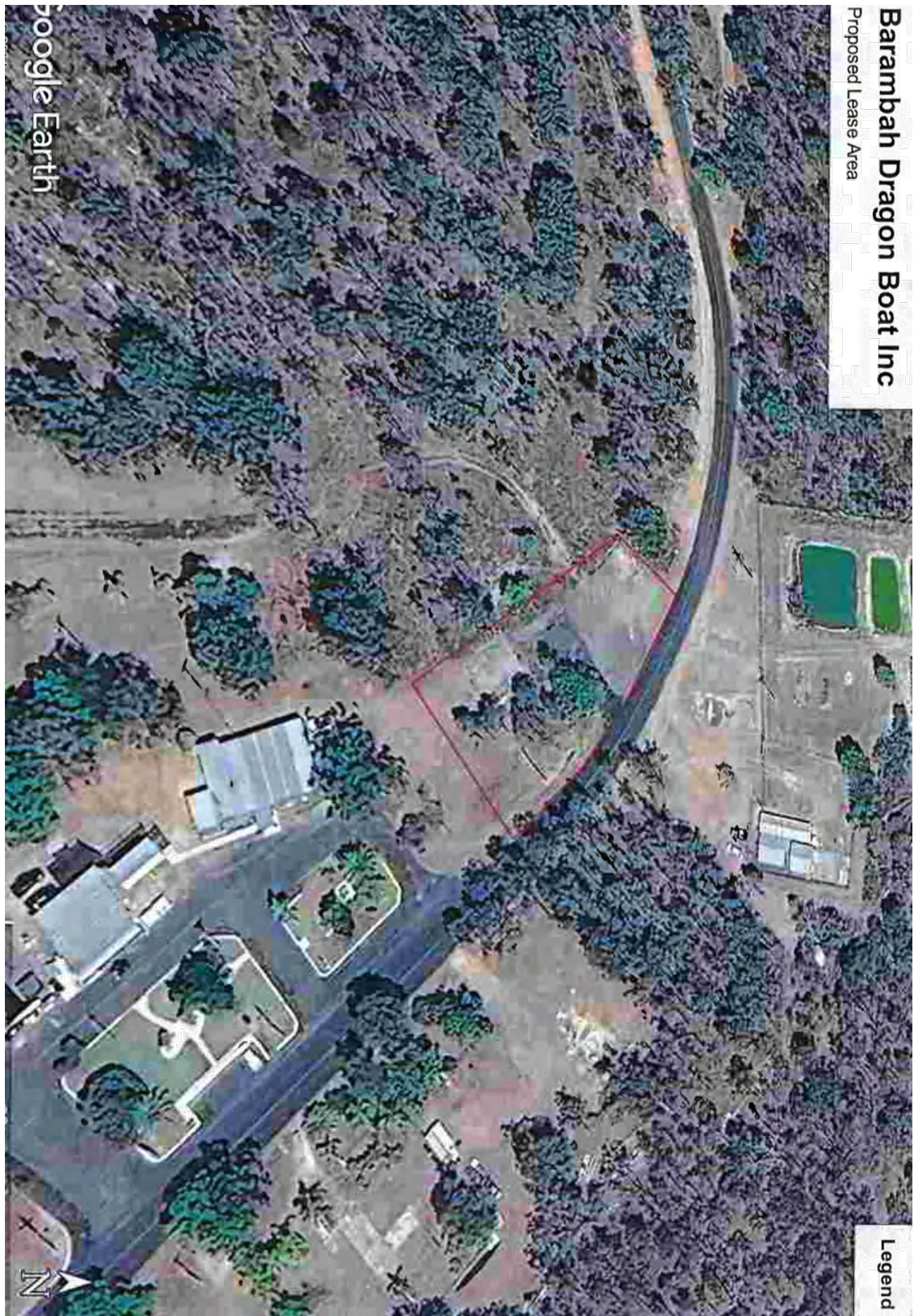
Background:

Barambah Dragons Inc. (the Club) are a newly formed community organisation that offer fitness and recreational water sports activity. Teams compete in Dragon Boats, which are large canoe-like vessels fitted with ornately carved dragon's heads and tails. Crews of up to 16 people sit in pairs and paddle to compete in races over distances of around 250m. Each boat has a drummer beating time to keep the paddlers in unison, and a professional helmsperson in the stern to guide the boat. Originating in ancient China, Dragon Boat Racing is now the fastest growing water sport in the world and a favourite among charities and corporations for its fundraising and team-building benefits.

The Club contacted Council seeking tenure at Bjelke-Petersen Dam Caravan and Recreation Park to construct a shed and club house facility to house their dragon boats and for their clubs' activities. The Club is already paddling socially at Bjelke-Petersen Dam and hold regular 'come and try' days to increase their membership. Once established they intend to seek approval to host a regatta at the Dam. This will be beneficial for all parties as this would increase membership for the Club, boost tourism to the region and increase patronage of the caravan park.

ATTACHMENTS

1. **Proposed Sublease Area - Barambah Dragons Inc.**
2. **State Policy SLM/2013/502.v3 - Requirements for Minister's Approval to Sublease**
3. **Barambah Dragons Inc. - Club information and long-term goals**



Operational Policy

SLM/2013/502
Formerly PUX/952/104
Version 3.00
05/08/2024

Requirements for Minister's Approval to Sublease

Purpose

This policy sets out considerations before the Minister will give approval for a sublease under the Land Act.

Background

There are various considerations that are relevant to the Minister deciding whether to approve a sublease or give a general authority to sublease.

This policy describes the considerations relevant in three situations:

1. Leases for significant development; and
2. For islands located off the coast, or other areas of the state of high intrinsic scenic, heritage, conservation or other sensitive values; and
3. subleases applied for under a rolling term lease.

Situations when subleasing is common:

- Subleases can be required to provide for a residential development, or a marina. The subdivision Minister's approval to sublease is needed to facilitate the 'sale' of individual subdivided lots.
- A sublease is required to finance the development of the lease. As a result, the sublessees will have acquired an interest in an uncompleted development and are therefore accepting a risk that the development will be satisfactorily completed.
- A lessee may wish to sublease for the sublessee to provide the necessary development.

The Minister in administering land under the *Land Act 1994* (Land Act) has a responsibility to ensure that when land is made available through a lease, it is made available to persons (a lessee) who will develop the land in accordance with the purpose of the lease.

Given that a lease would be granted to a specific lessee to develop the area for the leased purpose, the department:

1. needs to ensure that the lessee (and not a sublessee) provides the development to enable the lease to be used for its intended purpose, and



2. therefore requires all relevant matters to be considered, including that necessary approvals be obtained and infrastructure satisfactorily completed prior to considering approval to any future subleasing.

Specific considerations

Vegetation Management

Due to exemptions under the *Planning Act 2016* (Planning Act), vegetation clearing for a proposal to sublease will not always be subject to later assessment under that Act. For example, if an application for sublease is for a residential subdivision development, vegetation clearing is assessed if the proposal requires a material change of use (MCU). However, if a MCU is not required, vegetation clearing may not be assessed under the Planning Act for the individual sublease lots i.e. the creation and registration of subleases for residential/urban development would allow for exempt clearing.

It is therefore inappropriate for the Minister, when having regard to section 4, the object of the Land Act and the public interest, to decide on an application to sublease if vegetation clearing issues are not adequately addressed, particularly for leases with high intrinsic scenic, heritage, conservation or other sensitive values.

The Minister is also required to consider others matters e.g. pest plants and animals, and marine park zoning, that would not be considered under the Planning Act, to ensure a proposal meets section 4, the object of the Land Act and the public interest.

Other approvals

In addition, a certain proposal to sublease may have similar characteristics to a subdivision development of freehold or a development lease issued under the Land Act, where the freehold owner or lessee is required to obtain the necessary approvals to ensure that all requirements of the Commonwealth, state and local government are satisfied, and to provide the supporting infrastructure so that the land may be used for its intended purpose.

A lease issued under the Land Act, particularly when legislation or government policy has restricted the issue of freehold, to provide for a similar subdivision development should be subject to similar requirements -i.e. it is contrary to section 4, the object of the Land Act, and the public interest, for the Minister to approve a sublease where the lessee has not obtained the necessary approvals, and completed works, including supporting infrastructure, to enable the leased land to be used for its intended purpose.

Further, in many cases a development style lease is awarded following a tender process that involved an assessment of the lessee's managerial and financial capabilities. The reason for these assessments is to help ensure the success of the development (usually significant development). In such cases, it would be inequitable to allow a lessee to sublease to provide for the development.

Note: -The Minister's responsibilities under the Land Act and the lessee's responsibility to develop the lease are separate considerations to any subsequent assessment and conditions of development under the Planning Act.

Policy

Islands and significant development leases

The following requirements apply to leases on islands located off the Queensland coast or leases for development purposes in other areas of the state (e.g. a lease requiring development of a marina or tourism development).

These requirements cannot apply to a development lease issued under the *Land Act 1962* as a development lease must not be subleased under section 479 of the Land Act.

The following requirements apply:

1. In considering applications to sublease (other than for a lease below high-water mark where there is no associated development proposed above the high-water mark), the application is first to be referred to the Vegetation Management area for advice regarding any requirements for vegetation clearing.
2. If vegetation clearing issues for the proposal to sublease would not be considered during any later assessment under the Planning Act, and Vegetation Management advise that a vegetation clearing application would not usually be approved if assessed under the Planning Act, the application to sublease should be refused.
3. Further, prior to deciding on a sublease, the application should also be referred to any relevant areas whose interests are not addressed in development assessment under the Planning Act e.g. for a water allocation under the *Water Act 2000* or requirements relating to pest plants and animals or requiring a marine park permit.

Subject to the requirements of Vegetation Management or other referred relevant areas, the conditions the Minister considers appropriate for approval to sublease (see examples below) other than a lease issued to the State of Queensland or a port authority are to include the following.

- all necessary approvals, including vegetation clearing are obtained and works, including infrastructure such as roads, power and other services e.g. water, to support the proposed use of the lease are satisfactorily completed (supporting infrastructure, such as water, though may not always be located within the lease).

Supporting infrastructure, in addition to the above, may also include a marina, or golf course, and would need to be satisfactorily completed, including if the (balance of the) lease is being developed in stages; and

- the lease, if not already subject to similar conditions, is to be amended to include conditions of lease similar to a lease issued for development purposes (i.e. providing for necessary approvals to be obtained and satisfactory completion of works, including supporting infrastructure), prior to the Minister considering a sublease.

(Section 203 of the Land Act provides for lease conditions about improvements or development on or to the land, or the provision of reasonable services, roads and infrastructure external to but servicing the land, and about the sublease of a lease, and section 210 provides for a change to the imposed conditions of lease with the agreement of the lessee).

In addition, all subleases are subject to the prescribed terms as stated in the Land Regulation 2020. Further, any current section 333 authority issued to a lessee to sublease without seeking the Minister's approval will need to be reviewed to provide for these requirements.

Examples:

- the marina infrastructure is satisfactorily completed, but a sublessee may provide the individual "finger"/berth; or
- a residential subdivision is satisfactorily completed, including all infrastructure e.g. roads, power, water and any supporting infrastructure such as a marina or golf course, prior to approval to sublease individual lots for the sublessee to provide a residence; or
- a hotel complex e.g. Versace has been completed prior to approval to sublease individual apartments.

Subleases on rolling term leases

A rolling term lease is defined in section 164 of the Land Act. The lessee may apply to extend the term of the lease only once during each term of the lease.

If a sublease over a rolling term lease is applied for, a sublease can be considered if the term of the sublease:

- Ends one day before the expiry of the lease (including the approved extension term, if any); and
- Is within the current term; or
- If an extension has been approved and registered on the lease title, the sublease can commence within the current term and continue into the extended term of the lease.

As an example, consent to sub-lease can be given in this situation:

- Original term lease expiry: 2040
- Extended term using rolling term lease provisions: 2070 (shown on title)
- Proposed sublease: 2025 - 2045

This advice is consistent with the rolling term lease having been extended, not renewed, so no new lease is created. Any existing registered interests (mortgage, sub-lease) in force immediately before the extension continue (s164F(2)(d) Land Act).

Legislation

Land Act 1994

Planning Act 2016

Approval

Position	Name	Date
Director – Land Operations Support	Simon Hausler	5 August 2024

Version history

Version	Effective Date	Comments
1	01/03/2006	Endorsed
2	11/11/2008	Updated and reviewed
2.1	11/02/2009	Amended status of Notification from "NRW only" to "Public access"
2.2	09/02/2011	Updated to DERM
2.3	14/06/2013	Minor amendments to reflect MOG changes
2.04	14/05/2014	Updated to the new DNRM template
2.05	20/06/2016	Minor amendment to review and insert text on new template
2.06	08/10/2019	Updated to reflect new template and Act/name changes
2.07	07/11/2022	Updated to new template and Department of Resources
3.00	05/08/2024	Amended to an operational policy and to include subleases on rolling term leases

Further information

- Contact your nearest business centre (https://www.resources.qld.gov.au/?contact=state_land), or
- Refer to <https://www.qld.gov.au/environment/land/state>, or
- Call 13 QGOV (13 74 68).

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**Barambah Dragons Inc. (Boat Club)**

This is just a short summary of our club and its history.

The support and enthusiasm our club has had from surrounding clubs has been outstanding. We are very fortunate to have facilities such as BP Dam to utilise for this new sport to the region. We believe there is real scope for wide growth in the sport and that in time will bring people from other areas to our region.

With the local interest in dragon boating growing exponentially, we really see this as a great opportunity for local people and to showcase our amazing facilities such as BP Dam.

If there is anything else you would like, please just reach out. I would be more than happy to provide any information or speak with anyone who may have any questions about the sport or our club. Our executive committee are super excited about the future of the club and are working hard to make this a fantastic new sport.

Club Information – June 2024

Barambah Dragons became a dream in 2023. This was achieved through the generous support of other dragon boat clubs including Kin Dragons, Maroochydore Sea Serpents, Sunshine Coast, Fraser Coast and Hervey Bay. Further support has also been offered by 1770, Cooloola and Ipswich clubs. There have been several social paddles at Bjelke-Peterson Dam. These were initially monthly with other clubs bringing members to the South Burnett to support our paddlers.

In August 2023, fifteen Dragon Boat QLD members from the South Burnett travelled to Bucca (near Bundaberg) to participate in a regatta. Clubs in attendance included 1770, Bundaberg, Rockhampton, Hervey Bay, Fraser Coast, Bribie, Cooloola, and Maroochydore. The South Burnett team were newcomers to the scene, gaining positive praise from other clubs and teams wanting to know where we were based.

Currently, we are a growing club with 15 members; we continue to hold social paddles with up to 8 additional people participating as 'come and try' each month. We have increased our paddles to two per month and we have 116 Facebook followers and growing. There have been requests to hold social regattas or social training paddles with other clubs wanting to come and stay at Bjelke-Petersen Dam over a weekend, and this would be very exciting for our area.

Other information:

- Officially became an Incorporated Association on 9th January 2024.
- Working with South Burnett Council to potentially lease land at BP Dam for a clubhouse and storage facility.
- Dragon Boat donated by Kin Dragons
- Outrigger Donated by Fraser Coast Outrigger Club
- K1 Kayak donated by Hervey Bay Dragons
- Making an application with Sunwater regarding the regular use of BP Dam for training.



Long term goals:

- Set up a functional clubhouse with toilets and running water as well as areas to securely store our equipment and boats
- Invite other clubs to the region to compete at a regatta on the dam
- Become a large enough club that we can help grow and offer the sport to other community groups, operate events, and school groups
- Facilitate training events such as Sweep (steering) and coaching courses for others wanting to get involved in Dragon Boating

Please reach out if there is anything we can do.

I look forward to hearing from you.

Best regards,

Matthew McCauley
 President of Barambah Dragons Inc.



Page 2 of 2

14.17 MINUTES OF THE ARTS, CULTURE AND HERITAGE ADVISORY COMMITTEE**File Number:** 20-08-2024**Author:** Coordinator Community Development**Authoriser:** Chief Executive Officer**PRECIS**

The minutes of the Art, Culture and Heritage Advisory Committee be received for information.

SUMMARY

The minutes of the Art, Culture and Heritage Advisory Committee be received for information and recommendations from the Committee be adopted.

OFFICER'S RECOMMENDATION

That the minutes of the Art, Culture and Heritage Advisory Committee meetings be received:

1. Meeting Minutes June 2024; and
2. Meeting Minutes August 2024

That South Burnett Regional Council amend the Arts, Culture and Heritage Advisory Committee Policy, Section 3.2 Membership as per the following recommendations from the committee minutes:

- Remove bullet point 1 – a maximum of six (6) representatives from service providers/agencies or organisations who have expertise and experience in the provisions of arts, cultural and heritage in the region’;
- Amend bullet point 2 – amend **from** ‘a maximum of two (2) community representatives with an interest in the provision of arts, culture, and heritage in the region. Representation may also be considered cross industry representation such as tourism, infrastructure, economic development, natural resource management and sport and recreation’ **to** ‘community representatives with an interest in the provision of arts, culture, and heritage in the region. Representation may also be considered cross industry representation such as tourism, infrastructure, economic development, natural resource management and sport and recreation’.

FINANCIAL AND RESOURCE IMPLICATIONS

Regional Arts Development Funding is provided to Council through Arts Queensland.

LINK TO CORPORATE/OPERATIONAL PLAN**ENHANCING LIVEABILITY AND LIFESTYLE**

EC4 Develop and implement a regionally themed Arts, Culture and Heritage Strategic Plan incorporating all of our communities.

COMMUNICATION/CONSULTATION (INTERNAL/EXTERNAL)

Arts, Culture and Heritage Advisory Committee

LEGAL IMPLICATIONS (STATUTORY BASIS, LEGAL RISKS)

N/A

POLICY/LOCAL LAW DELEGATION IMPLICATIONS

Arts, Culture and Heritage Advisory Committee Policy – ID 2787778

ASSET MANAGEMENT IMPLICATIONS

N/A

REPORT

The minutes of the Art, Culture and Heritage Advisory Committee be received for information and recommendations from the Committee be adopted.

This meeting was the first session of the incoming committee for the 2024-2026 term.

ATTACHMENTS

1. **ACH Meeting Minutes_13 June 2024_DRAFT**
2. **ACH Meeting Minutes_8 August 2024 - Committee Induction_DRAFT**



Arts Culture and Heritage Advisory Committee Meeting Minutes

Meeting Date:	Thursday, 8 August 2024
Time:	9.00am
Location:	Warren Truss Chambers Kingaroy
Present:	Cr Jane Erkens (A/Chair), Melanie Doheny, Robyn Dower, Pam Kerr, Elaine Madill, Andrew Maddern
Guests:	Sam Little - CRAICCHS
Apologies:	Cr Danita Potter, Valerie Matthews, Russ Lebsanft, Leisa Wilson, Deb Moore, Craig Reiger, Fran Vanvegchel

1.	Opening
1.1	<p>Welcome to the new committee both new members and continuing. Acknowledgement of Country (Cr Erkens)</p> <p>On behalf of SBRC thank you for attending. Cr. Erkens gave an overview of meeting and what will be covered.</p>
1.2	<p>The Chair thanked MD for the work over the last 6 months. Has been a lot of positive feedback from the Community.</p> <p>Work in networking and providing support to community cohesion as well as funding and project planning support.</p> <p>JE conveyed thanks on behalf of the ACHAC.</p>
1.2	Apologies
2.	Actions from Previous Meeting
2.1	<p>For information: TOR now Policy</p> <p>Nominations for new Committee open via SBRC Website.</p> <p>Closes 23 June.</p>
2.2	<p>ACH Strategic Plan – Passed at the May SBRC meeting.</p> <p>Media Release distributed by Executive Services.</p>



2.3	<p>Policy Updates –</p> <ul style="list-style-type: none"> • Heritage Collection Policy – update no major changes. • Arts Culture and Heritage Policy – update – inclusion of new ACH Strategy • RADF Policy – New policy will be finalised when the agreement with Arts Queensland agreement is finalised • Regional Arts Development Fund Committee Terms of Reference. Draft when AQ Agreement finalised. • SBRC Art Collection Policy • MD contacted Henri from GOMA. Wasn't able to assist. He is sending list of valuers. MD also contacted Trudie Leigo. • New draft policy is in draft form with Deb Moore for confirmation on some definitions with CEO. • Action: MD to email DRAFT to ACHAC for comment and suggestions noting that this has not been presented to SBRC for endorsement. Policy includes criteria for purchase, notes on evaluation and disposal recommendations. Was also discussed MOU with Art Galleries to be confirmed as financial contribution by SBRC is not detailed as a commitment. EM discussed new exhibition that will display SBRC/Wondai Collection.
3.	<p>Grant Updates</p>
3.1	<ul style="list-style-type: none"> - FRRR – Grant application of \$20k for Summits – still awaiting outcome. - Regional Arts Fund - \$30k for project staff for delivery of CREATIVE South Burnett – still awaiting outcome. - SBRC RADF Application – 2nd May 2024 – still awaiting outcome - QASP – Arts Queensland – \$130k – this grant withdrawn due to budget constraints from SBRC contribution. Can be revisited with possible application in September round for the establishment of an ACH Role in council. - Arts Queensland also has Cultural Touring Fund that would fit with the CREATIVE Art and Heritage Trail outcomes. - JE - Discussion on if ACHAC could be auspiced by another organisation to apply for grants to drive/manage projects. This might include opportunities including QASP and Cultural Touring Fund. Meet with Visit South Burnett and other interested organisations before grant drafted. - Discussion on Heritage Trail and heritage walks. Would suit Cultural Tourism Grant. - Motion moved to apply for QASP and Cultural Touring Fund next round. Moved JE 2nd 2nd AM.
3.2	<p>CREATive hubs delivery Framework and Artistic Plan 2024 – 2025. Document final draft has been emailed to all ACHAC. Moved that CREATIVE South Burnett Project plan as the delivery framework for the SBRC ACH Strategic Plan.</p> <ul style="list-style-type: none"> - Motion to endorse AM 2nd RD. All in favour.
3.3	<p>Ringsfield House – JE update. Meeting next week. Vision for RH to be open for use by the community. Proposed that it be a LIVING museum concept. JE to update.</p>
4.3	<p>Contact details for the website – name and phone or email. Leisa to collect forms and arrange for website to be updated.</p>
5.	<p>Guest Speaker</p>
5.	<p>Sam Little – CRAICCHS – NAIDOC WEEK NAIDOC Week draft program of events SBRC support through cross council 9am participation with raising of the flag ceremony. Other events discussed in attached.</p>



SOUTH BURNETT
 REGIONAL COUNCIL

6.	General Business
5.1	Business Arising
	Ringsfield House – JE update. Meeting next week. Vision for RH to be open for use by the community. Proposed that it be a LIVING museum concept. JE to update.
8.	Meeting Close
8.1	11:00 am

DRAFT





Arts Culture and Heritage Advisory Committee Meeting Minutes

Meeting Date:	Thursday, 8 August 2024
Time:	9.00am
Location:	Warren Truss Chambers Kingaroy
Present:	Cr. Danita Potter, Cr. Jane Erkins, Craig Reiger, Elaine Madill, Robyn Dower, Andrew Maddern, Rob Fitz-Herbert, Pam Kerr, Tonita Penny, David Daniel, Leisa Wilson
Guests:	Sarah Saxer – WHS Officer Karen Searle – Coordinator Corporate Services Valerie Matthews
Apologies:	None

1.	Opening
1.1	Welcome to the new committee both new members and continuing. Acknowledgement of Country (Cr Danita) On behalf of SBRC thank you for attending. Cr. Potter gave an overview of meeting and what will be covered.
1.2	Apologies - None
2.	Introduction
2.1	All members introduced themselves, what they do, why they joined the committee. 5 minutes each All committee members were asked to provide a brief introduction summary to Leisa to be sent to all committee members.
3.	Induction – 9.30am
3.1	Sarah Saxer – WHS Induction. If committee members would like to bring in their own laptops/tablets Sarah can T&T. To let Leisa know so that she can arrange this on the day of the meeting. If there is an accident onsite an Incident report form will need to be completed. Near misses also need to be reported to the committee Secretary. Karen Searle – Governance Induction.
4.	About the Committee and commitments
4.1	Committee Terms of Reference (Policy)– expectations/commitment Cr. Potter gave an overview of the policy (Terms of Reference) and expectations. The committee moved to amend the policy as per the following recommendations: Amendments to Section 3.2 – Membership



	<ul style="list-style-type: none"> Remove bullet point 1 – a maximum of six (6) representatives from service providers/agencies or organisations who have expertise and experience in the provisions of arts, cultural and heritage in the region’; Amend bullet point 2 – amend bullet point to from ‘a maximum of two (2) community representatives with an interest in the provision of arts, culture, and heritage in the region. Representation may also be considered cross industry representation such as tourism, infrastructure, economic development, natural resource management and sport and recreation’ to ‘community representatives with an interest in the provision of arts, culture, and heritage in the region. Representation may also be considered cross industry representation such as tourism, infrastructure, economic development, natural resource management and sport and recreation’. <p>Moved: Craig Reiger Seconded: Pam Kerr Vote: Unanimous</p>
4.2	<p>Overview of the Art, Culture and Heritage Strategy 2024-2029 Documents – ACH Strategic Plan</p> <p>This strategy was created by the last ACHAC committee. The strategy implementation goals need to be looked at each meeting to see where the committee is at, what we are working on, and what we should be working toward.</p> <p>Add action items on to the agenda for discussion. This will make us accountable as a committee and will assist to drive the committee forward.</p> <p>Leisa to go through actions and add to agenda with progress updates for future meetings.</p>
4.3	<p>Contact details for the website – name and phone or email. Leisa to collect forms and arrange for website to be updated.</p>
5.	<p>RADF Overview and commitments</p>
5.1	<p>RADF 2024-2028 funding Agreement Arts QLD Overview of the funding agreement with Arts QLD & project commitments</p> <p>Leisa to answer the following queries with regard to funding:</p> <p>Ineligible costs – projects requesting 100% funding Add to eligible expenses – professional development opportunities to be added to last bullet point eligible expenses.</p>
5.2	<p>RADF Funding – expectations/commitment/timelines Documents – RADF Grant Administration Timelines & DRAFT_RADF Funding Guidelines</p> <p>Elaine will be away from 1-12 September. She will be unavailable to assess RADF applications.</p>
5.3	<p>RADF Assessments – Assessments are completed through SmartyGrants. Training will be provided. Assessments will go out Monday 2 September 2024 and will be due 10 September 2024. The RADF Assessment panel will review at the meeting on 12/9/24.</p> <p>New committee members are to contact Leisa directly to arrange for training prior to the first week of September 2024.</p>
5.4	<p>RADF Assessment Meeting Dates Assessments to occur from close date. Suggested meeting dates. This allows for 10 days to assess applications. This date can be a week later if committee require more time. Thursday, 12 September 2024</p>

	Thursday, 13 March 2025 Thursday, 11 September 2025
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DRAFT



6	Future Meeting Dates
6.1	Next meeting – Thursday, 10 October 2024
6.2	Meetings 2024 Thursday, 12 September 2024 – RADF Assessments Thursday, 10 October 2024 Thursday, 12 December 2024
6.3	Meeting Dates 2025 Thursday, 13 February 2025 Thursday, 10 April 2025 Thursday, 12 June 2025 Thursday, 14 August 2025 Thursday, 9 October 2025 Thursday, 11 December 2025
7.	General Business
7.1	Business Arising
	None
8.	Meeting Close
8.1	10.58 am

Item	Action	To be actioned by	To be action by whom
2.1	All committee members were asked to provide a brief introduction summary to Leisa to be sent to all committee members.	30/08/2024	All
2.1	Email all introductions summaries committee members	06/09/2024	Leisa
4.2	Leisa to go through actions in Strategy and add to agenda with progress updates for future meetings.	Next meeting	Leisa
5.1	Leisa to answer queries with regard to RADF funding and email to members.	16/8/2024	Leisa
5.2	RADF Grant Administration Timelines – Leisa to review for next meeting	Next meeting	Leisa
5.3	New committee members are to contact Leisa directly to arrange for training in Smarty Grants prior to the first week of September 2024.	30/8/2024	All



14.18 PROPOSAL FOR RINGSFIELD HOUSE ART AND CRAFT GALLERY**File Number:** 21/08/2024**Author:** Acting General Manager Liveability**Authoriser:** Chief Executive Officer**PRECIS**

Proposal for Ringsfield House Art and Craft Gallery.

SUMMARY

A proposal from a group of Nanango and South Burnett based artists who would like to setup an art and craft gallery at Ringsfield House, Nanango.

OFFICER'S RECOMMENDATION

That South Burnett Regional Council delegates the Chief Executive Officer to meet with the group and discuss options for the use of part of Ringsfield House for the creation of art gallery and exhibitions.

FINANCIAL AND RESOURCE IMPLICATIONS

Increase cleaning and servicing of amenities at Ringsfield House is not budgeted in the 24/25 Operational budget. Increase in usage and servicing costs to be discussed with user groups.

LINK TO CORPORATE/OPERATIONAL PLAN

EC6: Appropriately support and encourage volunteers, advisory groups and community organisations to value add to Council's services and infrastructure.

EC16: Partner with community to develop and promote events.

GR: Continue to provide and investigate options to improve our arts. heritage, museums, visitor information centres and tourism infrastructure.

COMMUNICATION/CONSULTATION (INTERNAL/EXTERNAL)

Council received a letter from the group 10 July 2024 with their proposal which outlines the group's operating plan, exhibition timing and schedule.

LEGAL IMPLICATIONS (STATUTORY BASIS, LEGAL RISKS)

No direct link to Legal Implications.

POLICY/LOCAL LAW DELEGATION IMPLICATIONS

No direct link to Policy/Local Law Delegation Implications.

ASSET MANAGEMENT IMPLICATIONS

Nil asset implications

REPORT

Council recently received a proposal from a group of Nanango and South Burnett based artists who would like to utilise the empty space at Ringsfield House that was once the coffee shop, as an Art and Craft Gallery.

The group provided in their proposal their operating plan which operating the gallery on a volunteer basis. Please see attachment for further information on the there proposal.

Further discussions will need to occur with the group on how to manage hanging of art work, access, cleaning of facility, insurance of the art work, protection of museum items and artefacts.

ATTACHMENTS

- 1. Proposal for the use of Ringsfield House as an Art and Craft Gallery**



Councillor Jane Erkens
C/- South Burnett Regional Council
48 Drayton Street
NANANGO
QLD 4615

10 July 2024

Dear Councillor Erkens

Re: Proposal for Ringsfield House Art Gallery

We are a group of Nanango and South Burnett based artists, and we write to you requesting your assistance with establishing an Art Gallery and Exhibition space at Ringsfield House in Nanango. Our proposal is as follows.

Location

We propose using the annex located on the eastern side of Ringsfield House. This area has previously been used for a coffee shop and is an addition to the original building. Art works would be displayed on relocatable display boards and easels. This requires no modification to the building or surrounds.

Exhibition Timing and Schedule

Our initial plan is to hold a monthly exhibition to coincide with the Nanango Community Markets (first Saturday of each month). We would like to hold the first exhibition in October (5/10/2024) or earlier if possible. Opening hours would be from morning to early afternoon followed by an evening opening accompanied by wine and cheese.

Operating Plan

Artists and exhibitors would operate the gallery on a volunteer basis. As such we request your assistance with any SBRC requirements for volunteers at Council-held properties. In addition to overseeing the art gallery, volunteers would open the main part of Ringsfield House for visitors, enabling the community and interested parties to view the historic building and displays.

Artists would be responsible for installing and removing their own works. Any art sales would be directly between the artist and purchaser.

Regards,

SD2 Pty Ltd (ABN 93 603 326 674)

Address: 266 Parsons Road, Nanango QLD, 4615.

Mobile: +61 (0)4 09 116 186 | **email:** scott@sd2.photos | **web:** www.sd2.photos

14.19 SUMMARY OF MCCAULEY WEIR TRIAL**File Number:** 21/08/2024**Author:** Acting General Manager Liveability**Authoriser:** Chief Executive Officer**PRECIS**

Summary of McCauley Weir Trial

SUMMARY

The operational reserve of McCauley Weir was opened to the public for a trial period between January and June 2024. There were numerous conditions to entry and the following is a summary of the issues and feedback during the trial period.

OFFICER'S RECOMMENDATION

That South Burnett Regional Council;

1. Continue the trial period for a further 6 months, and
2. Investigate the cost to freehold the operational reserve and repurpose it to public use, and
3. Investigate the purchase of temporary traffic lights and allocate funding in the 1st quarter 24/25 budget review
4. Investigate costs for construction of appropriate public facilities and site clean-up, and present findings for consideration in the 2025/26 financial year budget.

FINANCIAL AND RESOURCE IMPLICATIONS

Ongoing operational costs whilst trial period remains open. Ongoing hire costs for the temporary traffic lights.

LINK TO CORPORATE/OPERATIONAL PLAN

EC6 Appropriately support and encourage volunteers, advisory groups and community organisations to value add to Council's services and infrastructure.

EC9 Develop, in consultation with communities, Community Plans that identify key priorities for each town and village to inform Council's prioritisation.

OR6 Implement consultative, responsible and sound project management practices.

OR10 Increased commitment to community engagement and to proactive strategic delivery of media and communications.

OPE/14 Consult with South Burnett Communities for their specific town and village community plans / key priority lists for adoption.

COMMUNICATION/CONSULTATION (INTERNAL/EXTERNAL)

A trial period allowing public access to McCauley Weir was undertaken between January and June 2024.

LEGAL IMPLICATIONS (STATUTORY BASIS, LEGAL RISKS)

Operational reserves are not for public use. Significant risk of liability due to operational infrastructure and unmaintained nature of the property.

POLICY/LOCAL LAW DELEGATION IMPLICATIONS

No direct Policy/Local Law Delegation Implications

ASSET MANAGEMENT IMPLICATIONS

McCauley Weir is an operational reserve for waterworks. The infrastructure is redundant but still in-situ. Public access to this infrastructure presents substantial risk due to the unmaintained nature of the assets. The buildings have Asbestos Cement linings, ceilings and roof sheeting. A section of McCauley Road was upgraded prior to the trial period.

There is a locked gate on McCauley Weir Road which was historically used to prevent public access to the reserve. During the trial period a key has been made available to the public with acceptance of certain entry conditions.

REPORT

Council recorded the following usage during the trial period;

McCauley Weir Booking Statistics						
	No. of Booking	Repeat Bookings (Monthly)	Repeat Bookings (Over 5 mths)	Booked more than 1 Day	Returned Key Late	Returned Key Early
February	23	1		9	N/A	N/A
March	24	3		9	N/A	N/A
April	18	1		6	2	3
May	15	2		12	4	3
June	7	0		4		1
Total	87	7	11	28	6	7
A number of 36 Key Authorisation forms were saved to ECM.						

Council recorded the following requests during the trial period;

Requests and ECMs of McCauley Weir			
Date	Location of Customer	Feedback/Comments/Problem	Actions.
Facebook	Various Community Pages	Various negative comments are throughout Council posts, Community Groups about the deposit and lack of facilities at the Weir.	
4/5/2023		ECM Request – Letter – a letter was sent from a gentleman regarding his thoughts on the opening of the McCauley Weir.	An Acknowledgement letter was sent in reply.
5/1/2023	Nanango	Customer requested for a key after seeing the post from the	Reply email was sent to the customer along with a

		Nanango's Men Shed Facebook Page	booking form for them to fill out.
23/1/2024	Nanango	<p>-Customer wanted to know if she would have to apply for public liability insurance as she has cattle including bulls where the public is getting access to.</p> <p>-Also wishes to discuss the fact that like all property owners with land that backs onto the water, they are unable to fence the water line as the fences are washed away every time the Weir floods.</p>	A letter and additional information have been provided to the customer. The letter outlined advising the customer to get legal advice regarding the public liability insurance. The letter also mentions that as the property owner there is an obligation to have fences to limit the risks of cattle being on a gazette.
1/2/2024	Nanango	-A resident of the Weir has asked if it is true that it is going to be opened to the public as she has only heard rumours. She mentions that she has seen the sign out a key and pay \$100 and wants to know how this will impact her.	Called customer during the week and advised that they were away until the weekend. Arranged to drop keys to Council lock off and information on Weir on Sunday afternoon. Advised customer it is a trial and the conditions of the trial.
10/5/2024	Nanango	The customer is aware that the pump houses on Council land (McCauley Road) have old deteriorating asbestos roofs. Is concerned that the asbestos particles from roofs will become airborne and wants to know if this problem will be addressed before Council allows the public to the McCauley Weir. Wants to know if she should report to Queensland Newspapers before anyone takes notice.	The roof was inspected on the 15/5/2024. The two pump stations are made for super six roof sheeting asbestos. The roof is not damaged, and the public cannot access the roof area. As long as it is not disturbed by high pressure washing or breaking it is not a health risk.
13/08/2024	Nanango	The customer is very supportive of the weir continuing to be open for public use and promoted as a tourism destination in the South Burnett	Email acknowledged.

Volunteer and staff experiences are listed below;

- Keys are being returned late.
- Bookings are being made for 3 to 4 days and longer.
- Garbage is being left behind.
- Too many locks on the gate, confusing to work out and is not ideal in emergency situations.
- People are camping overnight.
- Campfires are being lit.
- Hunting deer with guns.
- Council lock was cut and removed.
- Public tress-passing onto private land.
- Stock fences have been cut.
- Hunters are jumping farm fences and hunting on farmland.
- Crab pots are being put into the Weir and catching/killing platypus.
- Gate has been left open.
- Overgrown with water weeds.
- Theft from adjoining owner property.
- People using Council key to obtain access then putting their own lock on the gate.
- It is mainly locals that visit the Weir.
- Paperwork is over the top – customer signs 3 times to get the key and 3 times to get the deposit back.
- Lantana is rife on the weir land.
- The Weir should be open to the public for free.
- A toilet block needs to be installed at the Weir.
- Toilet paper is being left behind.

Land Tenure Investigations

Council is the Trustee of the operational reserve and can extend the trial period for a short term. Should the trial become permanent then Council will need to apply for a sub-purpose of recreation to the operational reserve, note this will require further investigation into Native Title, Environmental protection of threatened flora and fauna species under the *EPBC Act* and *Nature Conservation Act*. At this time an operational reserve is not affected although this will change if a community purpose is added.

Council owns and maintains the weir wall, Council to undertake a safety audit and update signage or other mitigating measures (such as buoys) could be put in place to stop the public accessing the weir wall and causing any damage.

Department of Resources and Council Officers are working through the request forms to the State Valuation Service (SVS) to provide a preliminary assessment/valuation of the land. This may take up to 8 weeks for the indicative valuation.

Public Access Investigations

Council to investigate alternative options for access to the Weir Road as the paddocks on the gate and access to keys has been problematic during the trial.

ATTACHMENTS

Nil

15 QUESTIONS ON NOTICE**15.1 QUESTION ON NOTICE - DISASTER RESILIENCE FUNDING****File Number:** 21082024**Author:** Manager Community & Lifestyle**Authoriser:** Chief Executive Officer

The following question on notice was received from Councillor Danita Potter.

Question

How much money did Council receive under the Disaster Resilience funding, how much did we spend and is there any funding still available.

Response

Council was approved for \$1,000,000 to deliver projects under the Disaster Recovery and Resilience Funding.

To date approximately \$905,000 has been spent and committed.

Council have sought and received an extension of time to deliver the projects until 30 September 2024.

As part of the extension of time, 3 projects were put forward for consideration for the balance of the funds being for a generator and trailer for the Bunya Mountains, a VMS Board and for further community projects.

QRA have approved expenditure of the balance of the fund for the generator and trailer and the VMS Boards.

RECOMMENDATION

That the response to the question regarding Disaster Resilience Funding raised by Councillor Danita Potter be received and noted.

ATTACHMENTS**Nil**

15.2 MAGPIE RELOCATION

File Number: 21/08/2024

Author: Acting General Manager Liveability

Authoriser: Chief Executive Officer

The following question on notice was received from Councillor all Councillors.

Question

What was the cost last year for Magpie Relocation.

Response

During the past two financial years, Council has only had one wildlife relocation which was during the 21/22 period. Cost was a total of \$5,700.82 which including internal labour as well.

RECOMMENDATION

That the response to the question regarding What was the cost last year for Magpie Relocation raised by Councillor all Councillors be received and noted.

ATTACHMENTS

Nil

15.3 QUESTION ON NOTICE - SPECIAL CHARGE - ANNUAL IMPLEMENTATION PLAN**File Number: 21.08.2024****Author: Manager Finance & Sustainability****Authoriser: Chief Executive Officer**

The following question on notice was received from Councillor Cr Erkens.

Question

Are we able to place this special charge on other industries – eg. Logging?

Response

Section 92 of the Local Government Act 2009, states that Council's are able to rate special rates and charges for services, facilities and activities that have a special association with particular land because

(a) The land or its occupier

a. Specifically benefits from the service, facility or activity; or

b. Has or will have special access to the service, facility or activity; or

(b) The land is or will be used in a way that specially contributes to the need for the service, facility or activity; or

(c) The occupier of the land specially contributes to the need for the service, facility or activity.

Section 94 of the Local Government Regulation 2012, then sets out the process Council would need to follow in order to rate a special charge. A snip of the legislation has been included below but includes the need for Council to develop an overall plan, an annual implementation plan and then to have a resolution stating that Council wishes to levy a special charge on the particular parcel/s of land. The annual implementation plan and resolution outlining the amount for the affected parcel/s of land are to be incorporated in the yearly budget adoption.

94 Levying special rates or charges

- (1) This section applies if a local government decides to levy special rates or charges.

Note—

See the Act, section 92(3) (Types of rates and charges), definition *special rates and charges*.

- (2) The local government's resolution to levy special rates or charges must identify—
- (a) the rateable land to which the special rates or charges apply; and
 - (b) the overall plan for the service, facility or activity to which the special rates or charges apply.
- (3) The **overall plan** is a document that—
- (a) describes the service, facility or activity; and
 - (b) identifies the rateable land to which the special rates or charges apply; and
 - (c) states the estimated cost of carrying out the overall plan; and
 - (d) states the estimated time for carrying out the overall plan.
- (4) The local government must adopt the overall plan before, or at the same time as, the local government first resolves to levy the special rates or charges.
- (5) Under an overall plan, special rates or charges may be levied for 1 or more years before any of the special rates or charges are spent in carrying out the overall plan.
- (6) If an overall plan is for more than 1 year, the local government must also adopt an annual implementation plan for each year.
- (7) An **annual implementation plan** for a financial year is a document setting out the actions or processes that are to be carried out in the financial year for the service, facility or activity to which the special rates or charges apply.
- (8) The local government must adopt the annual implementation plan before or at the budget meeting for each year of the period for carrying out the overall plan.
- (9) The local government may at any time, by resolution, amend—
- (a) an overall plan; or
 - (b) an annual implementation plan.
- (10) The local government may fix a minimum amount of the special rates or charges.
- (11) Subsection (12) applies if the local government decides to levy special rates or charges on particular rateable land for a service, facility or activity.
- (12) The amount of the special rates or charges for the particular rateable land may be different to the amount for other rateable land because, in the local government's opinion—
- (a) the land or its occupier—
 - (i) specially benefits from the service, facility or activity; or
 - (ii) has or will have special access to the service, facility or activity; or
 - (b) the land is or will be used in a way that specially contributes to the need for the service, facility or activity; or
 - (c) the occupier of the land specially contributes to the need for the service, facility or activity.

- (13) For subsection (12), the local government may levy the special rates or charges on any basis the local government considers appropriate.
- (14) In any proceedings about special rates or charges, a resolution or overall plan mentioned in subsection (2) is not invalid merely because the resolution or plan—
 - (a) does not identify all rateable land on which the special rates or charges could have been levied; or
 - (b) incorrectly includes rateable land on which the special rates or charges should not have been levied.
- (15) To remove any doubt, it is declared that a local government may make and levy a special rate or charge for a service, facility or activity whether or not supplied or undertaken by the local government itself, including a service, facility or activity supplied or undertaken by another local government—
 - (a) in the other local government's local government area; and
 - (b) conducted as a joint government activity by the local governments.

It is also important to note that the land must be classed as rateable land (ie it can't be raised on land that is exempt from rates under section 93 of the Local Government Act 2009).

To answer Cr Erkens query, technically special rates can be levied on any rateable land as long as Council follows the process under the Act and Regulation and can provide details on the specific service, facility or activity that the parcel/s of land benefits from or has special access to.

If Council was to consider looking into implementing any new special charges, it would be beneficial to engage legal assistance to ensure that the overall plan complies with the legislation. This was done for the Quarry special charges when they were first implemented.

RECOMMENDATION

That the response to the question regarding special charges and annual implementation plans raised by Councillor Erkens be received and noted.

ATTACHMENTS

Nil

15.4 QUESTIONS ON NOTICE - INFRASTRUCTURE**File Number: 21-08-2024****Author: Coordinator Infrastructure Services****Authoriser: Chief Executive Officer**

The Infrastructure Department has received the below Questions on Notice.

Question

1. How can we change "Yallakool" to Bjelke-Peterson Dam
2. How much damage was done by the trucks going out to East Nanango during the flood repairs and cost to repair the damage?
3. Is it possible to look into 10 minute parking spaces for Kingaroy Library particularly for the elderly?

Response

Please refer to attachments for the responses.

RECOMMENDATION

That the response to the questions on notice be received and noted.

ATTACHMENTS

1. **Questions on Notice - Infrastructure**

Infrastructure Questions on Notice Responses – August

Question on notice from Councillor Sander:

1. How can we change "Yallakool" to Bjelke-Peterson Dam?

The Water and Wstewater branch intend to transition all terminology from "Yallakool" to Bjelke-Peterson Dam Drinking Water Supply Scheme. It will require SBRC to change the registration with DRDMR and all references in the Drinking water Quality Management Plan, emergency response documentation and procedures. The DWQMP review is due in 2026.

Question on notice from Councillor Erkens:

2. How much damage was done by the trucks going out to East Nanango during the flood repairs and cost to repair the damage?

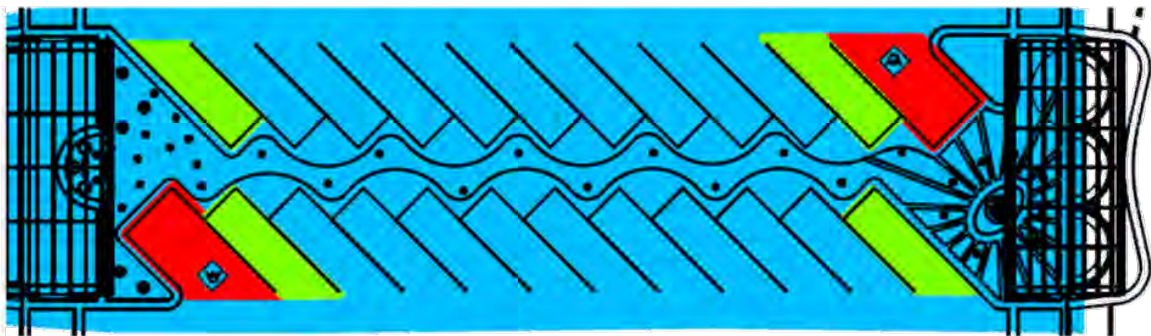
There is no known damage caused solely by the trucks. It was evident that the trucks resulted in rapid deterioration of the sections of road which had sustained flood damage.

The total flood damage expenditure for East Nanango Road is \$438,866.51 (unsealed \$59,431.75, sealed \$379,434.76).

Question on notice from Councillor Heit:

3. Is it possible to look into 10 minute parking spaces for Kingaroy Library particularly for the elderly?

It is possible to implement some green parking bays similar to those located throughout the Kingaroy CBD into the Glendon St Shared Zone. The below diagram is an example of what can be undertaken should this be satisfactory to Council:



16 INFORMATION SECTION

Nil

17 CONFIDENTIAL SECTION

OFFICER'S RECOMMENDATION

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 254J of the *Local Government Regulation 2012*:

17.1 Proposed Delivery of Approved Damage Works for Zone 13 Unsealed Roads and Risk Mitigation Options for Currently Unapproved Flood Damage Works

This matter is considered to be confidential under Section 254J - g of the Local Government Regulation, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

17.2 Proposed Delivery of Approved Flood Damage Works for Zone 12 and 13 Sealed Roads and Risk Mltigation Options for Currently Unapproved Flood Damage Works

This matter is considered to be confidential under Section 254J - g of the Local Government Regulation, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

17.3 2022/2023 Outstanding Dog Registrations - Write Off

This matter is considered to be confidential under Section 254J - c of the Local Government Regulation, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with the local government's budget.

17.4 SBRC 2324_11 Bulk Water Treatment Chemicals

This matter is considered to be confidential under Section 254J - g of the Local Government Regulation, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

18 CLOSURE OF MEETING