



**SHIRE OF ASHBURTON  
PILBARA REGIONAL WASTE MANAGEMENT  
FACILITY (PRWMF) COMMITTEE**

**MINUTES  
(Public Document)**

**Council Chambers  
Onslow Shire Complex  
Second Avenue, Onslow  
12 March 2019  
9.45 am**

PUBLIC MINUTES - PILBARA REGIONAL WASTE MANAGEMENT FACILITY COMMITTEE  
12 MARCH 2019

SHIRE OF ASHBURTON

PILBARA REGIONAL WASTE MANAGEMENT FACILITY (PRWMF) COMMITTEE

The Chief Executive Officer recommends the endorsement of these minutes at the next Ordinary Meeting of Council.

CEO:  \_\_\_\_\_

Date: 12.03.2019

These minutes were confirmed by Council as a true and correct record of proceedings of the Pilbara Regional Waste Management Facility (PRWMF) Committee Meeting on the 12/03/2019.

Presiding Member:  \_\_\_\_\_

Date: 23.4.2019

**DISCLAIMER**

*The resolutions contained in the Minutes are subject to confirmation by Council. The Shire of Ashburton warns that anyone who has any application lodged with Council must obtain and should only rely on written confirmation of the outcomes of the application following the Council meeting, and any conditions attaching to the decision made by the Council in respect of the application. No responsibility whatsoever is implied or accepted by the Shire of Ashburton for any act, omission or statement or intimation occurring during a Council meeting.*

**PUBLIC MINUTES - PILBARA REGIONAL WASTE MANAGEMENT FACILITY COMMITTEE  
12 MARCH 2019**

<b>1.</b>	<b>DECLARATION OF OPENING.....</b>	<b>4</b>
1.1	ACKNOWLEDGEMENT OF COUNTRY .....	4
<b>2.</b>	<b>ATTENDANCE .....</b>	<b>4</b>
2.1	PRESENT .....	4
2.2	APOLOGIES.....	4
2.3	APPROVED LEAVE OF ABSENCE.....	4
<b>3.</b>	<b>ANNOUNCEMENT OF VISITORS.....</b>	<b>4</b>
<b>4.</b>	<b>DECLARATION BY MEMBERS.....</b>	<b>4</b>
4.1	DUE CONSIDERATION BY COUNCILLORS TO THE AGENDA .....	4
4.2	DECLARATIONS OF INTEREST.....	5
<b>5.</b>	<b>PILBARA REGIONAL WASTE MANAGEMENT FACILITY COMMITTEE MEETING HELD ON 19 JUNE 2018 .....</b>	<b>6</b>
<b>6.</b>	<b>TERMS OF REFERENCE .....</b>	<b>6</b>
<b>7.</b>	<b>AGENDA ITEMS .....</b>	<b>8</b>
7.1	PILBARA REGIONAL CLASS IV WASTE MANAGEMENT FACILITY, ONSLOW – INCOME & EXPENDITURE REPORT.....	8
7.2	PILBARA REGIONAL CLASS IV WASTE MANAGEMENT FACILITY, ONSLOW – BUILDING BETTER REGIONS FUND (BBRF) MILESTONE 4 REPORT.....	11
<b>8.</b>	<b>CONFIDENTIAL MATTERS .....</b>	<b>14</b>
8.1	CONFIDENTIAL – LEGAL MATTERS ASSOCIATED WITH THE PILBARA REGIONAL WASTE MANAGEMENT FACILITY .....	15
8.2	CONFIDENTIAL – BUSINESS PLAN FOR THE PILBARA REGIONAL WASTE MANAGEMENT FACILITY .....	17
<b>9.</b>	<b>NEXT MEETING .....</b>	<b>19</b>
<b>10.</b>	<b>CLOSURE OF MEETING .....</b>	<b>19</b>

**PUBLIC MINUTES - PILBARA REGIONAL WASTE MANAGEMENT FACILITY COMMITTEE  
12 MARCH 2019**

**1. DECLARATION OF OPENING**

The Presiding Member declared the meeting opened at 9.45 am.

**1.1 ACKNOWLEDGEMENT OF COUNTRY**

As representatives of the Shire of Ashburton Council, we respectfully acknowledge the local Indigenous people, the traditional custodians of this land where we are meeting upon today and pay our respects to them and all their elders both past, present and future.

**2. ATTENDANCE**

**2.1 PRESENT**

<b>Members:</b>	Cr K White Cr D Diver	Onslow Ward (Presiding Member) Tom Price Ward
<b>Staff:</b>	Mr. R Paull Mr. I Hamilton Mr. B Cameron Mr. J Bingham Mrs. S Johnston Ms. J Smith Mrs. M Lewis	Chief Executive Officer Director Infrastructure Services Director Property and Development Services Director Corporate Services Acting Director Community Services Executive Coordinator Council Support Officer
<b>Guests:</b>	Ms. J Law	Consultant
<b>Members of Public:</b>	There were no members of the public in attendance at the commencement of the meeting.	
<b>Members of Media:</b>	There were no members of the media in attendance at the commencement of the meeting.	

**2.2 APOLOGIES**

Cr M Lynch      Tom Price Ward

**2.3 APPROVED LEAVE OF ABSENCE**

There were no Councillors on approved leave of absence.

**3. ANNOUNCEMENT OF VISITORS**

The Presiding Member welcomed Ms Jenni Law, Consultant for the Shire of Ashburton to the meeting.

**4. DECLARATION BY MEMBERS**

**4.1 DUE CONSIDERATION BY COUNCILLORS TO THE AGENDA**

Councillors White and Diver noted that they had given due consideration to all matters contained in the Agenda presently before the meeting.

## 4.2 DECLARATIONS OF INTEREST

### Councillors to Note

A member who has an Impartiality, Proximity or Financial Interest in any matter to be discussed at a Council or Committee Meeting that will be attended by the member must disclose the nature of the interest:

- (a) In a written notice given to the Chief Executive Officer before the Meeting  
Or;
- (b) At the Meeting, immediately before the matter is discussed.

A member, who makes a disclosure in respect to an interest, must not:

- (a) Preside at the part of the Meeting, relating to the matter or;
- (b) Participate in, or be present during any discussion or decision-making procedure relative to the matter, unless to the extent that the disclosing member is allowed to do so under *Section 5.68 or Section 5.69 of the Local Government Act 1995*.

### **NOTES ON DECLARING INTERESTS (FOR YOUR GUIDANCE)**

The following notes are a basic guide for Councillors when they are considering whether they have an interest in a matter.

These notes are included in each agenda for the time being so that Councillors may refresh their memory.

1. A Financial Interest requiring disclosure occurs when a Council decision might advantageously or detrimentally affect the Councillor or a person closely associated with the Councillor and is capable of being measure in money terms. There are exceptions in the *Local Government Act 1995* but they should not be relied on without advice, unless the situation is very clear.
2. If a Councillor is a member of an Association (which is a Body Corporate) with not less than 10 members i.e. sporting, social, religious etc), and the Councillor is not a holder of office of profit or a guarantor, and has not leased land to or from the club, i.e., if the Councillor is an ordinary member of the Association, the Councillor has a common and not a financial interest in any matter to that Association.
3. If an interest is shared in common with a significant number of electors or ratepayers, then the obligation to disclose that interest does not arise. Each case needs to be considered.
4. If in doubt declare.
5. As stated in (b) above, if written notice disclosing the interest has not been given to the Chief Executive Officer before the meeting, then it **MUST** be given when the matter arises in the Agenda, and immediately before the matter is discussed.

**PUBLIC MINUTES - PILBARA REGIONAL WASTE MANAGEMENT FACILITY COMMITTEE  
12 MARCH 2019**

- 6. Ordinarily the disclosing Councillor must leave the meeting room before discussion commences. The **only** exceptions are:
  - 6.1 Where the Councillor discloses the **extent** of the interest, and Council carries a motion *under s.5.68(1)(b)(ii) or the Local Government Act*, or
  - 6.2 Where the Minister allows the Councillor to participate under *s5.69 (3) of the Local Government Act*, with or without conditions.

**Declarations of Interest provided:**

Item Number/ Name	Type of Interest	Nature/Extent of Interest
There were no Declarations of Interest provided		

**5. PILBARA REGIONAL WASTE MANAGEMENT FACILITY COMMITTEE MEETING HELD ON 19 JUNE 2018**

<b>Committee Decision</b>	
<b>MOVED: Cr D Diver</b>	<b>SECONDED: Cr K White</b>
<p><b>That the Unconfirmed Minutes of the Pilbara Regional Waste Management Facility Committee (PRWMF) Meeting (ATTACHMENT 5.1) held on 19 June 2018, be confirmed as a true and accurate record.</b></p>	
<p><b>CARRIED 2/0</b> <b>Councillors White and Diver voted for the motion</b></p>	

**6. TERMS OF REFERENCE**

- Members: Crs Diver, Lynch and White.
- Deputies: All other Councillors.
- Secretariat: Director Infrastructure Services or nominee.
- Membership: 3 Councillors.
- Quorum: 2 Councillors.
- Purpose: The Committee is to undertake the task of overseeing the PRWMF construction project and to make recommendations to Council as per the following Roles and Responsibilities:
  - Progress against the project timeline;
  - Income / Expenditure, Actual versus Budget;
  - Milestone reports to funding bodies;
  - Any designs and reports regarding estimated cost, risk, and

**PUBLIC MINUTES - PILBARA REGIONAL WASTE MANAGEMENT FACILITY COMMITTEE  
12 MARCH 2019**

- deliverables;
- Major variations (over \$150,000 in cost, or exceed total budget, or change in scope that affects functionality or purpose of the facility) for recommendation to Council;
  - Performance requirements as required under funding agreements;
  - Proposed variations to the terms of the funding agreements;
  - Final documented designs before presentation to Council for endorsement; and
  - Project progress reports and major variation requests during construction.

Meeting cycle: As required.

## 7. AGENDA ITEMS

### 7.1 PILBARA REGIONAL CLASS IV WASTE MANAGEMENT FACILITY, ONSILOW – INCOME & EXPENDITURE REPORT

MINUTE: 512/2019

<b>FILE REFERENCE:</b>	WM07
<b>AUTHOR'S NAME AND POSITION:</b>	Andy Grant Financial Support Officer
<b>AUTHORISING OFFICER AND POSITION:</b>	Ian Hamilton Director Infrastructure Services
<b>NAME OF APPLICANT/RESPONDENT:</b>	Not Applicable
<b>DATE REPORT WRITTEN:</b>	19 February 2019
<b>DISCLOSURE OF FINANCIAL INTEREST:</b>	The author and the authorising officer have no financial, proximity or impartiality interests in the proposal.
<b>PREVIOUS MEETING REFERENCE:</b>	Not Applicable

#### Summary

This report provides an update on Income and Expenditure against Budget for the Pilbara Regional Class IV Waste Management Facility (PRWMF) at Onslow. The report also lists all payments made until 31 January 2019.

#### Background

The Shire of Ashburton is required to provide the 'up-front' matching funding to undertake all 'pre-construction' costs. Funding under PIP3 (Chevron State Agreement) or Building Better Region Funds (BBRF (Federal Government Aus. Industry) cannot be accessed until construction contracts are entered into, early to mid-2019.

In addition, the Shire is to provide \$80,000 p.a. in-kind support, this includes officer time, travel costs etc.

#### Comment

The Budget and Actual results as at 31 January 2019 are as follows:

Job	Budget \$	Actual \$	Variance \$ (- = under budget)
18058 – Waste Supply Agreements	75,000	16,585	-58,415
18059 – Site Investigations	495,000	497,599	2,599
18060 – Project Management (SoA in-kind)	170,000	81,881	-88,119
18061 – Detail Design	175,000	7,710	-167,290



**PUBLIC MINUTES - PILBARA REGIONAL WASTE MANAGEMENT FACILITY COMMITTEE  
12 MARCH 2019**

<b>Job</b>	<b>Budget \$</b>	<b>Actual \$</b>	<b>Variance \$ (- = under budget)</b>
18062 – Approvals	290,000	214,304	-75,696
18063 – Project Management (Talis)	100,000	173,368	<b>73,368</b>
18066 - Unallocated	80,000	0	-80,000
<b>Totals</b>	<b>1,385,000</b>	<b>991,446</b>	<b>-393,554</b>

Attached is a copy of the BBRF Progress Report - Assessment & Review of Expenditure and Payments to 31 January 2019. This is to be provided to BBRF with each Milestone Report.

**ATTACHMENT 7.1**

**Consultation**

Extensive consultation has been undertaken with Approval Authorities and to date the Shire has been represented by the Shire President, Chief Executive Officer, Director of Infrastructure and Talis Consultants.

**Statutory Environment**

*Local Government Act 1995*

Part 5, Division 2 Council meetings, committees and their meetings and electors' meetings;

Subdivision 2 – Committees and their meetings;

Subdivision 3 – Matters affecting council and committee meetings.

**Financial Implications**

As per the Shire of Ashburton approved budget. It is noted that Appeals related to a mining lease Application over the site of the PRWMF and separate Appeal lodged by a landfill operator against the EPA Decision not to assess the proposal against the EPA decision is likely to lead to unforeseen legal costs. In this regard, it is anticipated that 'Unallocated' actuals of up to \$80,000 may be directed to 'PRWMF Legal Costs' in the future.

**Strategic Implications**

Shire of Ashburton 10 Year Community Strategic Plan 2017-2027

Goal 4 – Quality Services and Infrastructure

Objective 1 – Quality Public Infrastructure

**Risk Management**

Adoption of this item has been evaluated against the Shire of Ashburton's Risk Management Framework. The perceived level of risk from the Risk Matrix is considered to be "Moderate (6)" in light of the potential impacts to external contractual arrangements. As the Risk Acceptance is considered to be "Medium", the Director Infrastructure Services will monitor progress of this item.

**Policy Implications**

*ELM10 Financial Sustainability Policy*

*ENG09 Asset Management Policy*

**Voting Requirement**

Simple Majority required

**PUBLIC MINUTES - PILBARA REGIONAL WASTE MANAGEMENT FACILITY COMMITTEE  
12 MARCH 2019**

**Officers Recommendation and Committee Decision**

**MOVED: Cr D Diver**

**SECONDED: Cr K White**

**That with respect to the Pilbara Regional Class IV Waste Management Facility, Onslow – Income & Expenditure Report, the Pilbara Regional Waste Management Committee recommend, Council:**

- 1 Receive the Income and Expenditure Report to 31 January 2019 (ATTACHMENT 7.1) for the Pilbara Regional Class IV Waste Management Facility Project in Onslow.**

**CARRIED 2/0**

**Councillors White and Diver voted for the motion**

**PUBLIC MINUTES - PILBARA REGIONAL WASTE MANAGEMENT FACILITY COMMITTEE  
12 MARCH 2019**

**7.2 PILBARA REGIONAL CLASS IV WASTE MANAGEMENT FACILITY,  
ONSLow – BUILDING BETTER REGIONS FUND (BBRF) MILESTONE 4  
REPORT**

**MINUTE:** 513/2019

**FILE REFERENCE:** WM07

**AUTHOR'S NAME AND POSITION:** Andy Grant  
Financial Support Officer

**AUTHORISING OFFICER AND POSITION:** Ian Hamilton  
Director Infrastructure Services

**NAME OF APPLICANT/  
RESPONDENT:** Not Applicable

**DATE REPORT WRITTEN:** 19 February 2019

**DISCLOSURE OF FINANCIAL INTEREST:** The author and authorising officer have no financial, proximity or impartiality interests in the proposal.

**PREVIOUS MEETING REFERENCE:** Not Applicable

**Summary**

As part of the Building Better Regions Fund (BBRF) funding conditions, the Shire of Ashburton is to provide Milestone Reports for the Pilbara Regional Class IV Waste Management Facility (PRWMF) project at Onslow. This report provides information on compliance with that condition.

**Background**

As part of the Building Better Regions Fund (BBRF) funding conditions, the Shire of Ashburton is to provide Milestone Reports for the Pilbara Regional Class IV Waste Management Facility (PRWMF) project at Onslow.

Milestone Report 1

The Shire of Ashburton was not required to provide a Milestone 1 Report as this milestone was the start of the project date of 27 September 2017.

Milestone Report 2

This report was to cover the period from 27 September 2017 to 31 January 2018 and was due on 1 March 2018. The report was submitted by the due date and approved by AusIndustry – Business Services.

Milestone Report 3

This report was to cover the period from 1 February 2018 to 30 June 2018 and was due on 27 July 2018. However, as the Shire of Ashburton was not due to complete its financials related to the end of financial year at 30 June 2018 for some time, an extension to 29 August 2018 was requested and granted.

**PUBLIC MINUTES - PILBARA REGIONAL WASTE MANAGEMENT FACILITY COMMITTEE  
12 MARCH 2019**

The report and all required supporting documents was submitted to AusIndustry – Business Services on 17 September 2018 and approval of this submission was given on 2 November 2018.

**Comment**

Milestone Report 4

This report was to cover the period from 1 July 2018 to 31 January 2019 and was due on 15 February 2019. The report was submitted and approved by AusIndustry – Business Services on 13 February 2019.

**ATTACHMENT 7.2A**

Special Note: Milestone 4 consists of two key areas:

- Key Area 1: Land Tenure – This was completed and supporting documents have been submitted to AusIndustry – Business Services.
- Key Area 2: Agreements with waste generators – A variation request has been submitted AusIndustry – Business Services to defer this to Milestone 11. The preferred model for operating the PRWMF will not require this key area to be place at this early stage. A letter was sent to AusIndustry – Business Services on 13 February 2019 to request a change to this activities at Milestone 4 to Milestone 11. No reply has been received to date.

**ATTACHMENT 7.2B**

On 4 February 2019 the Environment Protection Authority (EPA) issued a Notice of Decision – Not to assess the PRWMF proposal. This is excellent news, if the EPA had decided to formally assess the proposal, this could of have been a major time delay to the approval stage of the project.

However, through the EPA appeal process one appeal submission has been received from Tellus Holdings Pty Ltd who has approval to establish a Class VI/V waste disposal site in the Shire of Yilgarn ('Sandy Ridge'), some 240 kilometres by road west north-west of Kalgoorlie. This matter is now with the Appeals Convener to be assessed accordingly. The Appeal lodged by Tellus Holdings Pty Ltd is further discussed in Confidential Item 8.1 *Confidential Legal Matters Associated with the Pilbara Regional Waste Management Facility* of this Agenda.

Irrespective of the Appeal, the project is progressing in line with the project timeline.

**ATTACHMENT 7.2C**

**Consultation**

Consultation is currently underway with the Department of Water and Environment (DWER) Regulation and the date the Shire has been represented by the Shire President, Chief Executive Officer, Director of Infrastructure and Talis Consultants. A decision is expected from DWER by late April 2019 subject to the EPA appeal process as detailed above an in Confidential Item 8.1.

**Statutory Environment**

*Local Government Act 1995*

Part 5, Division 2 Council meetings, committees and their meetings and electors' meetings;  
Subdivision 2 – Committees and their meetings;  
Subdivision 3 – Matters affecting council and committee meetings.

**PUBLIC MINUTES - PILBARA REGIONAL WASTE MANAGEMENT FACILITY COMMITTEE  
12 MARCH 2019**

**Financial Implications**

As per the Shire of Ashburton approved budget.

**Strategic Implications**

Shire of Ashburton 10 Year Community Strategic Plan 2017-2027

Goal 4 – Quality Services and Infrastructure

Objective 1 – Quality Public Infrastructure

**Risk Management**

Adoption of this item has been evaluated against the Shire of Ashburton's Risk Management Framework. The perceived level of risk from the Risk Matrix is considered to be "Moderate (6)" in light of the potential impacts to external contractual arrangements. As the Risk Acceptance is considered to be "Medium", the Director Infrastructure Services will monitor progress of this item.

**Policy Implications**

*ELM10 Financial Sustainability Policy*

*ENG09 Asset Management Policy*

**Voting Requirement**

Simple Majority required

**Officers Recommendation and Committee Decision**

**MOVED: Cr D Diver**

**SECONDED: Cr K White**

**That with respect to Pilbara Regional Class IV Waste Management Facility, Onslow – Building Better Regions Fund (BBRF) Milestone 4 Report, the Pilbara Regional Waste Management Committee recommend Council:**

- 1. Receive the BBRF Milestone 4 Report for the Pilbara Regional Class IV Waste Management Facility project in Onslow.**

**CARRIED 2/0**

**Councillors White and Diver voted for the motion**

## 8. CONFIDENTIAL MATTERS

*Under the Local Government Act 1995, Part 5, and Section 5.23, states in part:*

1. *If a meeting is being held by a Council or by a committee referred to in subsection (1)(b), the Council or committee may close to members of the public the meeting, or part of the meeting, if the meeting or the part of the meeting deals with any of the following:*

*(a) a matter affecting an employee or employees;*

*(b) the personal affairs of any person;*

*(c) a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting;*

*(d) legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting:*

*(e) a matter that if disclosed, would reveal:*

*(I) a trade secret;*

*(II) information that has a commercial value to a person; or*

*(III) information about the business, professional, commercial or financial affairs of a person,*

*Where the trade secret or information is held by, or is about, a person other than the local government.*

*(f) a matter that if disclosed, could be reasonably expected to:*

*(I) Impair the effectiveness of any lawful method or procedure for preventing, detecting, investigating or dealing with any contravention or possible contravention of the law;*

*(II) Endanger the security of the local government's property; or*

*(III) Prejudice the maintenance or enforcement of any lawful measure for protecting public safety;*

*(g) information which is the subject of a direction given under section 23(1a) of the Parliamentary Commissioner Act 1981; and*

*(h) such other matters as may be prescribed.*

**PUBLIC MINUTES - PILBARA REGIONAL WASTE MANAGEMENT FACILITY COMMITTEE  
12 MARCH 2019**

**Committee Decision**

**MOVED:** Cr D Diver

**SECONDED:** Cr K White

**That Council close the meeting to the public at 9.48 am pursuant to sub section 5.23 (2) (a) and (b) of the *Local Government Act 1995*.**

**CARRIED 2/0**

**Councillors White and Diver voted for the motion**

**8.1 CONFIDENTIAL – LEGAL MATTERS ASSOCIATED WITH THE PILBARA REGIONAL WASTE MANAGEMENT FACILITY**

**MINUTE:** 514/2019

**FILE REFERENCE:** WM09

**AUTHOR'S NAME AND POSITION:** Ian Hamilton  
Director Infrastructure Services

**AUTHORISING OFFICER AND POSITION:** Rob Paull  
Chief Executive Officer

**NAME OF APPLICANT/RESPONDENT:** Not Applicable

**DATE REPORT WRITTEN:** 19 February 2019

**DISCLOSURE OF FINANCIAL INTEREST:** The author and the authorising officer have no financial, proximity or impartiality interests in the proposal.

**PREVIOUS MEETING REFERENCE:** Not Applicable

**REASON FOR CONFIDENTIALITY**

The Chief Executive Officer's Report is confidential in accordance with s5.23 (2) *the Local Government Act 1995* because it deals with matters affecting s5.23 (2):

- (d) *legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting.*

**Officers Recommendation and Committee Decision**

**MOVED: Cr D Diver**

**SECONDED: Cr K White**

**That with respect to the Confidential Legal Matters associated with the Pilbara Regional Waste Management Facility, the Committee recommend Council:**

- 1. Receive and note the appeal lodged by Tellus Holdings Pty Ltd against EPA Decision Not Assessed: Pilbara Waste Management Facility and request the Chief Executive Officer to undertake all reasonable steps to either encourage Tellus Holdings Pty Ltd to withdraw the appeal or to have the appeal assessed in the shortest possible period.**
- 2. Receive and note the Objection 542702 lodged by the Chief Executive Officer on behalf of the Shire of Ashburton to MLA 08/521 by North Rossa Pty Ltd;**
  - a) Support all necessary actions to ensure that mining activity does not impact the establishment and the long term operations of the Pilbara Regional Waste Management Facility; and**
  - b) Authorise the Chief Executive Officer in consultation with the President, to ratify any appropriate agreement as a result of the mediation.**

**CARRIED 2/0**

**Councillors White and Diver voted for the motion**



**PUBLIC MINUTES - PILBARA REGIONAL WASTE MANAGEMENT FACILITY COMMITTEE  
12 MARCH 2019**

**8.2 CONFIDENTIAL – BUSINESS PLAN FOR THE PILBARA REGIONAL  
WASTE MANAGEMENT FACILITY**

**MINUTE:** 515/2019

**FILE REFERENCE:** WM09

**AUTHOR'S NAME AND  
POSITION:** Janelle Fell  
Manager Land & Asset Compliance

**AUTHORISING OFFICER AND  
POSITION:** Brian Cameron  
Director Property and Development Services

Ian Hamilton  
Director Infrastructure Services

**NAME OF APPLICANT/  
RESPONDENT:** Not Applicable

**DATE REPORT WRITTEN:** 22 February 2019

**DISCLOSURE OF FINANCIAL  
INTEREST:** The author and the authorising officer have no financial,  
proximity or impartiality interests in the proposal.

**PREVIOUS MEETING  
REFERENCE:** Not Applicable

**REASON FOR CONFIDENTIALITY**

The Chief Executive Officer's Report is confidential in accordance with s5.23 (2) *the Local Government Act 1995* because it deals with matters affecting s5.23 (2):

- (d) *legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting.*
- (e) *a matter that if disclosed, would reveal:*
  - (II) *information that has a commercial value to a person; or*
  - (III) *information about the business, professional, commercial or financial affairs of a person,*

**PUBLIC MINUTES - PILBARA REGIONAL WASTE MANAGEMENT FACILITY COMMITTEE  
12 MARCH 2019**

**Officers Recommendation and Committee Decision**

**MOVED: Cr D Diver**

**SECONDED: Cr K White**

**That with respect to the Business Plan for the Pilbara Regional Waste Management Facility ('Business Plan'), the Pilbara Regional Waste Management Committee recommend Council:**

- 1. Endorse advertising of the draft Business Plan (CONFIDENTIAL ATTACHMENT 8.2) as generally outlined in this Report for public comment for a period of no less than six weeks with any submissions to be referred to Council for consideration; and**
- 2. Should no submissions be received, authorise the Chief Executive Officer in consultation with the President to approve the draft Business Plan as generally advertised.**

**CARRIED 2/0**

**Councillors White and Diver voted for the motion**

**PUBLIC MINUTES - PILBARA REGIONAL WASTE MANAGEMENT FACILITY COMMITTEE  
12 MARCH 2019**

**Committee Decision**

**MOVED: Cr D Diver**

**SECONDED: Cr K White**

**That Council re-open the meeting to the public at 09.59 am pursuant to sub section 5.23 (2) (a) and (b) of the *Local Government Act 1995*.**

**CARRIED 2/0**

**Councillors White and Diver voted for the motion**

**9. NEXT MEETING**

The next Pilbara Regional Waste Management Facility (PRWMF) Committee meeting will be held at a date and time to be advised.

**10. CLOSURE OF MEETING**

The Presiding Member closed the meeting at 10.00 am.