



## **SHIRE OF NORTHAM**

**NOTICE FOR  
AUDIT COMMITTEE MEETING  
COMMENCING AT  
5.30 PM  
WEDNESDAY  
25 NOVEMBER 2015**

**Councillors:**

**Please be advised that the next Audit Committee Meeting will be held as above.**

**JASON WHITEAKER  
CHIEF EXECUTIVE OFFICER  
20 November 2015**

**SHIRE OF NORTHAM**  
**AGENDA**  
**AUDIT COMMITTEE MEETING TO BE HELD ON 19 NOVEMBER 2014**

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**SHIRE OF NORTHAM**  
**AGENDA**  
**AUDIT COMMITTEE MEETING TO BE HELD ON 25 NOVEMBER 2015**

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**SHIRE OF NORTHAM**

**Notice and Agenda of an Audit Committee Meeting to be held in the Council  
Chambers on WEDNESDAY, 25 November 2015 at 5.30pm**

**DISCLAIMER**

No responsibility whatsoever is implied or accepted by the Shire of Northam for any act, omission or statement or intimation occurring during Council/Committee meetings or during formal/informal conversations with staff. The Shire of Northam disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during Council/Committee meetings or discussions. Any person or legal entity who acts or fails to act in reliance upon any statement does so at that person's or legal entity's own risk.

In particular and without derogating in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a licence, any statement or limitation of approval made by a member or officer of the Shire of Northam during the course of any meeting is not intended to be and is not taken as notice or approval from the Shire of Northam. The Shire of Northam warns that anyone who has an application lodged with the Shire of Northam must obtain and only should rely on **WRITTEN CONFIRMATION** of the outcome of the application, and any conditions attaching to the decision made by the Shire of Northam in respect of the application.

**1. DECLARATION OF OPENING AND WELCOME**

**2. DECLARATION OF INTEREST**

*Parts of Division 6 Subdivision 1 of the Local Government Act 1995 requires Council members and employees to disclose any direct or indirect financial interest or general interest in any matter listed in this agenda.*

*The Act also requires the nature of the interest to be disclosed in writing before the meeting or immediately before the matter being discussed.*

*NB A Council member who makes a disclosure must not preside or participate in, or be present during, any discussion or decision making procedure relating to the disclosed matter unless the procedures set out in Sections 5.68 or 5.69 of the Act have been complied with.*

# SHIRE OF NORTHAM

## AGENDA

AUDIT COMMITTEE MEETING TO BE HELD ON 25 NOVEMBER 2015

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### 3. ATTENDANCE

#### COUNCIL

President  
Councillors

S B Pollard  
T M Little  
D G Beresford  
J E Williams  
J Proud  
R W Tinetti  
C L Davidson  
U Rumjantsev  
C R Antonio  
D A Hughes

Chief Executive Officer  
A / Executive Manager Corporate Services  
Executive Assistant - CEO

J B Whiteaker  
C Green  
A C Maxwell

### 4. APOLOGIES

Nil.

### 5. LEAVE OF ABSENCE

Nil.

### 6. CONFIRMATION OF MINUTES

#### RECOMMENDATION

That the Minutes of the Audit Committee Meeting held on Monday, 16 March 2015 be confirmed as a true and correct record of that meeting.

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**7. AGENDA ITEMS**

**7.1. MEETING WITH THE SHIRE OF NORTHAM AUDITORS**

Name of Applicant:	Internal Report
File Ref:	8.2.7.1
Officer:	Jason Whiteaker / Cary Green
Officer Interest:	N/A
Policy:	Local Government Act 1995, Local Government (Audit) Regulations 1996, DLGRD Operational Guidelines-Audit Committees in Local Government No 9
Voting:	Simple Majority
Date:	19 November 2015

**PURPOSE**

For Council to meet and discuss with Council's Auditor Mr Greg Godwin from Moore Stephens the 2014/15 annual audit outcomes.

**BACKGROUND**

On appointment of the audit committee, it was given delegated authority to meet with the Auditor of the local government at least once in every year, pursuant to Section 7.12A(2) the Local Government Act 1995.

The Local Government Act does not require the Audit Committee to meet with the Auditor rather the local Government is to meet with the Auditor at least once each year.

Council's Auditor Mr Greg Godwin from Moore Stephens will be in attendance of this Audit Committee Meeting. It should be noted that there will be a fee involved for the auditor to visit the Shire of Northam in person due to travelling and time.

**STATUTORY REQUIREMENTS**

***Local Government Act 1995 Section 7.12A. Duties of local government with respect to audits***

- (1) A local government is to do everything in its power to —
- (a) assist the auditor of the local government to conduct an audit and carry out his or her other duties under this Act in respect of the local government; and
  - (b) ensure that audits are conducted successfully and expeditiously.

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- (2) Without limiting the generality of subsection (1), a local government is to meet with the auditor of the local government at least once in every year.

**CONFORMITY WITH THE STRATEGIC COMMUNITY / CORPORATE PLAN**

OBJECTIVE: Improve organisational capability and capacity

STRATEGY: Operate / manage organisation in a financially sustainable manner.

**BUDGET IMPLICATIONS**

A fee will be involved for the auditor to visit the Shire of Northam in person due to travelling and time.

**OFFICER'S COMMENT**

Topics to be discussed with the auditor include;

- Review of Shire of Northam Auditors Report
- Review of Shire of Northam Management Report
- General Business

**RECOMMENDATION**

**That Council;**

- 1. Endorse that the meeting between the Audit Committee and the Auditor at the Audit Committee Meeting held on 25 November 2015, satisfy the requirements of Section 7.12A(2) the Local Government (Audit) Regulations 1996 and that the minutes of the meeting show the auditor was involved and the matters discussed; and**
- 2. Accept the verbal report provided by the Shire Auditor Mr Greg Godwin from Moore Stephens.**

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**7.2. SHIRE OF NORTHAM 2014/2015 ANNUAL REPORT**

Name of Applicant:	Internal Report
File Ref:	8.2.7.1
Officer:	Jason Whiteaker / Cary Green
Officer Interest:	N/A
Policy/Legislation:	Local Government Act 1995 & LG (FM) Regs 1996
Voting:	Simple Majority
Date:	19 November 2015

**PURPOSE**

For Council to consider and if acceptable receive the Annual Report for the year ended 30 June 2015 for the Shire of Northam.

**BACKGROUND**

The Annual Financial Report for the year ended 30 June 2015 was completed and presented to the Shire of Northam's auditor for audit. The Audit was completed and signed off on Monday, 16 November 2015.

Section 5.54 'Acceptance of Annual Reports' of the Local Government Act 1995 requires an Annual Report to be accepted by Council by 31 December in each year unless the Auditors Report is not available in time. The Local Government Act 1995 Section 5.54(2) requires that if the Annual Report is not accepted by the Local Government by 31 December then it must be presented within two (2) months of the Auditors Report becoming available.

It is proposed that an item will be presented to a Special Council meeting on Monday, 30 November 2015. Should the 2014/2015 Annual Report be endorsed, it is intended that local public notice be published advising of the Annual Electors Meeting and 2014/2015 Annual Report availability. The notice shall be placed into the following;

- West Australian - Wednesday, 2 December 2015
- Avon Valley Hills Gazette - Friday, 4 December 2015; and
- Avon Valley Advocate - Wednesday, 9 December 2015

Notices will also be placed on our Notice Boards, Facebook and the Shire of Northam website.

**STATUTORY REQUIREMENTS**

***Local Government Act 1995 Section 5.53 Annual Reports;***

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- (1) *The local government is to prepare an annual report for each financial year.*
- (2) *The annual report is to contain -*
  - (a) *a report from the mayor or president; and*
  - (b) *a report from the CEO; and*
  - [(c), (d) deleted]*
  - (e) *an overview of the plan for the future of the district made in accordance with section 5.56, including major initiatives that are proposed to commence or to continue in the next financial year; and*
  - (f) *the financial report for the financial year; and*
  - (g) *such information as may be prescribed in relation to the payments made to employees; and*
  - (h) *the auditor's report for the financial year; and*
  - (ha) *a matter on which a report must be made under section 29(2) of the Disability Services Act 1993; and*
  - (hb) *details of entries made under section 5.121 during the financial year in the register of complaints, including —*
    - (i) *the number of complaints recorded in the register of complaints;*
    - (ii) *how the recorded complaints were dealt with; and*
    - (iii) *any other details that the regulations may require; and*
    - (i) *such other information as may be prescribed.*

**Local Government Act 1995 Section 5.54 Acceptance of Annual Reports;**

- (1) *Subject to subsection (2), the annual report for a financial year is to be accepted\* by the local government no later than 31 December after that financial year.*

*\* Absolute majority required.*

- (2) *If the auditor's report is not available in time for the annual report for a financial year to be accepted by 31 December after that financial year, the annual report is to be accepted by the local government no later than 2 months after the auditor's report becomes available.*

**Local Government Act 1995 Section 5.55 Notice of Annual Reports;**

*The CEO is to give local public notice of the availability of the annual report as soon as practicable after the report has been accepted by the local government.*

**CONFORMITY WITH THE COMMUNITY STRATEGIC PLAN**

N/A

**BUDGET IMPLICATIONS**



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It is estimated that advertising costs for the availability of the Annual Report and Annual Electors General meeting will be approximately \$1,400.00 including GST which will be charged to account 040521920 (Advertising).

**OFFICER'S COMMENT**

Council is requested to accept the Annual Report for the year ended 30 June 2015 for the Shire of Northam.

**RECOMMENDATION**

**That the Audit Committee in accordance with;**

- 1. Sections 5.53 and 5.54 of the Local Government Act 1995, accepts the Annual Report for the 2014/2015 financial year; and**
- 2. Section 5.55 of the Local Government Act 1995, authorise the Chief Executive Officer to give public notice of the availability of the Annual Report from Tuesday, 1 December 2015.**

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**7.3. 2014/2015 ANNUAL ELECTORS GENERAL MEETING**

Name of Applicant:	Internal Report
File Ref:	8.2.7.1
Officer:	Jason Whiteaker / Cary Green
Officer Interest:	N/A
Policy/Legislation:	Local Government Act 1995 & LG (FM) Regs 1996
Voting:	Simple Majority
Date:	19 November 2015

**PURPOSE**

For Council to consider and endorse the date for the Annual Electors General Meeting set by the Chief Executive Officer.

**BACKGROUND**

The Annual Electors General Meeting is to be held within 56 days of the local government accepting the Annual Report.

A requirement of setting the date is that 14 days local public notice is required for advertising the meeting. Providing the Annual Report is endorsed at the Special Council meeting held on 30 November 2015, the last eligible day for holding the meeting would be Monday, 25 January 2015, however it is recommended that this be held prior to the December Ordinary Council Meeting which is scheduled on 16 December 2015.

Providing the 2014/2015 Annual Report is endorsed at the Special Council Meeting held on 30 November 2015. It is intended that public notice shall be placed into the following;

- West Australian - Wednesday, 2 December 2015
- Avon Valley Hills Gazette - Friday, 4 December 2015; and
- Avon Valley Advocate - Wednesday, 9 December 2015

Notices will also be placed on our Notice Boards, Facebook and the Shire of Northam website.

**STATUTORY REQUIREMENTS**

***Local Government Act 1995 Section 5.27 Electors' general meetings;***

- (1) *A general meeting of the electors of a district is to be held once every financial year.*

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- (2) *A general meeting is to be held on a day selected by the local government but not more than 56 days after the local government accepts the annual report for the previous financial year.*
- (3) *The matters to be discussed at general electors' meetings are to be those prescribed.*

**Local Government (Administration) Regulation No 15 Matters for discussion at general electors' meetings - s. 5.27(3)**

*For the purposes of section 5.27(3), the matters to be discussed at a general electors' meeting are, firstly, the contents of the annual report for the previous financial year and then any other general business.*

**Local Government Act 1995 Section 5.29 Convening Electors' Meetings;**

- (1) *The CEO is to convene an electors' meeting by giving –*
- (a) *at least 14 days' local public notice; and*
  - (b) *each council member at least 14 days' notice, of the date, time, place and purpose of the meeting.*
- (2) *The local public notice referred to in subsection (1)(a) is to be treated as having commenced at the time of publication of the notice under section 1.7(1)(a) and is to continue by way of exhibition under section 1.7(1)(b) and (c) until the meeting has been held.*

**CONFORMITY WITH THE COMMUNITY STRATEGIC PLAN**

N/A

**BUDGET IMPLICATIONS**

It is estimated that advertising costs for the availability of the Annual Report and Annual Electors General meeting will be approximately \$1,400.00 including GST.

**OFFICER'S COMMENT**

Council is requested to endorse the date set, in accordance with the Local Government Act, for the Annual Electors Meeting.

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### **RECOMMENDATION**

**That Council, holds the Annual Electors General Meeting on Wednesday, 16 December 2015 at 5.00pm in the Shire of Northam Council Chambers and authorise the Chief Executive Officer to give public notice of the meeting from Tuesday, 1 December 2015.**

### **8. CLOSURE OF MEETING**