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**NARROMINE SHIRE COUNCIL**  
**ORDINARY MEETING BUSINESS PAPER – 12 OCTOBER 2022**  
**REPORTS TO COUNCIL – GENERAL MANAGER**

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**1. DISCLOSURES OF PECUNIARY INTERESTS AND OTHER MATTERS RETURNS**

<b>Author</b>	Director Governance
<b>Responsible Officer</b>	General Manager
<b>Link to Strategic Plans</b>	CSP – 4.2.8 Implement best practice governance standards, transparent decision making and a strong ethical culture

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**Executive Summary**

This report is presented to Council in accordance with legislative requirements. All Councillors and designated persons have completed and lodged their returns by due date.

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**Report**

Councillors and designated persons are required to lodge a Pecuniary Interest and Other Matters Return with the General Manager within 3 months of becoming a Councillor or designated person, and thereafter prior to 30 September each year.

The information collected on the returns is to be kept by the General Manager in a register of returns. The General Manager is required to table all returns at a Council Meeting.

All returns for Councillors and designated staff have been completed.

***Financial Implications***

Nil

***Legal and Regulatory Compliance***

Code of Conduct – Clause 4.21 and Schedule 2  
Government Information (Public Access) Act 2009 and Regulations

***Risk Management Issues***

Information contained in returns made and lodged is to be made publicly available in accordance with the requirements of the Government Information (Public Access) Act 2009, the Government Information (Public Access) Regulation 2018 and any guidelines issued by the Information Commissioner.

Designated persons have an obligation to keep the information contained in their returns up to date. When becoming aware of a new interest that must be disclosed in the return, or an interest previously not disclosed, the designated person must submit an updated return within three months of becoming aware of the previously undisclosed interest.

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**1. DISCLOSURES OF PECUNIARY INTERESTS AND OTHER MATTERS RETURNS (Cont'd)**

***Internal/External Consultation***

Consultation with Councillors and Designated Persons

Attachments

Nil

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**RECOMMENDATION**

That the information be noted.

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**2. TOMINGLEY GOLD OPERATIONS (TGO) – COMMUNITY FUND PANEL**

<b>Author</b>	Director Governance
<b>Responsible Officer</b>	General Manager
<b>Link to Strategic Plans</b>	CSP – 4.4.4 Develop and build partnerships with State and Federal Governments, industry and community organisations to foster development and delivery of community services and emerging business sectors

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**Executive Summary**

This report is presented to Council to approve the recommendations from the Tomingley Gold Operations (TGO) Community Fund Panel for distribution of the Voluntary Planning Agreement funds.

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**Report**

The Voluntary Planning Agreement (VPA) with TGO is to provide Council with the following “community funds” as outlined in clause 4.1 of the Agreement –

\$53,750 per year until 31 December 2025 with 50% payable on 1<sup>st</sup> July and 50% payable on 1<sup>st</sup> January each year with a total of \$591,250 over the period.

The VPA also states in clause 4.3 “The Development Contributions paid pursuant to clause 4.1 may be pooled with other monies held by Council which have similar and relevant objectives, subject to the proponent (TGO) having the opportunity to lobby for certain expenditure of for the benefit of Tomingley residents and to object to expenditure which may not be in the proponent (TGO) view of community benefits”.

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## **2. TOMINGLEY GOLD OPERATIONS (TGO) – COMMUNITY FUND PANEL (Cont'd)**

The objective of the Community Fund is to satisfy the four elements of:

- Economic Development – directly contribute to the resilience and/or long-term economic growth of the community;
- Community Connectivity – promote community togetherness in a positive family focussed way;
- Education and Training – foster the education and up-skilling of members of the community;
- Community Infrastructure.

The TGO Community Fund awards funds twice per year with applications due in March and August, and the Panel conferring in April and September to review the applications. The Panel recommends to Council that the following project receives funding from the Community Fund:

- Narromine Clay Target Club Ltd – Upgrade existing solar installation from a 1.5kw system to a 6kw system – \$2,500.
- Narromine Community Skills Project Inc.- Narromine Community Christmas Party and Venetian Carnival - \$4,350.
- Narromine Hospital Auxiliary - Concealment Transport Trolley - \$5,000.
- Narromine Junior Gorillas Rugby Union Football Club – \$1,500 for Education and Training, \$2,000 for Equipment and Kits, \$1,500 for Community Connectivity – Total \$5,000.
- Narromine Agricultural Show Society – Hosting 2024 Zone Final, Ag Shows NSW - Young Woman of the Year Competition – \$5,000.
- Narromine Soccer Club – Dundas Oval - Fitting out new canteen and equipment sheds - \$5,000.
- Trustees Tomingley Recreation Ground – New infrastructure for Secretary Office / Meeting Room, Jockeys Room and Stipends including showers and toilets – \$15,000.

Recommended projects are determined in accordance with the objectives and assessment criteria for the distribution of the Community Funds agreed to by Council and TGO.

Acknowledgement of the successful applicant will be in a joint letter from Council (signed by the Mayor) and the TGO (signed by the Mining Manager).

### ***Financial Implications***

VPA Funds of \$53,750 per annum are available, with at least \$26,875 for each half year distribution. There were 9 applications received comprising a total value of \$100,941.

Recommended financial contribution is \$41,850.

### ***Legal and Regulatory Compliance***

In accordance with section 377 of the Local Government Act 1993, Council must resolve to approve the allocation of funds for a donation.

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## **2. TOMINGLEY GOLD OPERATIONS (TGO) – COMMUNITY FUND PANEL (Cont'd)**

Guidelines adopted by Council on 9 October 2013 for distribution of funds for Tomingley Gold Operations – Community Fund in accordance with the Voluntary Planning Agreement.

### ***Risk Management Issues***

Nil

### ***Internal/External Consultation***

TGO Community Fund Panel

### ***Attachments***

Nil

## **RECOMMENDATION**

That Council approves the allocation of funds from the TGO Community Fund as follows:

- Narromine Clay Target Club Ltd – Upgrade existing solar installation from a 1.5kw system to a 6kw system – \$2,500.
- Narromine Community Skills Project Inc.- Narromine Community Christmas Party and Venetian Carnival - \$4,350.
- Narromine Hospital Auxiliary - Concealment Transport Trolley - \$5,000.
- Narromine Junior Gorillas Rugby Union Football Club – \$1,500 for Education and Training, \$2,000 for Equipment and Kits, \$1,500 for Community Connectivity – Total \$5,000.
- Narromine Agricultural Show Society – Hosting 2024 Zone Final, Ag Shows NSW - Young Woman of the Year Competition – \$5,000.
- Narromine Soccer Club – Dundas Oval - Fitting out new canteen and equipment sheds - \$5,000.
- Trustees Tomingley Recreation Ground – New infrastructure for Secretary Office / Meeting Room, Jockeys Room and Stipends including showers and toilets – \$15,000.

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## **3. CODE OF CONDUCT STATISTICS REPORT**

<b>Author</b>	Director Governance
<b>Responsible Officer</b>	General Manager
<b>Link to Strategic Plans</b>	CSP – 4.2.8 – Implement best practice governance standards, transparent decision making and a strong ethical culture

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### **Executive Summary**

This report provides Council with the statutory annual report on the Code of Conduct complaints received by Council for the period 1 September 2021 to 31 August 2022.

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### **3. CODE OF CONDUCT STATISTICS REPORT (Cont'd)**

#### **Report**

Under the Model Code of Conduct Procedures, the Complaints Coordinator must, within three months of the end of September each year, report on a range of complaints statistics to Council and to the Office of Local Government.

This information provides an important accountability mechanism to local communities and also provides the Office of Local Government the means to evaluate Council's implementation of the Model Code framework and whether the framework is achieving its policy objectives. The Office of Local Government publishes this data.

Part 11 of the Procedures for the Administration of the Model Code of Conduct sets out the statistics that are to be reported.

Below is Council's Code of Conduct Complaints Report for the above reporting period.

Total number of code of conduct complaints made about Councillors and the General Manager under the code of conduct in the year to September (the reporting period)	0
Number of code of conduct complaints referred to a conduct reviewer during the reporting period	1
Number of code of conduct complaints finalised by a conduct reviewer at the preliminary assessment stage during the reporting period and the outcome of those complaints	1
Number of code of conduct complaints investigated by a conduct reviewer during the reporting period	0
Without identifying particular matters, the outcome of investigations completed under these procedures during the reporting period	Written Apology
Number of matters reviewed by the OLG during the reporting period and, without identifying particular matters, the outcomes of the reviews	0
Total cost of dealing with code of conduct complaints made about Councillors and the General Manager during the reporting period, including staff costs	\$2,295

Information about code of conduct complaints and the management and investigation of code of conduct complaints is to be treated as confidential and is not to be publicly disclosed except as may be otherwise specified or permitted under the Procedures for the Administration of the Model Code of Conduct.

#### **Financial Implications**

Total cost \$7,357.50 (includes all referrals to conduct reviewer for the financial year)

#### **Legal and Regulatory Compliance**

Model Code of Conduct

Procedures for the Administration of the Model Code of Conduct

### **3. CODE OF CONDUCT STATISTICS REPORT (Cont'd)**

#### ***Risk Management Issues***

The Model Code of Conduct sets the minimum requirements of conduct for Council Officials in carrying out their functions. Council officials have a statutory duty to act honestly and exercise a reasonable degree of care and diligence; and act in a way that enhances public confidence in the integrity of local government.

#### ***Internal/External Consultation***

Nil

#### **Attachments**

Nil

#### **RECOMMENDATION**

That the Code of Conduct Statistics Report for 1 September 2021 to 31 August 2022 be noted.

Jane Redden  
**General Manager**