



AGENDA

**FOR
ORDINARY MEETING OF COUNCIL
Wednesday 20 May 2026**

**Shire of Trayning Council Chambers
66 Railway Street
Trayning WA 6488**

Commencement: 4.00 pm

Timetable

- Budget Meeting – 3:00pm
- Forum Meeting
- Ordinary Meeting of Council – 4:00pm



DISCLAIMER

No responsibility whatsoever is implied or accepted by the Shire of Trayning for any act, omission or statement, or intimation occurring during Council or committee meetings.

The Shire of Trayning 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 or committee meetings.

Any person or legal entity who acts or fails to act in reliance upon any statement, act, or omission made in a Council or committee meeting 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 intimation of approval made by any member or officer of the Shire of Trayning during the course of any meeting is not intended to be and is not taken as notice of approval from the Shire of Trayning.

The Shire of Trayning warns that anyone who has any application lodged with the Shire of Trayning must obtain and should only rely on **WRITTEN CONFIRMATION** of the outcome of the application, and any conditions attaching to the decision made by the Shire of Trayning in respect of the application.

Signed



Peter Naylor
Chief Executive Officer



AGENDA

Ordinary Meeting of the Trayning Shire Council,
to be held in Council Chambers,
66 Railway Street, Trayning,
on Wednesday 20 May 2026, commencing at 4:00 pm

CONTENTS

1	DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS	4
2	ATTENDANCE/APOLOGIES/APPROVED LEAVE OF ABSENCE.....	4
3	RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE	4
4	PUBLIC QUESTION TIME	4
5	APPLICATIONS FOR, AND PREVIOUSLY APPROVED, LEAVE OF ABSENCE AND DISCLOSURES OF INTEREST	4
	5.1 Applications Previously Approved	4
	5.2 Leave of Absence.....	4
	5.3 Disclosure of Interest.....	4
6	PETITIONS/DEPUTATIONS/PRESENTATIONS	4
	6.1 Petitions	4
	6.2 Deputations	4
	6.3 Presentations	4
7	CONFIRMATION OF MINUTES	5
	7.1 Ordinary Meeting of Council	5
	7.2 Other Committees	5
8	ANNOUNCEMENT BY PRESIDING MEMBER WITHOUT DISCUSSIONS.....	5
9	REPORTS	5
	9.1 REGULATORY SERVICES.....	5
	9.2 FINANCE REPORTS	5
	9.2.1 Monthly Payment List March 2026.....	6
	9.2.2 Monthly Payment List April 2026.....	7
	9.2.3 Monthly Financial Report for March 2026	8
	9.2.4 Monthly Financial Report for April 2026	11
	9.2.5 2025/2026 MID-YEAR BUDGET REVIEW.....	14
	9.3 CHIEF EXECUTIVE OFFICER.....	24
	9.3.1 Activities in Thoroughfares and Public Places and Trading Amendment Local Law 2026 – Commencement	24
	9.3.2 Cemeteries Amendment Local Law 2026 – Commencement.....	27
	9.3.3 Dogs Amendment Local Law 2026 – Commencement	30
	9.3.4 Places & Property Amendment Local Law 2026 – Commencement	33
	9.3.5 Standing Orders Amendment Local Law 2026 – Commencement.....	37
	9.4 MANAGER OF WORKS	40
	9.4.1 Manager of Works Report.....	40
10	NEW BUSINESS OF AN URGENT NATURE BY DECISION OF MEETING	41
11	MATTERS FOR WHICH THE MEETING MAY BE CLOSED.....	41
12	CLOSURE.....	41

1 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

2 ATTENDANCE/APOLOGIES/APPROVED LEAVE OF ABSENCE

MEMBERS:

Cr Melanie Brown (Shire President)
Cr Clayton Marchant (Deputy Shire President)
Cr Michelle McHugh
Cr Peter Barnes
Cr Mark Leslie
Cr Dale Naughton
Cr Corey Harken

STAFF:

Mr Peter Naylor (Chief Executive Officer)
Ms Belinda Taylor (Manager of Corporate Services)
Mr Paul Healy (Manager of Works)

APOLOGIES:

ON APPROVED LEAVE(S) OF ABSENCE:

ABSENT:

VISITORS:

3 RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE

4 PUBLIC QUESTION TIME

5 APPLICATIONS FOR, AND PREVIOUSLY APPROVED, LEAVE OF ABSENCE AND DISCLOSURES OF INTEREST

5.1 Applications Previously Approved

5.2 Leave of Absence

5.3 Disclosure of Interest

6 PETITIONS/DEPUTATIONS/PRESENTATIONS

6.1 Petitions

6.2 Deputations

6.3 Presentations

7 CONFIRMATION OF MINUTES

7.1 Ordinary Meeting of Council

Officer Recommendation

That the minutes of the Meeting of Council held 15 April 2026 be confirmed as a true and correct record of the proceedings.

7.2 Other Committees

Officer Recommendation

That the minutes of the following Committee meetings be received.

7.2.1 Executive Meeting Minutes 7 April 2026

7.2.1a NEWROC Elected Member and Staff Training

7.2.2 EWBG Meeting Minutes 24th April 2026

7.2.3 Great Eastern Country Zone Minutes - 23 April 2026

8 ANNOUNCEMENT BY PRESIDING MEMBER WITHOUT DISCUSSIONS

9 REPORTS

9.1 REGULATORY SERVICES

9.2 FINANCE REPORTS

9.2.1 Monthly Payment List March 2026

Date of Report:	22 April 2026
File Ref:	9.2.1 – Accounts Payable (Creditors)
Officer:	Jessi Shannon - Finance Officer
Senior Officer:	Abbie Harken – Senior Finance Officer
Officer's Disclosure of Interest:	Nil
Attachments:	9.2.1 Monthly Payment List March 2026
Voting Requirements:	Simple Majority

Purpose of Report

To meet legislative requirements under the Local Government (Financial Management) Regulations.

Background

The Local Government (Financial Management) Regulations 1996 requires that Council is to be presented with a Statement of Payments each month.

Consultation

There has been consultation with the Chief Executive Officer.

Statutory Environment

Local Government (Financial Management) Regulations 1996.

Officer's Comment

The list of payments for March 2026 has been compiled and will be provided prior to the meeting. These payments have already been made, and Council is not being asked to determine whether the payments should proceed.
Due to IT issues, the report was unavailable for the April Ordinary Council Meeting and is therefore being presented at the May meeting.

Officer's Recommendation

That Council receives the list of payments, as presented, for the month of March 2026, totalling \$320,685.87

9.2.2 Monthly Payment List April 2026

Date of Report:	22 April 2026
File Ref:	9.2.2 – Accounts Payable (Creditors)
Officer:	Jessi Shannon - Finance Officer
Senior Officer:	Abbie Harken – Senior Finance Officer
Officer's Disclosure of Interest:	Nil
Attachments:	9.2.2 Monthly Payment List April 2026
Voting Requirements:	Simple Majority

Purpose of Report

To meet legislative requirements under the Local Government (Financial Management) Regulations.

Background

The Local Government (Financial Management) Regulations 1996 requires that Council is to be presented with a Statement of Payments each month.

Consultation

There has been consultation with the Chief Executive Officer.

Statutory Environment

Local Government (Financial Management) Regulations 1996.

Officer's Comment

The list of payments has been compiled for the month of April 2026 will be provided prior to the meeting. These payments have already occurred, and Council are not making a decision as to whether payments are to be made.

Officer's Recommendation

That Council receives the list of payments, as presented, for the month of April 2026, totalling \$834,800.62

9.2.3 Monthly Financial Report for March 2026

Date of Report:	22 April 2026
File Ref:	N/A
Officer:	Wendy Stringer – LG Best Practices
Senior Officer:	Peter Naylor CEO
Officer's Disclosure of Interest:	Nil
Attachments:	9.2.3 Monthly Financial Report March 2026
Voting Requirements:	Simply Majority

Purpose of Report

This report presents for consideration the Monthly Financial Report, for the period ending 31 March 2026.

Background

All financial reports are required to be presented to Council within two meetings following the end of the month that they relate to.

These reports are prepared after all the end-of-month payments and receipts have been processed.

Consultation

There has been consultation with the Chief Executive Officer.

Statutory Environment

Local Government Act 1995 -

6.4. Financial report

- (1) A local government is to prepare an annual financial report for the preceding financial year and such other financial reports as prescribed.

Local Government (Financial Management) Regulations 1996 -

34. Financial activity statement required each month (Act s. 6.4)

- (1A) In this regulation —

committed assets mean revenue unspent but set aside under the annual budget for a specific purpose.

- (1) A local government is to prepare each month a statement of financial activity reporting on the revenue and expenditure, as set out in the annual budget under regulation 22(1) (d), for that month in the following detail —
 - (a) annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c); and
 - (b) budget estimates to the end of the month to which the statement relates; and

- (c) actual amounts of expenditure, revenue, and income to the end of the month to which the statement relates; and
 - (d) material variances between the comparable amounts referred to in paragraphs (b) and (c); and
 - (e) the net current assets at the end of the month to which the statement relates.
- (2) Each statement of financial activity is to be accompanied by documents containing —
- (a) an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets, and restricted assets; and
 - (b) an explanation of each of the material variances referred to in sub-regulation (1) (d); and
 - (c) such other supporting information as is considered relevant by the local government.
- (3) The information in a statement of the financial activity may be shown —
- (a) according to nature and type classification; or
 - (b) by program; or
 - (c) by business unit.
- (4) A statement of financial activity, and the accompanying document sub regulations on regulation (2), are to be —
- (a) presented at an ordinary meeting of the council within 2 months after the end of the month to which the statement relates; and
 - (b) recorded in the minutes of the meeting at which it is presented.
- (5) Each financial year, a local government is to adopt a percentage or value, calculated in accordance with the AAS, to be used in statements of financial activity for reporting material variances.

The recommendation that follows is consistent with the legislative requirements.

Policy Implications

This proposal incorporates the requirements of policy 7.11 – Investment of Surplus Funds, specifically the requirement to report on Council’s investments within the Monthly Financial Report.

Financial Implications

A copy of the Monthly Financial Report for the period ending 31 March 2026, including the report on significant variances, Investment of Councils reserve and surplus funds and the reconciliation of Councils bank accounts, has been provided to Council via attachment to this report.

Strategic Implications

There are no strategic implications.

Environmental Implications

There are no environmental implications.

Social Implications

There are no social implications.

Officer's Comment

That Council accepts the Monthly Financial Report for the period ending 31 March 2026 as presented.

Due to IT issues, the report was unavailable for the April Ordinary Council Meeting and is therefore being presented at the May meeting.

Officer's Recommendation

That the Monthly Financial Report for the period ending 31 March 2026 be accepted as presented.

9.2.4 Monthly Financial Report for April 2026

Date of Report:	22 April 2026
File Ref:	N/A
Officer:	Wendy Stringer – LG Best Practices
Senior Officer:	Peter Naylor CEO
Officer's Disclosure of Interest:	Nil
Attachments:	9.2.4 Monthly Financial Report April 2026
Voting Requirements:	Simply Majority

Purpose of Report

This report presents for consideration the Monthly Financial Report, for the period ending 30 April 2026.

Background

All financial reports are required to be presented to Council within two meetings following the end of the month that they relate to.

These reports are prepared after all the end-of-month payments and receipts have been processed.

Consultation

There has been consultation with the Chief Executive Officer.

Statutory Environment

Local Government Act 1995 -

6.4. Financial report

- (1) A local government is to prepare an annual financial report for the preceding financial year and such other financial reports as prescribed.

Local Government (Financial Management) Regulations 1996 -

34. Financial activity statement required each month (Act s. 6.4)

- (1A) In this regulation —

committed assets mean revenue unspent but set aside under the annual budget for a specific purpose.

- (1) A local government is to prepare each month a statement of financial activity reporting on the revenue and expenditure, as set out in the annual budget under regulation 22(1) (d), for that month in the following detail —
 - (a) annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c); and
 - (b) budget estimates to the end of the month to which the statement relates; and

- (c) actual amounts of expenditure, revenue, and income to the end of the month to which the statement relates; and
 - (d) material variances between the comparable amounts referred to in paragraphs (b) and (c); and
 - (e) the net current assets at the end of the month to which the statement relates.
- (2) Each statement of financial activity is to be accompanied by documents containing —
- (a) an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets, and restricted assets; and
 - (b) an explanation of each of the material variances referred to in sub-regulation (1) (d); and
 - (c) such other supporting information as is considered relevant by the local government.
- (3) The information in a statement of the financial activity may be shown —
- (a) according to nature and type classification; or
 - (b) by program; or
 - (c) by business unit.
- (4) A statement of financial activity, and the accompanying document sub-regulations on regulation (2), are to be —
- (a) presented at an ordinary meeting of the council within 2 months after the end of the month to which the statement relates; and
 - (b) recorded in the minutes of the meeting at which it is presented.
- (5) Each financial year, a local government is to adopt a percentage or value, calculated in accordance with the AAS, to be used in statements of financial activity for reporting material variances.

The recommendation that follows is consistent with the legislative requirements.

Policy Implications

This proposal incorporates the requirements of policy 7.11 – Investment of Surplus Funds, specifically the requirement to report on Council’s investments within the Monthly Financial Report.

Financial Implications

The Monthly Financial Report for 30 April 2026 is being presented at this meeting due to the September meeting being moved forward.

Strategic Implications

There are no strategic implications.

Environmental Implications

There are no environmental implications.

Social Implications

There are no social implications.

Officer's Comment

That Council accepts the Monthly Financial Report for the period ending 30 April 2026 as presented.

Please note that the outcomes of the budget review have not yet been implemented.

Officer's Recommendation

That the Monthly Financial Report for the period ending 30 April 2026 be accepted as presented.

9.2.5 2025/2026 MID-YEAR BUDGET REVIEW

Date of Report:	13 May 2026
Proponent:	Peter Naylor, CEO
File Ref:	3.2.7.6
Officer's Disclosure of Interest:	NIL
Attachments:	9.2.5 Attachment 2025-26 Budget Review V2 - Correct Version
Voting Requirements:	Absolute Majority

Purpose of Report

To bring to Council attention an error that occurred in Item 9.2.3 at the 18 March 2026 Council Meeting.

Unfortunately, the incorrect supporting information pertaining to the 2025/2026 Mid-Year Budget Review was included in the agenda documentation.

Staff are therefore presenting the correct information and seeking Council endorsement of this.

Background

In accordance with Statutory requirements the 2025/2026 Mid-Year Budget Review was presented to the Ordinary Meeting of Council held on 18 March 20.26 for Council endorsement.

Unfortunately, it has since been found that the incorrect supporting information was included in the meeting agenda.

The error occurred due to an internal oversight and as Chief Executive Officer I take full responsibility for this matter.

Officer's Comment

The correct information is now presented for Council consideration, and is as follows:

GL/Job	Description	IE	Current Budget	Estimated Actual	Estimated Variance	Comment
2041002	Members Conference Expenses	080	(13,200)	0	13,200	No-one attended WALGA Convention
2041009	Members Training	080	(14,000)	(5,000)	9,000	No new Councillors, training not required
2041019	Election Expenses	028	(15,000)	(10,000)	5,000	No election required
2042001	Salaries – Other Governance	001	(676,427)	(576,427)	100,000	Little use of casual/acting staff to date
2042011	Staff Training – Other Governance	008	(11,240)	(6,240)	5,000	Little staff training has been conducted
2042034	Advertising – Other Governance	022	(2,058)	(12,000)	(9,942)	Local Law Gazettal not budgeted for
2042037	Subscriptions & Publications – Other Governance	026	(16,199)	(25,199)	(9,000)	MOW smart sheets & DAMSTRA etc more than anticipated + Canva \$300 + Survey Monkey \$300 & alternative to Publisher if decommissioned. Online booking system for CP & Short Stays - approx \$5k/year
BM02	Admin Office Bldg Maintenance	027	0	(12,000)	(12,000)	New split system not budgeted
2074001	Doctors Vehicle Expenses	920	(12,793)	(22,793)	(10,000)	Costs higher than budgeted due to new service provider
MP002	Practice Operating Expenses	028	0	(12,000)	(12,000)	Room hire not previously charged by WACHS
GG15	Primary School Oval Mtce – Watering	032	(7,000)	(15,000)	(8,000)	Increased use of scheme water due to low dam levels
BM23	Aged – Unit 6, Lot 500 Coronation St	028	(3,380)	(16,140)	(12,760)	Unbudgeted repairs, blinds and carpets (partly covered by insurance)
WO07	Yelbeni Refuse Site Maintenance	920	(9,000)	(4,000)	5,000	Less plant used than budgeted
WO25	Kununoppin Refuse Site Mtce	920	(9,000)	(4,000)	5,000	Less plant used than budgeted
2102004	Transfer Station Operations	028	(20,000)	0	20,000	Transfer station not constructed – tr to reserve
BM28	Kununoppin Town Hall	027	0	(5,000)	(5,000)	Unbudgeted expenditure – ceiling
BM66	Lot 12 Wilson Street	027	0	(12,862)	(12,862)	Demolition not budgeted for
BM67	Trayning Districts Sporting Club Building	027	0	(12,236)	(12,236)	Unbudgeted maintenance
GG06	Trayning Tennis Courts Maintenance	001	(7,477)	(77)	7,400	No staff time used to maintain courts

GG06	Trayning Tennis Courts Maintenance	910	(10,101)	(1)	10,100	No staff time used to maintain courts
GG22	Kununoppin Parks & Gardens Mtce	920	(21,600)	(4,600)	17,000	Less plant used than budgeted
RM005	Mandiga-Trayning Rd – Maintenance	920	(3,440)	(18,440)	(15,000)	More plant used than budgeted
RM007	Doodlakine-Kununoppin Rd – Maintenance	920	(11,360)	(1,360)	10,000	Less plant used than budgeted
RM008	Kellerberrin-Yelbeni Rd – Maintenance	920	(5,745)	(745)	5,000	Less plant used than budgeted
RM015	Gabbin-Trayning Rd – Maintenance	920	(4,725)	(24,725)	(20,000)	More plant used than budgeted
RM019	Trayning North Rd – Maintenance	920	(2,600)	(22,600)	(20,000)	More plant used than budgeted
RM026	Perks-O’Meara Rd – Maintenance	920	(2,715)	(10,715)	(8,000)	More plant used than budgeted
RM039	Last Rd – Maintenance	920	(670)	(6,670)	(6,000)	More plant used than budgeted
RM999	Road Maintenance – General	910	(152,194)	(145,394)	6,800	Less time than budgeted
RM999	Road Maintenance – General	920	(95,638)	(150,743)	(55,105)	More plant used than budgeted
FM01	Footpath Maintenance – General	001	(9,884)	(84)	9,800	No staff time used
FM01	Footpath Maintenance – General	028	(100,600)	(2,600)	98,000	Should have been capital budget
FM01	Footpath Maintenance – General	910	(13,352)	(52)	13,300	No staff time used
2132021	NEWTRAVEL	081	(10,900)	(15,900)	(5,000)	Newtravel subscription higher than budgeted
BO021	Condor Cottage Building Operations	001	(14,624)	(9,624)	5,000	Less cleaning and gardening than budgeted
BO021	Condor Cottage Building Operations	910	(19,755)	(13,255)	6,500	Less cleaning and gardening than budgeted
BO047	Rance Cottage Building Operations	001	(14,624)	(9,624)	5,000	Less cleaning and gardening than budgeted
BO047	Rance Cottage Building Operations	910	(19,755)	(13,255)	6,500	Less cleaning and gardening than budgeted
2142005	Works Team Vehicle	920	(18,123)	(23,123)	(5,000)	Higher plant costs than budgeted
2142001	Works Team – Sick Pay	001	(24,630)	(14,630)	10,000	Less sick leave taken than budgeted

2142012	Works Team – Annual Leav	001	(49,260)	(29,260)	20,000	Less annual leave taken than budgeted
2142016	Works Team – Allowances	005	(33,204)	(18,204)	15,000	Less allowances than budgeted
WO19	Works Training, Conferences & Travel	008	(15,000)	(5,000)	10,000	No conferences or training attended
WO20	OHS Meetings	001	(16,139)	(6,139)	10,000	No WHS meetings held to date
2142199	Less – Allocated to Works (PWOs)	910	959,707	894,707	(65,000)	Savings in Public Works Overheads
2145002	Workers Compensation	001	0	(30,000)	(30,000)	Workers Compensation claim not budgeted for
3032306	Grants Commission – Untied Grant	110	952,234	1,021,551	69,317	More grant income than budgeted
3042350	Reimbursements – Other Governance	130	13,474	474	(13,000)	Reimbursement unlikely
3092300	Non-Employee Housing Rent	173	59,800	69,800	10,000	More rent received than budgeted
3092320	Reimbursements – Other Housing	130	1,544	14,500	12,956	Unbudgeted insurance claim Aged Persons Unit
3121300	Grants Commission – Road Grant	110	343,810	307,427	(36,383)	Less grant funding received than budgeted
3121301	Regional Road Group Grants	121	612,346	508,770	(103,576)	Total expected RRG for 25/26 as per RRG documents on file is \$508,770 (RRG002 Harrod Rd - \$75,779 (from 24/25), RRG014 Kuno-Muka Rd - \$211,264 & RRG001 Keller-Beni Rd - \$221,707)
3121310	Roads to Recovery Grant Funds	122	547,668	467,343	(80,325)	Less grant funding claimed than budgeted
LRCIPI05	LRCIP Phase 3 Footpath Project Income	122	0	137,390	137,390	Final payment from LRCIP phase 4 received in 25/26 after reporting
3142303	Works Team – Contributions & Reimbursements	130	40,000	20,500	(19,500)	Apprentice appointed instead of trainee – receives less funding
3145300	Reimbursement – Workers Comp	130	0	30,000	30,000	Ongoing workers compensation claim not budgeted for
4042566	Purchase Administration Vehicle	500	(83,912)	(77,936)	5,976	Savings on CEO Car
4074701	Purchase Doctors Vehicle	500	(83,912)	(65,000)	18,912	Savings on Drs' Car

BC13	KTY Playgroup Building Capital	500	0	(23,000)	(23,000)	Ramp and path unbudgeted
4092500	Transfer to Building Reserve	500	0	(116,595)	(116,595)	Transfer savings from budget amendments to Reserve
4101500	Transfer to Refuse Reserve	800	0	(20,000)	(20,000)	Budgeted funds for transfer station operations not required
4113460	Parks & Gardens Plant & Equipment	500	(44,550)	(35,977)	8,573	Savings on utility
4113500	Transfer to Facilities Reserve	800	(39,000)	(111,967)	(72,967)	Transfer savings from budget amendments to Reserve
BC98	Pioneer Park – Capital Improvements and Renewal	500	(42,018)	(18,018)	24,000	Savings
BC06	Gymnasium Construction	500	(20,000)	0	20,000	Project removed, transfer funds to Reserve
BC57	Upgrades to Sporting Club	500	0	(41,500)	(41,500)	Unbudgeted repairs due to termite & water damage
RCC013	Gabbin-Trayning Road	001	(18,566)	(13,566)	5,000	Less hours than budgeted
RCC013	Gabbin-Trayning Road	028	(61,800)	(16,000)	45,800	Less materials/contracts than budgeted
RCC013	Gabbin-Trayning Road	910	(25,080)	(15,080)	10,000	Overheads less than budgeted
RCC013	Gabbin-Trayning Road	920	(33,100)	(8,100)	25,000	Less plant use than budgeted
RRG001	Kellerberrin-Bencubbin Road	500	(344,050)	(376,708)	(32,658)	Materials/contracts higher than budgeted
RRG001	Kellerberrin-Bencubbin Road	920	(76,400)	(56,400)	20,000	Less plant use than budgeted
RRG002	Harrod Road Capex	500	(335,950)	(315,510)	20,440	Materials/contracts less than budgeted
RRG002	Harrod Road Capex	920	(61,960)	(42,760)	19,200	Less plant use than budgeted
RRG014	RRG – Kununoppin Mukinbudin Road – Capital	500	(260,000)	(299,472)	(39,472)	Materials/contracts higher than budgeted
RRG014	RRG – Kununoppin Mukinbudin Road – Capital	920	(65,750)	(45,750)	20,000	Less plant use than budgeted
RRG077	Leake Street Kununoppin Capital	500	(52,500)	0	52,500	Project deferred
RTR004	Letchford Huandanning Road	500	(55,050)	(45,050)	10,000	Materials/contracts less than budgeted
RTR004	Letchford Huandanning Road	910	(35,157)	(29,157)	6,000	Overheads less than budgeted
RTR004	Letchford Huandanning Road	920	(47,100)	(54,600)	(7,500)	More plant use than budgeted
RTR016	RTR – Stapleton Road	001	(28,311)	(19,311)	9,000	Less hours than budgeted

RTR016	RTR – Stapleton Road	500	(65,000)	(38,000)	27,000	Less materials/contracts than budgeted
RTR016	RTR – Stapleton Road	910	(38,245)	(23,745)	14,500	Overheads less than budgeted
RTR017	RTR – Sherzinger Road	500	(274,922)	(199,022)	75,900	Materials/contracts less than budgeted
RTR095	Barnes Road (RTR)	001	(25,496)	(17,496)	8,000	Less hours than budgeted
RTR095	Barnes Road (RTR)	500	(89,700)	(33,200)	56,500	Less materials/contracts than budgeted
RTR095	Barnes Road (RTR)	910	(34,442)	(20,442)	14,000	Overheads less than budgeted
RTR095	Barnes Road (RTR)	920	(44,450)	(24,650)	19,800	Less plant use than budgeted
FCC03	Coronation Steet Footpath	500	0	(8,000)	(8,000)	Transferred from maintenance
FCC70	Adam Street Footpath, Trayning	500	0	(17,000)	(17,000)	Transferred from maintenance
FCC76	Wilson Street Footpath – Capital	500	0	(110,000)	(110,000)	Transferred from maintenance/Adam St Kununoppin Footpath
FCC83	Adam Street Kununoppin Footpath	500	(45,000)	0	45,000	Project deferred, funds transferred to Wilson Street Footpath
4123600	Minor Plant and Equipment	500	0	(39,000)	(39,000)	Unbudgeted purchase of traffic lights, traffic counters
4123604	Purchase Light Vehicles	500	(44,550)	(35,977)	8,573	Ute less than budgeted
4123615	Purchase of Plant	500	(173,400)	(158,800)	14,600	Skid steer less than budgeted
BC36	Caravan Park Capex	500	(80,000)	(127,500)	(47,500)	Total works more than originally anticipated
5042730	Proceeds on Disposal of Assets	200	63,000	50,000	(13,000)	Trade price on CEO Prado less than budgeted
5042732	Proceeds on Disposal of Asset	200	63,000	45,000	(18,000)	Trade price on Drs' Prado less than budgeted
5113700	Transfers from Facilities Reserve	240	9,000	0	(9,000)	Funds no longer required
5123730	Proceeds on Disposal of Assets – Road Plant	200	134,500	129,045	(5,455)	Received more for water truck than budgeted, expecting less for woodchipper

Consultation

Nil

Statutory Environment

Local Government (Financial Management) Regulations; clause 33A Review of Budget.

Policy Implications

There are no direct policy implications.

Financial Implications

There are no direct financial implications.

Strategic Implications

There are no direct strategic implications

Risk Implications

In consideration of the Risk Matrix below it is assessed that this request constitutes a 'low' risk based on the rationale detailed in the Comment Section of this report.

Consequence	Insignificant	Minor	Moderate	Major	Extreme
Likelihood					
Almost Certain	Medium	High	High	Severe	Severe
Likely	Low	Medium	High	High	Severe
Possible	Low	Medium	Medium	High	High
Unlikely	Low	Low	Medium	Medium	High
Rare	Low	Low	Low	Low	Medium

Risk Rating	Action
LOW	Monitor for continuous improvement.
MEDIUM	Comply with risk reduction measures to keep risk as low as reasonably practical.
HIGH	Review risk reduction and take additional measures to ensure risk is as low as reasonably achievable.
SEVERE	Unacceptable. Risk reduction measures must be implemented before proceeding.

Officer Recommendation

That the 2025/2026 Budget Review be received as presented and the following budget amendments be made:

GL	Description	IE	Current Budget \$	Amended Budget \$
	Opening Surplus/(Deficit)		2,254,104	2,117,152
	Movement in Non-Current Grant/Contribution Liability		0	51,751
2041002	Members Conference Expenses	080	(13,200)	0
2041009	Members Training	080	(14,000)	(5,000)
2041019	Election Expenses	028	(15,000)	(10,000)
2042001	Salaries – Other Governance	001	(676,427)	(576,427)
2042011	Staff Training – Other Governance	008	(11,240)	(6,240)
2042034	Advertising – Other Governance	022	(2,058)	(12,000)
2042037	Subscriptions & Publications – Other Governance	026	(16,199)	(25,199)
BM02	Admin Office Bldg Maintenance	027	0	(12,000)
2074001	Doctors Vehicle Expenses	920	(12,793)	(22,793)
MP002	Practice Operating Expenses	028	0	(12,000)
GG15	Primary School Oval Mtce – Watering	032	(7,000)	(15,000)
BM23	Aged – Unit 6, Lot 500 Coronation St	028	(3,380)	(16,140)
WO07	Yelbeni Refuse Site Maintenance	920	(9,000)	(4,000)
WO25	Kununoppin Refuse Site Mtce	920	(9,000)	(4,000)
2102004	Transfer Station Operations	028	(20,000)	0
BM28	Kununoppin Town Hall	027	0	(5,000)
BM66	Lot 12 Wilson Street	027	0	(12,862)
BM67	Trayning Districts Sporting Club Building	027	0	(12,236)
GG06	Trayning Tennis Courts Maintenance	001	(7,477)	(77)
GG06	Trayning Tennis Courts Maintenance	910	(10,101)	(1)
GG22	Kununoppin Parks & Gardens Mtce	920	(21,600)	(4,600)
RM005	Mandiga-Trayning Rd – Maintenance	920	(3,440)	(18,440)
RM007	Doodlakine-Kununoppin Rd – Maintenance	920	(11,360)	(1,360)
RM008	Kellerberrin-Yelbeni Rd – Maintenance	920	(5,745)	(745)
RM015	Gabbin-Trayning Rd – Maintenance	920	(4,725)	(24,725)
RM019	Trayning North Rd – Maintenance	920	(2,600)	(22,600)
RM026	Perks-O'Meara Rd – Maintenance	920	(2,715)	(10,715)

RM039	Last Rd – Maintenance	920	(670)	(6,670)
RM999	Road Maintenance – General	910	(152,194)	(145,394)
RM999	Road Maintenance – General	920	(95,638)	(150,743)
FM01	Footpath Maintenance – General	001	(9,884)	(84)
FM01	Footpath Maintenance – General	028	(100,600)	(2,600)
FM01	Footpath Maintenance – General	910	(13,352)	(52)
2132021	NEWTRAVEL	081	(10,900)	(15,900)
BO021	Condor Cottage Building Operations	001	(14,624)	(9,624)
BO021	Condor Cottage Building Operations	910	(19,755)	(13,255)
BO047	Rance Cottage Building Operations	001	(14,624)	(9,624)
BO047	Rance Cottage Building Operations	910	(19,755)	(13,255)
2142005	Works Team Vehicle	920	(18,123)	(23,123)
2142001	Works Team – Sick Pay	001	(24,630)	(14,630)
2142012	Works Team – Annual Leav	001	(49,260)	(29,260)
2142016	Works Team – Allowances	005	(33,204)	(18,204)
WO19	Works Training, Conferences & Travel	008	(15,000)	(5,000)
WO20	OHS Meetings	001	(16,139)	(6,139)
2142199	Less – Allocated to Works (PWOs)	910	959,707	894,707
2145002	Workers Compensation	001	0	(30,000)
3032306	Grants Commission – Untied Grant	110	952,234	1,021,551
3042350	Reimbursements – Other Governance	130	13,474	474
3092300	Non-Employee Housing Rent	173	59,800	69,800
3092320	Reimbursements – Other Housing	130	1,544	14,500
3121300	Grants Commission – Road Grant	110	343,810	307,427
3121301	Regional Road Group Grants	121	612,346	508,770
3121310	Roads to Recovery Grant Funds	122	547,668	467,343
LRCIPI05	LRCIP Phase 3 Footpath Project Income	122	0	137,390
3142303	Works Team – Contributions & Reimbursements	130	40,000	20,500
3145300	Reimbursement – Workers Comp	130	0	30,000
4042566	Purchase Administration Vehicle	500	(83,912)	(77,936)
4074701	Purchase Doctors Vehicle	500	(83,912)	(65,000)
BC13	KTY Playgroup Building Capital	500	0	(23,000)
4092500	Transfer to Building Reserve	500	0	(116,595)
4101500	Transfer to Refuse Reserve	800	0	(20,000)
4113460	Parks & Gardens Plant & Equipment	500	(44,550)	(35,977)
4113500	Transfer to Facilities Reserve	800	(39,000)	(111,967)
BC98	Pioneer Park – Capital Improvements and Renewal	500	(42,018)	(18,018)

BC06	Gymnasium Construction	500	(20,000)	0
BC57	Upgrades to Sporting Club	500	0	(41,500)
RCC013	Gabbin-Trayning Road	001	(18,566)	(13,566)
RCC013	Gabbin-Trayning Road	028	(61,800)	(16,000)
RCC013	Gabbin-Trayning Road	910	(25,080)	(15,080)
RCC013	Gabbin-Trayning Road	920	(33,100)	(8,100)
RRG001	Kellerberrin-Bencubbin Road	500	(344,050)	(376,708)
RRG001	Kellerberrin-Bencubbin Road	920	(76,400)	(56,400)
RRG002	Harrod Road Capex	500	(335,950)	(315,510)
RRG002	Harrod Road Capex	920	(61,960)	(42,760)
RRG014	RRG – Kununoppin Mukinbudin Road – Capital	500	(260,000)	(299,472)
RRG014	RRG – Kununoppin Mukinbudin Road – Capital	920	(65,750)	(45,750)
RRG077	Leake Street Kununoppin Capital	500	(52,500)	0
RTR004	Letchford Huandanning Road	500	(55,050)	(45,050)
RTR004	Letchford Huandanning Road	910	(35,157)	(29,157)
RTR004	Letchford Huandanning Road	920	(47,100)	(54,600)
RTR016	RTR – Stapleton Road	001	(28,311)	(19,311)
RTR016	RTR – Stapleton Road	500	(65,000)	(38,000)
RTR016	RTR – Stapleton Road	910	(38,245)	(23,745)
RTR017	RTR – Sherzinger Road	500	(274,922)	(199,022)
RTR095	Barnes Road (RTR)	001	(25,496)	(17,496)
RTR095	Barnes Road (RTR)	500	(89,700)	(33,200)
RTR095	Barnes Road (RTR)	910	(34,442)	(20,442)
RTR095	Barnes Road (RTR)	920	(44,450)	(24,650)
FCC03	Coronation Steet Footpath	500	0	(8,000)
FCC70	Adam Street Footpath, Trayning	500	0	(17,000)
FCC76	Wilson Street Footpath – Capital	500	0	(110,000)
FCC83	Adam Street Kununoppin Footpath	500	(45,000)	0
4123600	Minor Plant and Equipment	500	0	(39,000)
4123604	Purchase Light Vehicles	500	(44,550)	(35,977)
4123615	Purchase of Plant	500	(173,400)	(158,800)
BC36	Caravan Park Capex	500	(80,000)	(127,500)
5042730	Proceeds on Disposal of Assets	200	63,000	50,000
5042732	Proceeds on Disposal of Asset	200	63,000	45,000
5113700	Transfers from Facilities Reserve	240	9,000	0
5123730	Proceeds on Disposal of Assets – Road Plant	200	134,500	129,045

9.3 CHIEF EXECUTIVE OFFICER

9.3.1 Activities in Thoroughfares and Public Places and Trading Amendment Local Law 2026 – Commencement

Date of Report:	12 May 2026
Proponent:	Nil
File Ref:	4.1.6.1
Officer's Disclosure of Interest:	Nil
Attachments:	9.3.1 Attachment Draft Activities in Thoroughfares and Public Places and Trading Amendment Local Law 2026
Voting Requirements:	Simple Majority

Purpose of Report

To commence a proposed Activities in Thoroughfares and Public Places and Trading Amendment Local Law in accordance with the undertakings given to the Joint Standing Committee for Delegated Legislation and commence the statutory process for adoption of a local law in accordance with the *Local Government Act 1995* s.3.12.

Background

The JSCDL advised of a number of matters that needed amendment and requested undertakings that these be attended to within 12 months. These undertakings were resolved by Council on 18 February 2026, and acceptance by the JSCDL was received on 5 May 2026. A number of additional matters will also be attended to.

The Local Government Act requires the following statements be made in the agenda and minutes of the meeting –

- Purpose – to amend matters in the Activities in Thoroughfares and Public Places and Trading Local Law 2025 in accordance with the undertakings given to the Joint Standing Committee on Delegated Legislation and address additional matters identified.
- Effect – to align the local laws with these undertakings and additional matters.

The local law was published in the Government Gazette on 27 October 2025.

Officer's Comment

Council may make amendments to the proposed Amendment Local Law now, or when it comes to Council for final adoption after the public consultation period. If made at the later time, and the amendment is considered significant, the public consultation process must recommence.

The statutory process is the same for making, amending or revoking a local law –

- Local public notice inviting public comment – minimum of 6 weeks
- During this time, submit to Dept of Local Government, Industry Regulation and Safety

- At the end of public comment, summary of public comments and any changes recommended by the Department to Council for decision regarding those comments, and consideration of any changes to the draft local law
- final adoption of the amendment local law by Council
- publication in the Government Gazette
- local public notice to be given of the adoption, publication and commencement date of the local law
- submission all necessary documents to Parliamentary Joint Standing Committee on Delegated Legislation for their review.

The JSCDL reviews the local law, its effects and may recommend to Parliament that it be amended and request an undertaking, or that it be disallowed. The JSCDL will not review the local law until after it has been formally adopted, Gazetted etc.

Consultation

Peter Naylor – Chief Executive Officer
Parliamentary Joint Standing Committee on Delegated Legislation
Niel Mitchell. Consultant

Statutory Environment

Local Government Act 1995 –

- *s 3.12 – Procedure for making local laws*
- *s.3.13 – Significant changes require recommencement of proposal*
- *s.3.14 – Unless otherwise provided for, local laws come into effect 14 days after Gazettal*
- *s.3.15 – local public notice of the final adoption/making of a local law to be given*

Policy Implications

There are no direct policy implications.

Financial Implications

Advertising of local laws, and publication in Government Gazette etc on final adoption.

Strategic Implications

The Shire of Trayning Council Plan 2022-2032 included the review of local laws.

Risk Implications

“In consideration of the Risk Matrix below, the matter is assessed as a Medium risk due to the moderate consequences associated with statutory compliance and governance obligations.”

Consequence Likelihood	Insignificant	Minor	Moderate	Major	Extreme
Almost Certain	Medium	High	High	Severe	Severe
Likely	Low	Medium	High	High	Severe
Possible	Low	Medium	Medium	High	High
Unlikely	Low	Low	Medium	Medium	High
Rare	Low	Low	Low	Low	Medium

Risk Rating	Action
Low	Monitor for continuous improvement
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical
High	Review risk reduction and take additional measures to ensure risk is a low as reasonably achievable
Severe	Unacceptable. Risk reduction measures must be implemented before proceeding

Officer Recommendation

That–

1. in accordance with the Local Government Act s.3.12(2) and (3) and all other legislation enabling it, local public notice be given that Council intends to make an Activities in Thoroughfares and Public Places and Trading Amendment Local Law, and inviting submissions for a minimum 6-week period –
 - Purpose – to amend matters in the Activities in Thoroughfares and Public Places and Trading Local Law 2025 in accordance with the undertakings given to the Joint Standing Committee on Delegated Legislation and address additional matters identified.
 - Effect – to align the local laws with these undertakings.
2. in accordance with the Local Government Act s.3.12(3), copies of the proposed local law be –
 - sent to the Director General of the Dept of Local Government, Industry Regulation and Safety,
 - made available to any other person requesting a copy.

9.3.2 Cemeteries Amendment Local Law 2026 – Commencement

Date of Report:	12 May 2026
Proponent:	Nil
File Ref:	4.1.6.2
Officer's Disclosure of Interest:	Nil
Attachments:	9.3.1 Attachment Draft Cemeteries Amendment Local Law 2026
Voting Requirements:	Simple Majority

Purpose of Report

To commence a proposed Cemeteries Amendment Local Law in accordance with the undertakings given to the Joint Standing Committee for Delegated Legislation and commence the statutory process for adoption of a local law in accordance with the *Local Government Act 1995* s.3.12.

Background

The JSCDL advised of a number of matters that needed amendment and requested undertakings that these be attended to within 12 months. These undertakings were resolved by Council on 18 February 2026, and acceptance by the JSCDL was received on 5 May 2026. A number of additional matters will also be attended to.

The Local Government Act requires the following statements be made in the agenda and minutes of the meeting –

- Purpose – to amend matters in the Cemeteries Local Law 2025 in accordance with the undertakings given to the Joint Standing Committee on Delegated Legislation and address additional matters identified.
- Effect – to align the local laws with these undertakings and additional matters.

The local law was published in the Government Gazette on 27 October 2025.

Officer's Comment

Council may make amendments to the proposed Amendment Local Law now, or when it comes to Council for final adoption after the public consultation period. If made at the later time, and the amendment is considered significant, the public consultation process must recommence.

The statutory process is the same for making, amending or revoking a local law –

- Local public notice inviting public comment – minimum of 6 weeks
- During this time, submit to Dept of Local Government, Industry Regulation and Safety
- At the end of public comment, summary of public comments and any changes recommended by the Department to Council for decision regarding those comments, and consideration of any changes to the draft local law
- final adoption of the amendment local law by Council

- publication in the Government Gazette
- local public notice to be given of the adoption, publication and commencement date of the local law
- submission all necessary documents to Parliamentary Joint Standing Committee on Delegated Legislation for their review.

The JSCDL reviews the local law, its effects and may recommend to Parliament that it be amended and request an undertaking, or that it be disallowed. The JSCDL will not review the local law until after it has been formally adopted, Gazetted etc.

Consultation

Peter Naylor – Chief Executive Officer
Parliamentary Joint Standing Committee on Delegated Legislation
Niel Mitchell, Consultant

Statutory Environment

Local Government Act 1995 –

- s 3.12 – Procedure for making local laws
- s.3.13 – Significant changes require recommencement of proposal
- s.3.14 – Unless otherwise provided for, local laws come into effect 14 days after Gazettal
- s.3.15 – local public notice of the final adoption/making of a local law to be given

Cemeteries Act 1986 –

- s.54 – Local laws may be made in accordance with the Local Government Act.

Policy Implications

There are no direct policy implications.

Financial Implications

Advertising of local laws, and publication in Government Gazette etc on final adoption.

Strategic Implications

The Shire of Trayning Council Plan 2022-2032 included the review of local laws.

Risk Implications

“In consideration of the Risk Matrix below, the matter is assessed as a Medium risk due to the moderate consequences associated with statutory compliance and governance obligations.”

Consequence Likelihood	Insignificant	Minor	Moderate	Major	Extreme
Almost Certain	Medium	High	High	Severe	Severe
Likely	Low	Medium	High	High	Severe
Possible	Low	Medium	Medium	High	High
Unlikely	Low	Low	Medium	Medium	High
Rare	Low	Low	Low	Low	Medium

Risk Rating	Action
Low	Monitor for continuous improvement
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical
High	Review risk reduction and take additional measures to ensure risk is a low as reasonably achievable
Severe	Unacceptable. Risk reduction measures must be implemented before proceeding

Officer Recommendation

That–

1. in accordance with the Local Government Act s.3.12(2) and (3) and all other legislation enabling it, local public notice be given that Council intends to make a Cemeteries Amendment Local Law, and inviting submissions for a minimum 6-week period –
 - Purpose – to amend matters in the Cemeteries Local Law 2025 in accordance with the undertakings given to the Joint Standing Committee on Delegated Legislation and address additional matters identified.
 - Effect – to align the local laws with these undertakings.
2. in accordance with the Local Government Act s.3.12(3), copies of the proposed local law be –
 - sent to the Director General of the Dept of Local Government, Industry Regulation and Safety,
 - made available to any other person requesting a copy.

9.3.3 Dogs Amendment Local Law 2026 – Commencement

Date of Report:	12 May 2026
Proponent:	Nil
File Ref:	4.1.6.3
Officer's Disclosure of Interest:	Nil
Attachments:	9.3.3 Attachment Draft Dogs Amendment Local Law 2026
Voting Requirements:	Simple Majority

Purpose of Report

To commence a proposed Dogs Amendment Local Law in accordance with the undertakings given to the Joint Standing Committee for Delegated Legislation and commence the statutory process for adoption of a local law in accordance with the *Local Government Act 1995* s.3.12.

Background

The JSCDL advised of a number of matters that needed amendment and requested undertakings that these be attended to within 12 months. These undertakings were resolved by Council on 18 February 2026, and acceptance by the JSCDL was received on 5 May 2026. A number of additional matters will also be attended to.

The Local Government Act requires the following statements be made in the agenda and minutes of the meeting –

- Purpose – to amend matters in the Dogs Local Law 2025 in accordance with the undertakings given to the Joint Standing Committee on Delegated Legislation and address additional matters identified.
- Effect – to align the local laws with these undertakings and additional matters.

The local law was published in the Government Gazette on 27 October 2025.

Officer's Comment

Council may make amendments to the proposed Amendment Local Law now, or when it comes to Council for final adoption after the public consultation period. If made at the later time, and the amendment is considered significant, the public consultation process must recommence.

The statutory process is the same for making, amending or revoking a local law –

- Local public notice inviting public comment – minimum of 6 weeks
- During this time, submit to Dept of Local Government, Industry Regulation and Safety
- At the end of public comment, summary of public comments and any changes recommended by the Department to Council for decision regarding those comments, and consideration of any changes to the draft local law
- final adoption of the amendment local law by Council
- publication in the Government Gazette

- local public notice to be given of the adoption, publication and commencement date of the local law
- submission all necessary documents to Parliamentary Joint Standing Committee on Delegated Legislation for their review.

The JSCDL reviews the local law, its effects and may recommend to Parliament that it be amended and request an undertaking, or that it be disallowed. The JSCDL will not review the local law until after it has been formally adopted, Gazetted etc.

Consultation

Peter Naylor – Chief Executive Officer
Parliamentary Joint Standing Committee on Delegated Legislation
Niel Mitchell, Consultant

Statutory Environment

Local Government Act 1995 –

- a. s 3.12 – Procedure for making local laws
 - b. s.3.13 – Significant changes require recommencement of proposal
 - c. s.3.14 – Unless otherwise provided for, local laws come into effect 14 days after Gazettal
 - d. s.3.15 – local public notice of the final adoption/making of a local law to be given
- e. Dog Act 1976 s.49 – Local laws may be made in accordance with the Local Government Act.

Policy Implications

There are no direct policy implications.

Financial Implications

Advertising of local laws, and publication in Government Gazette etc on final adoption.

Strategic Implications

The Shire of Trayning Council Plan 2022-2032 included the review of local laws.

Risk Implications

“In consideration of the Risk Matrix below, the matter is assessed as a Medium risk due to the moderate consequences associated with statutory compliance and governance obligations.”

Consequence Likelihood	Insignificant	Minor	Moderate	Major	Extreme
Almost Certain	Medium	High	High	Severe	Severe
Likely	Low	Medium	High	High	Severe
Possible	Low	Medium	Medium	High	High
Unlikely	Low	Low	Medium	Medium	High
Rare	Low	Low	Low	Low	Medium

Risk Rating	Action
Low	Monitor for continuous improvement
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical
High	Review risk reduction and take additional measures to ensure risk is a low as reasonably achievable
Severe	Unacceptable. Risk reduction measures must be implemented before proceeding

Officer Recommendation

That–

1. in accordance with the Local Government Act s.3.12(2) and (3) and all other legislation enabling it, local public notice be given that Council intends to make a Dogs Amendment Local Law, and inviting submissions for a minimum 6-week period –
 - Purpose – to amend matters in the Dogs Local Law 2025 in accordance with the undertakings given to the Joint Standing Committee on Delegated Legislation and address additional matters identified.
 - Effect – to align the local laws with these undertakings.
2. in accordance with the Local Government Act s.3.12(3), copies of the proposed local law be –
 - sent to the Director General of the Dept of Local Government, Industry Regulation and Safety,
 - made available to any other person requesting a copy.

9.3.4 Places & Property Amendment Local Law 2026 – Commencement

Date of Report:	12 May 2026
Proponent:	Nil
File Ref:	4.1.6.6
Officer:	Peter Naylor – Chief Executive Officer
Officer’s Disclosure of Interest:	Nil
Attachments:	9.3.4a Attachment Places & Property Amendment Local Law 2026
Voting Requirements:	Simple Majority

Purpose of Report

To commence a proposed Public Places and Local Government Property Amendment Local Law in accordance with the undertakings given to the Joint Standing Committee for Delegated Legislation and commence the statutory process for adoption of a local law in accordance with the *Local Government Act 1995* s.3.12.

Background

The JSCDL advised of a number of matters that needed amendment and requested undertakings that these be attended to within 12 months. These undertakings were resolved by Council on 18 February 2026, and acceptance by the JSCDL was received on 5 May 2026. A number of additional matters will also be attended to.

The Local Government Act requires the following statements be made in the agenda and minutes of the meeting –

- Purpose – to amend matters in the Public Places and Local Government Property Local Law 2025 in accordance with the undertakings given to the Joint Standing Committee on Delegated Legislation and address additional matters identified.
- Effect – to align the local laws with these undertakings and additional matters.

The local law was published in the Government Gazette on 27 October 2025.

Officer’s Comment

Council may make amendments to the proposed Amendment Local Law now, or when it comes to Council for final adoption after the public consultation period. If made at the later time, and the amendment is considered significant, the public consultation process must recommence.

A local law may prohibit places where cats are permitted, but the places must be specified. A blanket prohibition will not be accepted by the JSCDL. However, it is noted that a Cat Act Amendment Bill has been introduced to Parliament which would allow a blanket prohibition, but there is no indication of when this will be finally approved and receive Governor’s consent.

Concerning the use of policy –

- (a) current clause 8.6(1) –
 - In effect, the policy is an instruction to staff about when an application can be approved, any conditions to apply, or when it must be refused. If there is no relevant policy, the approval, conditions or refusal is at the discretion of the staff member.
 - All policy should be seen as instructions to staff and only varied by instruction from Council or if there is a discretion within the policy.
 - When something comes up that doesn't fit the policy, but it is felt it should not be refused, the matter should be referred to Council for decision, rather than the CEO ignoring Council's instructions under current clause 10.2.
- (b) current clause 8.6(5) – means that any policy used as the basis of a decision can be objected to and reviewed, same as the actual decision itself. While this subclause specifically applies to this clause, clause 9.1 should also be noted – any discretionary decision of the local government is subject to objection and review, as provided for by the Local Government Act.

Concerning Part 10 –

- (a) This Part of the adopted local law is straight from the WALGA model, which appears to be non-compliant with the LG Act, out of date, administratively cumbersome, and placing an unnecessary additional load on staff.
All necessary requirements have been included in clauses 8.5, 8.6 and 8.7.
Recommend deletion of the whole of this Part.
- (b) current clause 10.1 – Council should be aware that this current provision is contrary to the LG Act s.2.7(2)(b) Role of Council. I think it would be unsafe to rely on this local law provision to enforce any policy. It is also inconsistent with cl.8.7(1)
- (c) current clause 10.2 – this is not a good provision at all, as it effectively gives the CEO the ability to ignore Council's instructions. Unless there is a discretion built into the policy, Council's instructions should be complied with.
- (d) current clause 10.3 - This current provision requires that every policy before it is adopted, must be advertised, submission sought and considered, and even then, does the policy does not become effective, because it has to be advertised first, current cl.10.4.
Under current clause 10.5 this also applies to any amendment or revocation of a policy.
- (e) current clauses 10.4 & 10.5 – advertising, submissions, consideration, re-advertising, are required, and only then comes into effect.
- (f) current clause 10.6 – advertising, submissions, consideration, re-advertising are required and only then comes into effect. Revocation and conditions should be effective as soon as is decided.

The statutory process is the same for making, amending or revoking a local law –

- Local public notice inviting public comment – minimum of 6 weeks
- During this time, submit to Dept of Local Government, Industry Regulation and Safety
- At the end of public comment, summary of public comments and any changes recommended by the Department to Council for decision regarding those comments, and consideration of any changes to the draft local law
- final adoption of the amendment local law by Council
- publication in the Government Gazette

- local public notice to be given of the adoption, publication and commencement date of the local law
- submission all necessary documents to Parliamentary Joint Standing Committee on Delegated Legislation for their review.

The JSCDL reviews the local law, its effects and may recommend to Parliament that it be amended and request an undertaking, or that it be disallowed. The JSCDL will not review the local law until after it has been formally adopted, Gazetted etc.

Consultation

Peter Naylor – Chief Executive Officer
Parliamentary Joint Standing Committee on Delegated Legislation
Niel Mitchell, Consultant

Statutory Environment

Local Government Act 1995 –

- a. s 3.12 – Procedure for making local laws
- b. s.3.13 – Significant changes require recommencement of proposal
- c. s.3.14 – Unless otherwise provided for, local laws come into effect 14 days after Gazettal
- d. s.3.15 – local public notice of the final adoption/making of a local law to be given

Cat Act 2011 –

- e. s.79(1) – Local laws may be made in by a local government.
- f. s.79(3)(f) – Local laws may specify places where cats are prohibited

Policy Implications

There are no direct policy implications.

Financial Implications

Advertising of local laws, and publication in Government Gazette etc on final adoption.

Strategic Implications

The Shire of Trayning Council Plan 2022-2032 included the review of local laws.

Risk Implications

“In consideration of the Risk Matrix below, the matter is assessed as a Medium risk due to the moderate consequences associated with statutory compliance and governance obligations.”

Consequence Likelihood	Insignificant	Minor	Moderate	Major	Extreme
Almost Certain	Medium	High	High	Severe	Severe
Likely	Low	Medium	High	High	Severe
Possible	Low	Medium	Medium	High	High
Unlikely	Low	Low	Medium	Medium	High
Rare	Low	Low	Low	Low	Medium

Risk Rating	Action
Low	Monitor for continuous improvement
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical
High	Review risk reduction and take additional measures to ensure risk is a low as reasonably achievable
Severe	Unacceptable. Risk reduction measures must be implemented before proceeding

Officer Recommendation

That–

1. in accordance with the Local Government Act s.3.12(2) and (3) and all other legislation enabling it, local public notice be given that Council intends to make a Public Places and Local Government Property Amendment Local Law, and inviting submissions for a minimum 6-week period –
 - Purpose – to amend matters in the Public Places and Local Government Property Local Law 2025 in accordance with the undertakings given to the Joint Standing Committee on Delegated Legislation and address additional matters identified.
 - Effect – to align the local laws with these undertakings.
2. in accordance with the Local Government Act s.3.12(3), copies of the proposed local law be –
 - sent to the Director General of the Dept of Local Government, Industry Regulation and Safety,
 - made available to any other person requesting a copy.

9.3.5 Standing Orders Amendment Local Law 2026 – Commencement

Date of Report:	12 May 2026
Proponent:	Nil
File Ref:	4.1.6.14
Officer's Disclosure of Interest:	Nil
Attachments:	9.3.5 Draft Standing Orders Amendment Local Law 2026
Voting Requirements:	Simple Majority

Purpose of Report

To commence a proposed Standing Orders Amendment Local Law in accordance with the undertakings given to the Joint Standing Committee for Delegated Legislation and commence the statutory process for adoption of a local law in accordance with the *Local Government Act 1995* s.3.12.

Background

The JSCDL advised of a number of matters that needed amendment and requested undertakings that these be attended to within 12 months. These undertakings were resolved by Council on 18 February 2026, and acceptance by the JSCDL was received on 5 May 2026. A number of additional matters will also be attended to.

The Local Government Act requires the following statements be made in the agenda and minutes of the meeting –

- Purpose – to amend matters in the Standing Orders Local Law 2025 in accordance with the undertakings given to the Joint Standing Committee on Delegated Legislation and address additional matters identified.
- Effect – to align the local laws with these undertakings and additional matters.

The local law was published in the Government Gazette on 27 October 2025.

Officer's Comment

Council may make amendments to the proposed Amendment Local Law now, or when it comes to Council for final adoption after the public consultation period. If made at the later time, and the amendment is considered significant, the public consultation process must recommence.

The statutory process is the same for making, amending or revoking a local law –

- Local public notice inviting public comment – minimum of 6 weeks
- During this time, submit to Dept of Local Government, Industry Regulation and Safety
- At the end of public comment, summary of public comments and any changes recommended by the Department to Council for decision regarding those comments, and consideration of any changes to the draft local law
- final adoption of the amendment local law by Council
- publication in the Government Gazette

- local public notice to be given of the adoption, publication and commencement date of the local law
- submission all necessary documents to Parliamentary Joint Standing Committee on Delegated Legislation for their review.

The JSCDL reviews the local law, its effects and may recommend to Parliament that it be amended and request an undertaking, or that it be disallowed. The JSCDL will not review the local law until after it has been formally adopted, Gazetted etc.

Consultation

Peter Naylor – Chief Executive Officer
Parliamentary Joint Standing Committee on Delegated Legislation
Niel Mitchell, Consultant

Statutory Environment

Local Government Act 1995 –

- a. s 3.12 – Procedure for making local laws
- b. s.3.13 – Significant changes require recommencement of proposal
- c. s.3.14 – Unless otherwise provided for, local laws come into effect 14 days after Gazettal
- d. s.3.15 – local public notice of the final adoption/making of a local law to be given

Policy Implications

There are no direct policy implications.

Financial Implications

Advertising of local laws, and publication in Government Gazette etc on final adoption.

Strategic Implications

The Shire of Trayning Council Plan 2022-2032 included the review of local laws.

Risk Implications

“In consideration of the Risk Matrix below, the matter is assessed as a Medium risk due to the moderate consequences associated with statutory compliance and governance obligations.”

Consequence Likelihood	Insignificant	Minor	Moderate	Major	Extreme
Almost Certain	Medium	High	High	Severe	Severe
Likely	Low	Medium	High	High	Severe
Possible	Low	Medium	Medium	High	High
Unlikely	Low	Low	Medium	Medium	High
Rare	Low	Low	Low	Low	Medium

Risk Rating	Action
Low	Monitor for continuous improvement
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical
High	Review risk reduction and take additional measures to ensure risk is a low as reasonably achievable
Severe	Unacceptable. Risk reduction measures must be implemented before proceeding

Officer Recommendation

That–

1. in accordance with the Local Government Act s.3.12(2) and (3) and all other legislation enabling it, local public notice be given that Council intends to make a Standing Orders Amendment Local Law, and inviting submissions for a minimum 6-week period –
 - Purpose – to amend matters in the Standing Orders Local Law 2025 in accordance with the undertakings given to the Joint Standing Committee on Delegated Legislation and address additional matters identified.
 - Effect – to align the local laws with these undertakings.
2. in accordance with the Local Government Act s.3.12(3), copies of the proposed local law be –
 - sent to the Director General of the Dept of Local Government, Industry Regulation and Safety,
 - made available to any other person requesting a copy.

9.4 MANAGER OF WORKS

9.4.1 Manager of Works Report

Date of Report:	12 May 2026
Proponent:	Nil
File Ref:	
Officer:	Paul Healy – Manager of Works
Officer’s Disclosure of Interest:	Nil
Attachments:	9.4.1 Attachment Manager of Works Report
Voting Requirements:	Simple Majority

Purpose of Report

To inform Council of the progress of both capital and operational works.

Background

The Works Department is responsible for the maintenance of roads, footpaths, drainage systems, and public open spaces. This report provides an update to Council on the progress of works across both capital projects and operational activities.

Officer’s Comment

The Manager of Works will provide monthly updates to Councillors to ensure transparency and accountability regarding works undertaken by the Works team.

Consultation

Capital works projects are considered through the annual budget process.

Statutory Environment

There are no direct statutory implications associated with this report.

Policy Implications

This report aligns with the Shire of Trayning Asset Management Plan 2023–2038.

Financial Implications

All works are being delivered within the budgets adopted for the 2025/2026 financial year.

Strategic Implications

Nil

Risk Implications

There is a potential risk of budget over-expenditure if works exceed allocated funding. This risk is managed through monthly budget monitoring and reporting processes.

Consequence Likelihood	Insignificant	Minor	Moderate	Major	Extreme
Almost Certain	Medium	High	High	Severe	Severe
Likely	Low	Medium	High	High	Severe
Possible	Low	Medium	Medium	High	High
Unlikely	Low	Low	Medium	Medium	High
Rare	Low	Low	Low	Low	Medium

Risk Rating	Action
Low	Monitor for continuous improvement
Medium	Comply with risk reduction measures to keep risk as low as reasonably practical
High	Review risk reduction and take additional measures to ensure risk is as low as reasonably achievable
Severe	Unacceptable. Risk reduction measures must be implemented before proceeding

Officer Recommendation

That Council adopts the report for May 2026 and accompanying attachments.

10 NEW BUSINESS OF AN URGENT NATURE BY DECISION OF MEETING

11 MATTERS FOR WHICH THE MEETING MAY BE CLOSED

12 CLOSURE