



Agenda

Gunyangara

LOCAL AUTHORITY MEETING

On
28 September 2023

EAST ARNHEM REGIONAL COUNCIL

Notice is given that a meeting of the Gunyangara Local Authority will be held at the East Arnhem Regional Council on Thursday, 28 September 2023 at 10.00AM.

Dale Keehne
Chief Executive Officer

Under closing the gap priority reforms, socio economic outcome 16 – Aboriginal and Torres Strait Islander languages are strong, supported and flourishing and it is standard practice for reports to be considered, discussed and debated in the traditional dialects of the East Arnhem region, Yolngu Matha or Anindilyakwan.

Join on your computer or mobile app

[Click here to join Video Conference Meeting](#)

Or call in (audio only)

Dial into the Conference# 02 8318 0005

Meeting ID: 882 568 767#

TABLE OF CONTENTS

ITEM	SUBJECT	PAGE NO
1	WELCOME	
2	PRAYER	
3	APOLOGIES	
3.1	Apologies and Absence Without Notice	4
3.2	Local Authority Membership	5
4	CONFLICT OF INTEREST	
4.1	Conflict of Interest.....	7
5	PREVIOUS MINUTES	
5.1	Previous Minutes for Ratification	8
6	LOCAL AUTHORITIES	
6.1	Local Authority Action Register	27
7	GUEST SPEAKERS	
7.1	Northern Territory Police - Law & Order Community Update	30
8	GENERAL BUSINESS	
8.1	CEO Report	31
8.2	Youth, Sport and Recreation Community Update	44
8.3	Council Operation Manager Report.....	45
8.4	Local Authority Policy	47
8.5	Corporate Services Report	62
9	COMMUNITY REPORTS	
	<i>Nil</i>	
10	QUESTIONS FROM MEMBERS	
	<i>Nil</i>	
11	QUESTIONS FROM PUBLIC	
	<i>Nil</i>	
12	DATE OF NEXT MEETING	
13	MEETING CLOSED	

APOLOGIES

ITEM NUMBER 3.1
TITLE Apologies and Absence Without Notice
REFERENCE 1813754
AUTHOR Wendy Brook, Executive Assistant to the CEO

**SUMMARY**

This report is to table, for the Council's record, any absences, apologies and requests for leave of absence received from the Local Authority Members and what absences that the Local Authority gives permission for.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That Council:

- (a) **Notes the absence of <>.**
- (b) **Notes the apology received from <>.**
- (c) **Notes <> are absent with permission of the Local Authority.**
- (d) **Determines <> are absent without permission of the Local Authority.**

ATTACHMENTS:

There are no attachments to this report.

APOLOGIES

ITEM NUMBER 3.2
TITLE Local Authority Membership
REFERENCE 1813755
AUTHOR Dale Keehne, Chief Executive Officer

**SUMMARY:**

This report lists the community and Council appointed members and the resignation and vacancies of the Local Authority.

BACKGROUND

The meeting needs to consider the membership of the Local Authority.

A Local Authority can have between 6 and 14 members, including the appointed Councillors.

GENERAL

Following are the current community members of this Local Authority:

Gunyangara

Antoine Gintz
Doug Yunupingu
Elizika Puertollano
Djawa Yunupingu
Balu Palu Yunupingu
Dana Yunupingu
Murphy Yunupingu
Syd Yunupingu
Malakhi Puertollano

The following members are appointed by the Council for the community:

Gunyangara

Cr Banambi Wunungmurra
Cr Wesley Dhamarrandji

The following nominations have been approved by Council for Local Authority membership:

	Syd Yunupingu.
	Malakhi Puertollano.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

The Local Authority notes the member list and calls for new members to fill up existing vacancies.

ATTACHMENTS:

There are no attachments to this report.

CONFLICT OF INTEREST

ITEM NUMBER 4.1
TITLE Conflict of Interest
REFERENCE 1813756
AUTHOR Wendy Brook, Executive Assistant to the CEO

**SUMMARY**

This report is tabled for members to declare any conflicts they have within the agenda.

BACKGROUND

The Local Government Act (Chapter 7, Part 7.2, Section 114 – Conflict of Interest) details that “A member has a conflict of interest in a question arising for decision by the audit committee, council, council committee or Local Authority if the member or an associate of the member has any of the following interests in how the question is decided:

- (a) A direct interest
- (b) An indirect financial interest
- (c) An indirect interest by close association
- (d) An indirect interest due to conflicting duties”.

GENERAL

A conflict of interest is a situation that has the potential to undermine a person’s ability to be impartial because of the possibility of a clash between the person’s self-interest and professional interest or public interest.

When this occurs the Local Authority Member should declare the interest and remove them self from the decision making process.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That the Local Authority notes no conflicts of interest declared at today’s meeting.

OR

That the Local Authority notes any conflicts of interest declared at today’s meeting.

ATTACHMENTS:

There are no attachments to this report.

PREVIOUS MINUTES

ITEM NUMBER	5.1
TITLE	Previous Minutes for Ratification
REFERENCE	1813757
AUTHOR	Wendy Brook, Executive Assistant to the CEO

**SUMMARY**

The Local Authority is asked to confirm the unconfirmed minutes from the previous meeting.

BACKGROUND

In line with the Northern Territory *Local Government Act 2019* (Chapter 6, Part 6.3, Section 101- 3), The Audit Committee, Council, Council Committee or Local Authority must, at its next meeting, or next ordinary meeting, confirm the minutes (with or without amendment), including any confidential business considered at the meeting, as a correct record of the meeting.

According to the *Local Authority Guideline 1* (Part 12, Section 12.4), Members at a provisional meeting can confirm the minutes of a previous provisional meeting. However, members at a provisional meeting cannot confirm the minutes of a previous Local Authority meeting.

GENERAL

Local Authority members need to read the unconfirmed minutes carefully before they endorse them as a true record of the previous meeting.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That the Local Authority notes the minutes from the meeting of 26 November 2021 and 30 September 2022 and 25 May 2023 to be true records of the meetings.

ATTACHMENTS:

- [1](#) Local Authority - Gunyangara 2021-11-26 [1727] Minutes.DOCX
- [2](#) Local Authority - Gunyangara 2022-09-30 [1938] Minutes.DOCX
- [3](#) Local Authority - Gunyangara 2023-05-25 [2077] Minutes.DOCX



Mission

East Arnhem Regional Council is dedicated to promoting the power of people, protection of community and respect for cultural diversity in the East Arnhem Regional Council. It does this by forming partnerships, building community capacity, advocating for regional and local issues, maximising service effectiveness and linking people with information.

Core Values

Respect
Professionalism
Human Dignity
Organisational Growth
Equity
Community

MINUTES FOR THE LOCAL AUTHORITY MEETING

26 November 2021

MINUTES OF THE LOCAL AUTHORITY MEETING HELD IN THE GUMATJ
CORPORATION BOARDROOM FOR GUNYANGARA ON FRIDAY, 26 NOVEMBER
2021 AT 10.00 AM

ATTENDANCE

In the Chair Antoine Gintz, Local Authority Members Djawa Yunupingu and Elizika Puertollano.

COUNCIL OFFICERS

Dale Keehne – CEO
Shane Marshall – Director Technical and Infrastructure Services
Andrew Walsh – Director Community Development
Adam Johnson – Community Development Coordinator

Minute Taker – Nawshaba Razzak, Corporate Planning and Policy Officer

OBSERVERS

Mathilde Payet-Vidalenc - General Manager, Marngarr Resource Centre Aboriginal Corporation

MEETING OPENING

Chair opened the meeting at 10:16 AM and welcomed all members and guests.

Apologies

3.1 APOLOGIES AND ABSENT WITHOUT NOTICE

SUMMARY:

This report is to table, for the Council's record, any absences, apologies and requests for leave of absence received from the Local Authority Members and what absences that the Council gives permission for.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

087/2021 RESOLVED (Antoine Gintz/Djawa Yunupingu)

That the Local Authority:

- (a) Notes the absence of Local Authority member Doug Yunupingu, Balu Palu Yunupingu, Murphy Yunupingu and Councillor Banambi Wunungmurra.
- (b) Notes the apology received from member Balu Palu Yunupingu and Councillor Banambi Wunungmurra.
- (c) Notes Doug Yunupingu, Balu Palu Yunupingu, Murphy Yunupingu and Councillor Banambi Wunungmurra are absent with permission of the Local Authority.

3.2 LOCAL AUTHORITY MEMBERSHIP

SUMMARY:

This report lists the community and Council appointed members and the resignation and vacancies of the Local Authority.

MINUTES OF THE LOCAL AUTHORITY MEETING HELD IN THE GUMATJ CORPORATION BOARDROOM FOR GUNYANGARA ON FRIDAY, 26 NOVEMBER 2021 AT 10.00 AM

088/2021 RESOLVED (Antoine Gintz/Djawa Yunupingu)

That the Local Authority:

- a) Notes the member list and calls for new members to fill up existing vacancies.**
- b) Notes resignation of Local Authority Member Murphy Yunupingu.**

Conflict of Interest

4.1 CONFLICT OF INTEREST

SUMMARY:

This report is tabled for members to declare any conflicts they have within the agenda.

089/2021 RESOLVED (Antoine Gintz/Djawa Yunupingu)

That the Local Authority notes no conflicts of interest declared at today's meeting.

Previous Minutes

5.1 PREVIOUS MINUTES FOR RATIFICATION

SUMMARY:

The Local Authority is asked to confirm the unconfirmed minutes from the previous meeting.

090/2021 RESOLVED (Elizika Puertollano/Antoine Gintz)

That the Local Authority notes the minutes from the meeting of 30 July 2021 to be a true record of the meeting.

Guest Speakers

7.1 GUEST SPEAKERS

SUMMARY:

Presentation by the representatives of the Anindilyakwa Land Council and the Northern Territory Department of the Chief Minister and Cabinet regarding the Groote Archipelago Local Decision Making Agreement – proposed Local Government.

091/2021 RESOLVED (Antoine Gintz/Djawa Yunupingu)

That the Local Authority thanks the guest speakers for their presentation.

MINUTES OF THE LOCAL AUTHORITY MEETING HELD IN THE GUMATJ
CORPORATION BOARDROOM FOR GUNYANGARA ON FRIDAY, 26 NOVEMBER
2021 AT 10.00 AM

THE MEETING BREAKS AT 11:40 AM

092/2021 RESOLVED (Antoine Gintz/Djava Yunupingu)

MEETING RESUMES AT 12:02 PM

093/2021 RESOLVED (Antoine Gintz/Djava Yunupingu)

Local Authorities

6.1 LOCAL AUTHORITY ACTION REGISTER

SUMMARY:

The Local Authority is asked to review the range of actions and progress to complete them.

094/2021 RESOLVED (Antoine Gintz/Djava Yunupingu)

That the Local Authority note the progress of actions from the previous meetings and request that completed items be removed from the Action Register for the Council to endorse.

General Business

8.7 REVISED BUDGET 2021/22

SUMMARY:

This report presents a draft Revised Budget for consideration.

095/2021 RESOLVED (Antoine Gintz/Djava Yunupingu)

That the Local Authority:

- a) Note the 2021/22 Budget Revision.
- b) Recommends a percentage of the available surplus be allocated to the already endorsed priority projects.

8.6 GRANT REPORT

SUMMARY:

This report presents the Grant Report for the community.

096/2021 RESOLVED (Elizika Puertollano/Djava Yunupingu)

That the Local Authority notes the Grant Report.

MINUTES OF THE LOCAL AUTHORITY MEETING HELD IN THE GUMATJ
CORPORATION BOARDROOM FOR GUNYANGARA ON FRIDAY, 26 NOVEMBER
2021 AT 10.00 AM

8.5 CORPORATE SERVICES REPORT

SUMMARY:

This report presents the financial expenditure plus employment statistics as of 31 October 2021 within the Local Authority area.

097/2021 RESOLVED (Antoine Gintz/Djava Yunupingu)

That the Local Authority receives the Financial and Employment information to 31 October 2021.

8.4 ANIMAL MANAGEMENT UPDATE

SUMMARY:

This report is tabled for the Local Authority to provide an update on the Animal Management program delivery within Gunyangara.

098/2021 RESOLVED (Djava Yunupingu/Elizika Puertollano)

That the Local Authority note the report.

8.3 COMMUNITY DEVELOPMENT COORDINATOR

SUMMARY:

This report is provided by the Community Development Coordinator at every local Authority meeting to provide information and or updates to members.

099/2021 RESOLVED (Antoine Gintz/Elizika Puertollano)

That the Local Authority notes the Community Development Report.

8.1 NEW ANINDILYAKWA AND REMAINING EAST ARNHEM REGIONAL LOCAL GOVERNMENT COUNCILS

SUMMARY:

This is an update to the Local Authority on developments regarding a proposed new Anindilyakwa Regional Local Government Council.

100/2021 RESOLVED (Elizika Puertollano/Antoine Gintz)

That the Local Authority:

Support the creation of an Anindilyakwa Regional Local Government including

MINUTES OF THE LOCAL AUTHORITY MEETING HELD IN THE GUMATJ
CORPORATION BOARDROOM FOR GUNYANGARA ON FRIDAY, 26 NOVEMBER
2021 AT 10.00 AM

through:

- a) Support for the development, transition to and services of the new Anindilyakwa Regional Local Government, as agreed.
- b) Formal commitment by the Northern Territory Government to provide funding necessary to ensure continuity of capacity, service delivery levels and sustainability across the East Arnhem Region.
- c) Making sure all Yolngu people of Gunyangara and our homelands continue to have a strong voice and are heard on all djama (business) important to us, through our Local Authority, and our other traditional controlled organisations including the Northern Land Council and remaining Yolngu Aboriginal Community-Controlled East Arnhem Regional Council, including through Local Decision Making and the Closing the Gap Northern Territory Implementation Plan.

8.2 CEO REPORT

SUMMARY:

This is a report of the key broad issues since the last report to the Local Authority, in addition to those covered in other parts of the agenda.

101/2021 RESOLVED (Djawa Yunupingu/Elizika Puertollano)

That the Local Authority notes the CEO report.

DATE OF NEXT MEETING

Friday, 28 January 2022.

MEETING CLOSE

The meeting ended at 1:16 PM.

This page and the preceding 5 pages are the minutes of the Local Authority Meeting held on Friday, 26 November 2021.



Mission

East Arnhem Regional Council is dedicated to promoting the power of people, protection of community and respect for cultural diversity in the East Arnhem Regional Council. It does this by forming partnerships, building community capacity, advocating for regional and local issues, maximising service effectiveness and linking people with information.

Core Values

Respect
Professionalism
Human Dignity
Organisational Growth
Equity
Community

MINUTES FOR THE GUNYANGARA PROVISIONAL LOCAL AUTHORITY MEETING

30 September 2022

MINUTES OF THE LOCAL AUTHORITY MEETING HELD IN THE GUNYANGARA
COUNCIL OFFICE ON FRIDAY, 30 SEPTEMBER 2022 AT 10.00AM

ATTENDANCE

In the Chair Antoine Gintz, Cr. Banambi Wunungmurra and Local Authority member Elizika Puertollano.

COUNCIL OFFICERS

Andrew Walsh – Acting CEO & Director Community Development.
Natasha Jackson – A/g Director Technical and Infrastructure Services.
Signe Balodis – Director Community Development.

Minute Taker – Wendy Brook EA to the CEO.

OBSERVERS

Murphy Yunipingu.
Mathilde Payet-Vidale – Ngarrariyal

MEETING OPENING

Chair opened the meeting at 11.00AM and welcomed all members and guests.

Apologies**3.1 APOLOGIES AND ABSENT WITHOUT NOTICE****SUMMARY**

This report is to table, for the Council's record, any absences, apologies and requests for leave of absence received from the Local Authority Members and what absences that the Council gives permission for.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

102/2022 **RESOLVED (Antoine Gintz/Banambi Wunungmurra)**

That Local Authority:

- (a) Notes the absence of Cr. Marrpalawuy Marika, Cr. Wesley Dhamarrandji Djawa Yunupingu, Doug Yunupingu and Balu Palu Yunupingu.
- (b) Notes the apology received from Cr Marrpalawuy Marika.
- (c) Notes Cr. Marrpalawuy Marika, Djawa Yunupingu, Doug Yunupingu, Balu Palu Yunupingu and Cr. Wesley Dhamarrandji are absent with permission.

3.2 LOCAL AUTHORITY MEMBERSHIP**SUMMARY:**

MINUTES OF THE LOCAL AUTHORITY MEETING HELD IN THE GUNYANGARA
COUNCIL OFFICE ON FRIDAY, 30 SEPTEMBER 2022 AT 10.00AM

This report lists the community and Council appointed members and the resignation and vacancies of the Local Authority.

103/2022 **RESOLVED (Banambi Wunungmurra/Antoine Gintz)**

The Local Authority:

- (a) Notes the member list and calls for new members to fill up existing vacancies.**
- (b) Recommends the nominations of Dana Yunupingu and Murphy Dhayirra be presented for Council approval.**

Conflict of Interest

4.1 CONFLICT OF INTEREST

SUMMARY:

This report is tabled for members to declare any conflicts they have within the agenda.

104/2022 **RESOLVED (Elizika Puertollano/Banambi Wunungmurra)**

That the Local Authority notes no conflicts of interest declared at today's meeting.

Previous Minutes

'Deferred due to Provisional meeting'

5.1 PREVIOUS MINUTES FOR RATIFICATION

SUMMARY:

The Local Authority is asked to confirm the unconfirmed minutes from the previous meeting.

RECOMMENDATION

That the Local Authority notes the minutes from the meeting of 26 November 2021 to be a true record of the meeting.

Local Authorities

6.1 LOCAL AUTHORITY ACTION REGISTER

SUMMARY:

The Local Authority is asked to review the range of actions and progress to complete them.

MINUTES OF THE LOCAL AUTHORITY MEETING HELD IN THE GUNYANGARA
COUNCIL OFFICE ON FRIDAY, 30 SEPTEMBER 2022 AT 10.00AM

105/2022 RESOLVED (Antoine Gintz/Elizika Puertollano)

That the Local Authority note the progress of actions from the previous meetings and request that completed items be removed from the Action Register for the Council to endorse.

General Business

8.1 CEO REPORT

SUMMARY

This is a report of the key broad issues since the last report to Council, in addition to those covered in other parts of the agenda.

106/2022 RESOLVED (Antoine Gintz/Banambi Wunungmurra)

That the Local Authority notes the CEO Report.

8.2 PACIFIC AUSTRALIA LABOUR MOBILITY SCHEME - TRIAL

SUMMARY

This report is to provide information to the Elected Members of the Pacific Australia Labour Mobility (PALM) scheme from the Federal Department of Foreign Affairs Tourism & Trade (DFAT), including recommendation following consultation with East Arnhem Regional Council Local Authorities and progress the scheme to a trial phase for the East Arnhem Regional Council.

107/2022 RESOLVED (Antoine Gintz/Banambi Wunungmurra)

That the Local Authority notes the report on the progress of the Pacific Australia Labour Mobility scheme.

**8.3 TECHNICAL AND INFRASTRUCTURE PROGRAM AND CAPITAL PROJECT
UPDATES**

SUMMARY

This report is tabled for the Local Authority to provide program updates within the Technical and Infrastructure directorate, in addition to progress updates associated with capital projects and initiatives associated with the 2022-2023 Annual Plan.

108/2022 RESOLVED (Banambi Wunungmurra/Elizika Puertollano)

That the Local Authority:

MINUTES OF THE LOCAL AUTHORITY MEETING HELD IN THE GUNYANGARA
COUNCIL OFFICE ON FRIDAY, 30 SEPTEMBER 2022 AT 10.00AM

- (a) Notes the Technical and Infrastructure report.
- (b) Supports the development of a transfer station for Gunyangara in the proposed location noting this has been approved by the 99 year lease boards.

'Library Services deferred until next meeting.'

8.4 LIBRARY SERVICES PRINCIPLES

SUMMARY

This report is to inform and seek direction from the Local Authorities on the provision and design of East Arnhem Regional Council's Library services.

RECOMMENDATION

That Local Authorities:

- (a) Notes the report.
- (b) Recommend the following be included in Library design and programming;
 - a. ...
 - b. ...
 - c. ...
 - d. ...

8.5 COMMUNITY DEVELOPMENT COORDINATOR REPORT

SUMMARY

This report is provided by the Community Development Coordinator at every Local Authority meeting to provide information to members.

109/2022 RESOLVED (Antoine Gintz/Banambi Wunungmurra)

That the Local Authority notes the Community Development Coordinator Report.

'Youth Sport and Recreation update to be provided at next meeting.'

8.6 YOUTH, SPORT AND RECREATION COMMUNITY UPDATE

SUMMARY:

This report sets out to highlight Youth, Sport and Recreation staffing updates, events, activities, successes and challenges in your community.

RECOMMENDATION

MINUTES OF THE LOCAL AUTHORITY MEETING HELD IN THE GUNYANGARA
COUNCIL OFFICE ON FRIDAY, 30 SEPTEMBER 2022 AT 10.00AM

That the Local Authority:

- (a) Notes the Youth, Sport and Recreation Community update.
- (b) Makes the following recommendations:

**8.7 CORPORATE SERVICES REPORT
SUMMARY**

This report presents the financial expenditure plus employment statistics as of 31 August 2022 within the Local Authority area.

110/2022 RESOLVED (Antoine Gintz/Banambi Wunungmurra)

That the Local Authority receives the Financial and Employment information to 31 August 2022, noting the Local Authority Project Fund acquittals.

DATE OF NEXT MEETING

25 November 2022.

MEETING CLOSE

The meeting terminated at 12.19PM.

This page and the preceding pages are the minutes of the Local Authority Meeting held on Friday, 30 September 2022.



Mission

East Arnhem Regional Council is dedicated to promoting the power of people, protection of community and respect for cultural diversity in the East Arnhem Regional Council. It does this by forming partnerships, building community capacity, advocating for regional and local issues, maximising service effectiveness and linking people with information.

Core Values

Respect
Professionalism
Human Dignity
Organisational Growth
Equity
Community

MINUTES FOR THE GUNYANGARA LOCAL AUTHORITY PROVISIONAL MEETING

8 JUNE 2023

Under closing the gap priority reforms, socio economic outcome 16 – Aboriginal and Torres Strait Islander languages are strong, supported and flourishing and it is standard practice for reports to be considered, discussed and debated in the traditional dialects of the East Arnhem region, Yolngu Matha or Anindilyakwa.

MINUTES OF THE GUNYANGARA LOCAL AUTHORITY MEETING HELD IN THE
EAST ARNHEM REGIONAL OFFICE ON THURSDAY, 25 MAY 2023 AT 10.00AM

ATTENDANCE

In the Chair Murphy Yunupingu, Local Authority members, Doug Yunupingu, Antoine Gintz and Elizika Puertollano.

COUNCIL OFFICERS

Dale Keehne – CEO.

Andrew Walsh – Director Community Development.

Shane Marshall – Director Technical and Infrastructure Services.

Signe Balodis – Regional Manager Community Development.

Minute Taker – Signe Balodis, Regional Manager Community Development.

OBSERVERS

Syd Yunupingu.

Malakhi Puertollano.

Murphy Dhamarrandji.

MEETING OPENING

Chair opened the meeting at 10AM and welcomed all members and guests.

Apologies

3.1 APOLOGIES AND ABSENCE WITHOUT NOTICE

SUMMARY

This report is to table, for the Council's record, any absences, apologies and requests for leave of absence received from the Local Authority Members and what absences that the Local Authority gives permission for.

111/2023 RESOLVED (Murphy Yunupingu/Elizika Puertollano)

That Local Authority:

- (a) Notes the absence of Cr. Banambi Wunungmurra, Cr. Wesley Dhamarrandji and Cr Marrpalawuy Marika, Local Authority members Djawa Yunupingu, Balu Palu Yunupingu and Dana Yunupingu,.**
- (b) Notes the apologies received from Djawa Yunupingu, Balu Palu Yunupingu, Dana Yunupingu.**
- (c) Notes Cr. Banambi Wunungmurra, Cr. Wesley Dhamarrandji, Djawa Yunupingu, Balu Palu Yunupingu, Dana Yunupingu, Cr Marrpalawuy Marika are absent with permission of the Local Authority.**

3.2 LOCAL AUTHORITY MEMBERSHIP

SUMMARY:

This report lists the community and Council appointed members and the resignation and vacancies of the Local Authority.

112/2023 RESOLVED (Elizika Puertollano/Murphy Yunupingu)

MINUTES OF THE GUNYANGARA LOCAL AUTHORITY MEETING HELD IN THE EAST ARNHEM REGIONAL OFFICE ON THURSDAY, 25 MAY 2023 AT 10.00AM

The Local Authority:

- (a) Notes the member list and calls for new members to fill up existing vacancies.**
- (b) Approves the nominations of Malakhi Puertollano and Syd Yunupingu as members of the Local Authority, for endorsement by Council.**

Conflict of Interest

4.1 CONFLICT OF INTEREST

SUMMARY

This report is tabled for members to declare any conflicts they have within the agenda.

113/2023 RESOLVED (Antoine Gintz/Murphy Yunupingu)

That the Local Authority notes no conflicts of interest declared at today's meeting.

Previous Minutes

5.1 PREVIOUS MINUTES FOR RATIFICATION

SUMMARY

The Local Authority is asked to confirm the unconfirmed minutes from the previous meeting.

RECOMMENDATION

As this is a provisional meeting, the Local Authority defers confirmation of previous minutes.

Local Authorities

6.1 LOCAL AUTHORITY ACTION REGISTER

SUMMARY

The Local Authority is asked to review the range of actions and progress to complete them.

114/2023 RESOLVED (Elizika Puertollano/Doug Yunupingu)

That the Local Authority:

- (a) Raised concerns with the debarking of the trees on the island for art, and calls for community members to target trees in areas to be cleared, for mining, the solar farm or used by the timber mill. Also recommend talking to Rio Tinto to assist coordinate this.**
- (b) Notes the progress of actions from the previous meetings, new actions and request that completed items be removed from the Action Register for the Council to endorse.**

MINUTES OF THE GUNYANGARA LOCAL AUTHORITY MEETING HELD IN THE
EAST ARNHEM REGIONAL OFFICE ON THURSDAY, 25 MAY 2023 AT 10.00AM

Guest Speakers

**7.1 NORTHERN TERRITORY POLICE - LAW & ORDER COMMUNITY UPDATE -
CANCELLED**

SUMMARY

This report is for a law and order update to be provided to the members of the Local Authority by an officer of the Northern Territory Police.

RECOMMENDATION

The session was cancelled.

**7.2 GUEST SPEAKER - MARYANNE WALLEY FROM THE AUSTRALIAN ELECTORAL
COMMISSION – CANCELLED DUE TO CHANGE OF MEETING DATE**

The Australian Electoral Commission will be informing the Members of the work they are currently doing in various remote communities across the Northern Territory.

RECOMMENDATION

The session was cancelled.

MOTION – BREAK FOR MORNING TEA AT 10:30AM

115/2023 RESOLVED (Murphy Yunupingu/Doug Yunupingu)

MOTION – RESUME AT 11:05AM

116/2023 RESOLVED (Murphy Yunupingu/Doug Yunupingu)

8.5 BUDGET 2023-2024

SUMMARY:

This report is to progress the Regional Plan.

117/2023 RESOLVED (Elizika Puertollano/Murphy Yunupingu)

The Local Authority notes the proposed draft Annual Plan.

8.6 CORPORATE SERVICES REPORT

SUMMARY

**MINUTES OF THE GUNYANGARA LOCAL AUTHORITY MEETING HELD IN THE
EAST ARNHEM REGIONAL OFFICE ON THURSDAY, 25 MAY 2023 AT 10.00AM**

This report presents the financials plus employment statistics as of 30 April 2023 within the Local Authority area.

118/2023 RESOLVED (Murphy Yunupingu/Doug Yunupingu)

That the Local Authority receives the Financial and Employment information as of 30 April 2023.

8.2 EAST ARNHEM MURAL PROJECT

SUMMARY

This report is to provide an update to the Local Authority members on the progress to date of the East Arnhem Mural Project. The report in addition seeks to confirm approval of the concept design.

119/2023 RESOLVED (Murphy Yunupingu/Elizika Puertollano)

That the Local Authority:

- (a) Notes the report.**
- (b) Approves of the final concept design presented in the presentation.**

MOTION – BREAK FOR LUNCH AT 12:30PM

120/2023 RESOLVED (Murphy Yunupingu/Elizika Puertollano)

MOTION – RESUMED AFTER LUNCH AT 1:04PM

121/2023 RESOLVED (Murphy Yunupingu/Elizika Puertollano)

Local Authority member Doug Yunupingu left the meeting after lunch.

General Business

8.1 CEO REPORT

SUMMARY

This is a report of the key broad issues since the last report to Council, in addition to those covered in other parts of the agenda.

122/2023 RESOLVED (Elizika Puertollano/Murphy Yunupingu)

That the Local Authority notes the CEO Report.

8.3 COUNCIL OPERATIONS REPORT

SUMMARY

**MINUTES OF THE GUNYANGARA LOCAL AUTHORITY MEETING HELD IN THE
EAST ARNHEM REGIONAL OFFICE ON THURSDAY, 25 MAY 2023 AT 10.00AM**

This report is provided by the Council Operations Manager at every Local Authority meeting to provide information and updates to members.

123/2023 RESOLVED (Murphy Yunupingu/Elizika Puertollano)

That the Local Authority notes the Council Operations Report.

8.4 YOUTH, SPORT AND RECREATION COMMUNITY UPDATE.

SUMMARY

This report sets out to highlight Youth, Sport and Recreation staffing updates, events, activities, successes and challenges in your community.

124/2023 RESOLVED (Murphy Yunupingu/Elizika Puertollano)

That the Local Authority:

- (a) Notes the Youth Sport and Recreation report.**
- (b) Request the Youth, Sport and Recreation Regional Manager contact the Gumatj Board, to seek approval to use the troop carrier for YS&R activities, with proper insurance cover.**

MEETING CLOSE

The meeting closed at 1:42PM.

DATE OF NEXT MEETING

27 July 2023

This page and the preceding pages are the minutes of the Local Authority Meeting held on Thursday, 8 June 2023.

LOCAL AUTHORITIES



ITEM NUMBER 6.1
TITLE Local Authority Action Register
REFERENCE 1813759
AUTHOR Wendy Brook, Executive Assistant to the CEO

SUMMARY

The Local Authority is asked to review the range of actions and progress to complete them.

BACKGROUND

The current Local Authority Action Items List, and updates on progress to complete them, is attached.

GENERAL

The attached report gives the Local Authority an opportunity to check that actions from previous meetings are being implemented. New actions will be added to the Action Register.

If an action is completed the Local Authority need to request for the item to be removed from the Action Register, for the Council to endorse.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That the Local Authority notes the progress of actions from the previous meetings, new actions and request that completed items be removed from the Action Register for the Council to endorse.

ATTACHMENTS:

1 [↓](#) Local Authority - Gunyangara as at August 2023.docx

GUNYANGARA ACTIONS

ACTION ITEM	ACTIONS	STATUS
Kava Pilot	<p>That the Local Authority:</p> <p>a) Notes the report on the Kava Pilot: Allowing the commercial importation of kava.</p> <p>b) Supports comprehensive community consultation as highlighted in the Northern Territory Government's submission to the Australian Government's Kava Pilot Phase 2: Allowing the Commercial Importation of Kava consultation paper, and the call for Commonwealth funding to support either:</p> <p>1) increased compliance and policing for the increase in the illicit kava trade, or</p> <p>2) effective and informed local decision making about kava management to minimise potential harms.</p> <p>c) Supports the Northern Territory Government's request for funding to support research into the health and social impacts from increased kava availability</p>	<p>20.10.22 President and CEO to follow up a positive discussion on this issue at a meeting with the Chief Minister to the region, with the Executive Director of the Department of the Chief Minister and Cabinet, on gaining action on the Local Authority and Council resolutions.</p>

ADVOCACY ITEMS

Murals		<p>20.10.22 – Design consultant to work with each Local Authority, community and homeland members to develop an agreed design, of a map of the region, including key cultural aspects of each part of the region.</p> <p>8/6/23 – Design has been completed and Local Authority approves of the final concept design presented in the presentation.</p>
--------	--	---

GUNYANGARA ACTIONS

COMPLETED ACTIONS:

ACTION ITEM	ACTIONS	STATUS
083/2021 Community Entrance Sign	That Local Authority members review the tabled Community Entry signs examples and provide feedback on a design specific for the Gunyangara community and decide on a suitable location for the sign to be installed when complete.	Completed
Questions from members	That the Local Authority notes the questions from members and follow up on those questions that cannot be answered at today's meeting. Local Authority member Antoine Gintz raised concern regarding the death of a tree from the front lawn of the Gumatj building, due to the bark being taken for painting from a community member and also if there is a possibility to have a by-law regarding this.	Completed
Bus Shelter		Completed
Debarking of trees on the island for art.	Local Authority calls for community members to target trees in areas to be cleared for mining, the solar farm or used by the timber mill. Recommend talking to Ro Tinto to assist coordinate this.	8/6/23 – Update to be discussed/provided at next meeting. 29.06.23 – Action closed. Remove.

GUEST SPEAKERS

ITEM NUMBER	7.1
TITLE	Northern Territory Police - Law & Order Community Update
REFERENCE	1817764
AUTHOR	Andrew Walsh, Director Community Development

**SUMMARY**

This report is for a law and order update to be provided to the members of the Local Authority by an officer of the Northern Territory Police.

GENERAL

Northern Territory Police to provide an update on community safety and law and order, and allow for discussion and the expression of views of Local Authority Members.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That the Local Authority thanks the Guest Speakers for their update.

ATTACHMENTS:

There are no attachments to this report.

GENERAL BUSINESS



ITEM NUMBER	8.1
TITLE	CEO Report
REFERENCE	1819092
AUTHOR	Dale Keehne, Chief Executive Officer

SUMMARY

This is a report of the key broad issues since the last report to the Local Authority, in addition to those covered in other parts of the agenda.

GENERAL

Staff Survey and Action

The results of a comprehensive Staff Survey provide a very positive overall picture. This includes staff understanding and alignment to Council's overall goals; levels of pride, overall satisfaction and belonging, Council being viewed as a supportive and caring employer; learning and development; perceptions about immediate manager and Council's focus on community.

There are, however, a range of particular opportunities for improvement that have been identified that I will be working closely to address.

I discussed the Staff Survey results recently in a Council wide teleconference with all 9 communities and the Nhulunbuy and Darwin support offices, and an explanation of the next steps for action.

They include a detailed analysis of issues and workshopping of practical actions by staff from all different parts of Council to address them, followed by focused discussion and engagement between the Senior Leadership Team to decide on and implement necessary changes.

Local and Regional Decision Making and Voice

A letter from President Lapulung Dhamarrandji was sent to the Chief Minister, Minister for Indigenous Australians and Assistant Minister proposing a joint way forward through the development of a Local Decision Making Agreement, as detailed in Attachment 1.

Youth, Justice Law, Order and Support

Based on the resolutions of the Milingimbi and Yirrkala Local Authorities, and key points raised at a meeting with 15 Secretaries, CEOs and Deputy CEOs of Australian Government Departments and the CEO of the NT Department of the Chief Minister and Cabinet (CM&C) – Council endorsed a range of actions. These have been put to Jody Broun, the CEO of the National Indigenous Australians Agency and CEO of NT CM&C, as well Yingiya Guyula the NT Member for Mulka, as detailed in Attachments 2 and 3.

Kava and Alcohol Management





Council made a resolution to call for immediate action on clarifying the situation with kava and alcohol, as detailed in Attachment 4.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That the Local Authority notes the CEO Report.

ATTACHMENTS:

- 1**  Letter from EARC to Ministers Re Local Decision Making 8 Sep 23.pdf
- 2**  Letter from EARC Re Youth Justice Law Order Support 8 Sep 23.pdf
- 3**  Letter to Yingiya Guyula MLA from EARC Re Youth Justice Law Order Support 8 Sep 24.pdf
- 4**  Letter from EARC Re Kava and Alcohol 8 Sep 23.pdf



T 08 8986 8986
F 08 8986 8999
E info@eastarnhem.nt.gov.au
P PO Box 1060, Nhulunbuy NT 0881
W www.eastarnhem.nt.gov.au

ABN 92 334 301 078

8 September 2023

Hon Natasha Fyles
Chief Minister
Chief.minister@nt.gov.au

Hon Linda Burney
Minister for Indigenous Australians
ministerburney@ia.pm.gov.au

Hon Malarndirri McCarthy
Senator for the Northern Territory
Assistant Minister for Indigenous Australians
Senator.Mccarthy@aph.gov.au

Dear Chief Minister and Ministers,

Re: Local Decision Making Agreement with East Arnhem Regional Council

I write following an important meeting held on Saturday 5 August in the East Arnhem Land community of Yirrkala, between 15 Council and Local Authority representatives, and 15 Secretaries, CEOs and Deputy CEOs of Australian Government Departments, as well as the CEO of the Northern Territory Department of the Chief Minister and Cabinet, Frank Daly.

This important meeting came out of a commitment given by the CEO of the National Indigenous Australians Agency, Jody Broun, in a meeting with a delegation of Council to Canberra in June.

Five key discussion points were put to the Senior Australian Government officials and their Departments in the weeks leading up to the meeting, to enable them to prepare and respond.



The first key point raised at the meeting was the broadest, fundamental issue of Council's Call for Recognition. That is:

Nationally consistent recognition of the role and value of Aboriginal Controlled Local and Regional Government, to help achieve real progress through Closing the Gap, Local Decision Making and, if successful the Local, Regional and National Indigenous Voice to Parliament and the Executive arms of Government, through deep engagement with the range of Indigenous voices, and capacity to deliver quality and innovative programs, projects and initiatives.

Further discussion points from Councilors and Local Authority Members on the Call for Recognition included the following.

We want our voices to be heard.

Come to the communities and talk to the people and listen.

We need to hear our voices in Darwin and Canberra.

There are grass roots issues we need to talk about.

We are here to look after our people across the region.

We are voted in, properly, by our people.

Our regional council has been here for 15 years, following and building on our smaller community councils for decades before that.

We want the gap closed not widened.

It's not one size fits all.

The answers don't come from Canberra, it is with us.

A productive discussion was held directly after the meeting between Jodi Broun, the Chief Executive Officer of the National Indigenous Australians Agency, Frank Daly, the Chief Executive Officer of the Northern Territory Department of the Chief Minister and Cabinet, and Dale Keehne, the Chief Executive Officer of the East Arnhem Regional Council.

We welcome that the CEOs of NIAA and NT CM&C stated they would be willing to enter into a Local Decision Making Agreement with the East Arnhem Regional Council. I also welcome the reflections and agreement on the need to ensure effective coordination and collaboration in agreement making processes between the multiple levels of government, and the need to work towards practical, achievable outcomes.

Of particular note in the Northern Territory was the Remote Service Delivery Strategy from 2009 to 2014, a tri-partite process in which 7 of the 9 East Arnhem Land communities were involved in extensive consultation and planning over many years to develop Local Implementation Plans, with only limited actual outcomes.

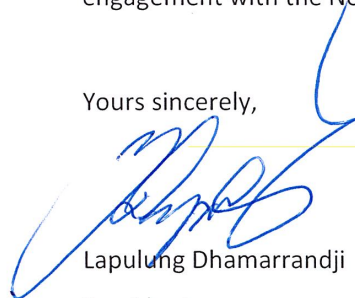
In the interests of achieving genuine and meaningful outcomes from any new whole of government planning process, Council has made the following resolution at its Ordinary Council Meeting on 31 August.

That Council endorses the development of a Local Decision Making Agreement with the Northern Territory and Australian Governments, based on:

- (a) The formal recognition of Council as East Arnhem Land's Aboriginal Controlled Local and Regional Government.
- (b) The formal recognition of the value of working in close collaboration and partnership to help hear and understand the range of voices of people of the region, and secure a commitment to work together in a flexible, creative and innovative way to achieve progress to address a range of different challenges over time.
- (c) Nationally consistent recognition of the role and value of Aboriginal Controlled Local and Regional Government, to help achieve real progress through Closing the Gap, Local Decision Making and, if successful the Local, Regional and National Indigenous Voice to Parliament and the Executive Arm of Government, through deep engagement with the range of Indigenous voices, and capacity to deliver quality and innovative programs, projects and initiatives.

As President of East Arnhem Regional Council, and on behalf of up to 126 Local and Regional representatives across East Arnhem Land, I look forward to formal engagement with the Northern Territory and Australian Governments.

Yours sincerely,



Lapulung Dhamarrandji

President

East Arnhem Regional Council



T 08 8986 8986
F 08 8986 8999
E info@eastarnhem.nt.gov.au
P PO Box 1060, Nhulunbuy NT 0881
W www.eastarnhem.nt.gov.au
ABN 92 334 301 078

8 September 2023

Jody Broun
Chief Executive Officer
National Indigenous Australians Agency
jody.broun@niaa.gov.au

Frank Daly
Chief Executive Officer
Department of the Chief Minister and Cabinet
frank.daly@nt.gov.au

Dear Jody and Frank,

Re: Youth, Justice, Law, Order and Support

I write following an important meeting held with on Saturday 5 August in the East Arnhem Land community of Yirrkala, between 15 Council and Local Authority representatives, and 15 Secretaries, CEOs and Deputy CEOs of Australian Government Departments, as well as the CEO of the Northern Territory Department of the Chief Minister and Cabinet, Frank Daly.

Council would like to express its gratitude to all the senior government officials who participated in this meeting, and the key support of NIAA CEO Jody Broun and the many NIAA staff who supported the engagement of so many significant agencies.

The issue of youth justice, law, order and support as one of the key points for discussion at the meeting. The specific discussion point raised was:

The creation of in-community facilities and programs to provide effective and coordinated engagement and support of young offenders, to provide them a pathway out of incarceration, and into a healthy life, training and employment.

At its Ordinary Council Meeting on 31 August Council also considered resolutions regarding the issue of youth justice, law, order and support made by the Yirrkala and Milingimbi Local Authorities.

Following discussion and consideration of the points made at the meeting of Senior Government officials and the particular resolutions of the two Local Authorities, Council made the following formal resolution.

That Council endorses the following actions to help address issues with youth justice, law and order across East Arnhem Land:

- (a) Calls on the Northern Territory Government for an increase in policing and an increase in Aboriginal Liaison Officers.
- (b) Calls for the establishment of a Justice and Mediation Committee in each community similar to established functions in areas of Northern Queensland and Yugal Mangi and Ngkurr.
- (c) Calls on urgent funding for Community CCTV and monitoring for Community Safety and include active monitoring.
- (d) Calls for the increased reporting by community members and local organisations of crime, and for further work to assess how to break down barriers to do this.
- (e) Calls for street lights to be repaired and new lights installed where needed, to improve community safety.
- (f) Calls for an increase in funding for Youth Sport and Recreation activities and Community Leaders to do more cultural activities for young people, for more engagement of young people.
- (g) Calls for the creation of in-community facilities and programs to provide effective and coordinated engagement and support of young offenders, to provide them a pathway out of incarceration, and into a healthy life, training and employment.
- (h) Include the following range of points made by Councillors and Local Authority Member representatives from across East Arnhem Land in correspondence on this important issue.

Need support, to get off VSA, drugs, alcohol, deal with trauma, sport and rec, training and jobs – but need to stay at the facility, or go back to detention or jail.

Links to building a stronger CDP.

Need to include support for much higher school attendance, and stronger Rapiirri, and have a real voice for the cultural leaders. Continue progress of NT judge connecting with authority of cultural leaders in Ramingining to take charge of young people in trouble.

Need to support parents to find ways to raise their kids strong, encourage the Government to reintroduce a program similar to the Federal Government ASSPA program of the 1990's and early 2000's, to provide financial incentive for parents to encourage improved school attendance.

Control of mobile phones.

Need for whole of government cooperation, with community, to make all this happen.

We need to find, to create another pathway. We need to work something out together. We are trying but we can do more. We are coming from two cultures, you need to listen to us.

The Local Authorities and Regional Council recognise the issue of youth justice, law, order and support is extremely difficult and complex.

They also recognise and the need for close collaboration between the Local Authorities, Regional Council, and the Northern Territory and Australian Governments, and all community and organisational stakeholders to address it.

We look forward to engaging with the Northern Territory and Australian Governments to discussing and develop a positive way forward.

Yours sincerely,



Dale Keehne

Chief Executive Officer



T 08 8986 8986
F 08 8986 8999
E info@eastarnhem.nt.gov.au
P PO Box 1060, Nhulunbuy NT 0881
W www.eastarnhem.nt.gov.au

ABN 92 334 301 078

8 September 2023

Hon Yingiya Guyula
Member for Mulka
Legislative Assembly of the
Northern Territory
electorate.mulka@nt.gov.au

Dear Yingiya,

Re: Youth, Justice, Law, Order and Support

At its Ordinary Council Meeting on 31 August Council considered resolutions made by the Yirrkala and Mililingimbi Local Authorities on the important issue of youth justice, law, order and support.

Following discussion and consideration of the particular resolutions of the two Local Authorities, Council made the following formal resolution.

That Council endorses the following actions to help address issues with youth justice, law and order across East Arnhem Land:

- (a) Calls on the Northern Territory Government for an increase in policing and an increase in Aboriginal Liaison Officers.
- (b) Calls for the establishment of a Justice and Mediation Committee in each community similar to established functions in areas of Northern Queensland and Yugal Mangi and Ngkurr.
- (c) Calls on urgent funding for Community CCTV and monitoring for Community Safety and include active monitoring.
- (d) Calls for the increased reporting by community members and local organisations of crime, and for further work to assess how to break down barriers to do this.
- (e) Calls for street lights to be repaired and new lights installed where needed, to improve community safety.
- (f) Calls for an increase in funding for Youth Sport and Recreation activities and Community Leaders to do more cultural activities for young people, for more engagement of young people.

(g) Calls for the creation of in-community facilities and programs to provide effective and coordinated engagement and support of young offenders, to provide them a pathway out of incarceration, and into a healthy life, training and employment.

(h) Include the following range of points made by Councillors and Local Authority Member representatives from across East Arnhem Land in correspondence on this important issue.

Need support, to get off VSA, drugs, alcohol, deal with trauma, sport and rec, training and jobs – but need to stay at the facility, or go back to detention or jail.

Links to building a stronger CDP.

Need to include support for much higher school attendance, and stronger Rapirri, and have a real voice for the cultural leaders. Continue progress of NT Judge connecting with authority of cultural leaders in Ramingining to take charge of young people in trouble.

Need to support parents to find ways to raise their kids strong, encourage the Government to reintroduce a program similar to the Federal Government ASSPA program of the 1990's and early 2000's, to provide financial incentive for parents to encourage improved school attendance.

Control of mobile phones.

Need for whole of government cooperation, with community, to make all this happen.

We need to find, to create another pathway. We need to work something out together. We are trying but we can do more. We are coming from two cultures, you need to listen to us.

(i) Calls on the Independent Member for Mulka to meaningfully advocate for the above.

Council recognises and values your significant role as the Member of the Legislative Assembly for the Mulka electorate. In turn it seeks your advocacy and support for the very difficult issue of youth justice, law, order and support.

Yours sincerely,



Dale Keehne

Chief Executive Officer



T 08 8986 8986
F 08 8986 8999
E info@eastarnhem.nt.gov.au
P PO Box 1060, Nhulunbuy NT 0881
W www.eastarnhem.nt.gov.au
ABN 92 334 301 078

8 September 2023

Hon Natasha Fyles
Chief Minister
Chief.minister@nt.gov.au

Hon Linda Burney
Minister for Indigenous Australians
ministerburney@ia.pm.gov.au

Hon Malarndirri McCarthy
Senator for the Northern Territory
Assistant Minister for Indigenous Australians
Senator.Mccarthy@aph.gov.au

Dear Chief Minister and Ministers,

I write following a decision of the East Arnhem Regional Council that met last week on the important issues of kava and alcohol.

The Local Authorities and Regional Council have been considering and making decisions over the last two years to oppose the introduction of the sale of alcohol, and calling for thorough consultation on the possible regulated sale and of kava, and management of its impacts, by the respective communities and homeland areas of East Arnhem Land.

The series of relevant Local Authority and Regional Council resolutions regarding the legal sale of kava and alcohol are detailed in Attachment A.

The Local Authorities and Council have been advised over the last two months that the Department of Chief Minister and Cabinet has commenced funding the development of consultation materials on these issues, however to date no consultation has actually commenced.

At its most recent meeting on 31 August 2023 Council resolved to call for me as CEO to *'contact the Chief Minister of the Northern Territory to inform her that East Arnhem Regional Council requires immediate action on clarifying the kava and alcohol situation'*.

I have also written to yourselves Minister Burney and Assistant Minister and Senator McCarthy, in recognition of the significant role of the Australian Government and the need for effective cross-government collaboration to gain progress on this matter.

Council looks forward to your response.



Dale Keehne

Chief Executive Officer

Attachment A**Local Authority and Regional Council Resolutions Regarding
the Legal Sale of Kava and Alcohol****23 February 2023 Ordinary Council Meeting Resolution**

That Council:

- (a) Notes the report.*
- (b) Writes a letter to Mayor Matt Patterson expressing its support of Alice Springs Town Council actions that have led to the return of Alcohol restrictions.*
- (c) Writes a letter to the Northern Territory Government acknowledging their actions to legislate new alcohol reforms and reiterate the resolutions of all Local Authorities and Council supporting the non-introduction of Alcohol in East Arnhem Land.*
- (d) Reiterate the resolutions of all Local Authorities and Council supporting the non-introduction of Alcohol in East Arnhem Land and in relation to the possible sale of Kava.*
- (e) Supports the development of comprehensive Community Safety Action Plans, including the provision of information of the current status of the actual use of all substances across the Region, and health education.*

30 June 2022 Ordinary Council Meeting Resolution

That Council:

Calls on the Northern Territory and Australian Governments to;

- a) Work with the Local Authorities and Regional Council to ensure genuine and thorough consultation and engagement with, and understanding of, all communities and homelands of East Arnhem Land, on the important and pressing issues of the possible introduction of the legal sale of kava and alcohol and support the leadership of the President on this issue.*
- b) Advise the Northern Territory and Australian Governments of the very strong position across Local Authorities and Council to oppose the introduction of the legal sale of alcohol to prevent the massive social and health affects it will bring; and*
- c) There is a need to focus on the issue of kava and consideration across the many communities and homelands across East Arnhem whether to approve it's legal sale, where, and if so, how that would be managed to properly deal with the health and social impacts on families and work, and that any profits go to the benefit of communities and homelands.*

May 2022 Local Authority Meetings Resolutions.

Unified resolution to:

Call on the Northern Territory and Australian Governments to work with the Local Authorities and Regional Council to ensure genuine and thorough consultation and engagement with and understanding of all communities and homelands of East Arnhem Land, on the important and pressing issues of the possible introduction of the legal sale of kava and alcohol.

The Angurugu and Umbakumba Local Authorities strengthened the resolution further by adding "and support the leadership of the President on this issue".

GENERAL BUSINESS

ITEM NUMBER	8.2
TITLE	Youth, Sport and Recreation Community Update
REFERENCE	1817794
AUTHOR	Peter Dunkley, Regional Manager Youth Sports and Recreation

**SUMMARY**

This report sets out to highlight Youth, Sport and Recreation staffing updates, events, activities, successes and challenges in your community.

BACKGROUND

The Youth, Sport and Recreation program aims to strengthen young people, helping them live happy, healthy lives. As such, we deliver a range of funded activities and programs which strengthen and support their connection to body, mind, kinship and culture.

GENERAL

The Youth, Sport and Recreation program seeks input, feedback and support from the Local Authority in an effort to continually improve what we do. Please note the following updates for Youth, Sport and Recreation in your community.

- Community staffing update.
- Current after School hour's programs.
- School holiday programs.
- Upcoming events.
- Remote Sports Program (formal and informal competition, visits from peak sporting bodies).
- Youth Diversion (Yirrkala/Gunyangara, Milingimbi, Ramingining, Gapuwiyak).
- Program success / challenges.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That the Local Authority notes the Youth Sport and Recreation report.

ATTACHMENTS:

There are no attachments to this report.

GENERAL BUSINESS



ITEM NUMBER	8.3
TITLE	Council Operation Manager Report
REFERENCE	1812405
AUTHOR	Adam Johnson, Council Operations Manager

SUMMARY

This report is provided by the Council Operations Manager at every Local Authority Meeting to provide information or updates to members.

BACKGROUND

In line with Guideline 1: local Authorities it is a requirement for a report to be included on Service delivery issues in the Local Authority area.

GENERAL

Municipal Services team has successfully installed three new speed humps at strategic locations within the Gunyangara community for enhanced road safety. These are located near the store, the Gumatj office, and the playground area.

Additional solar lights have been placed along the causeway to improve night visibility. This enhancement aims to ensure safer night time travel for community members walking to and from Gunyangara.

Civil construction efforts are underway along Drimmie Head Road to fill in pot holes in preparation for the upcoming wet season.

Community residents are encouraged to place hard waste outside their fenced yard areas for easier access by the Municipal Services team. Exceptions will be made for the elderly or those unable to place waste outside their fenced areas.

The waste transfer station is operational with two green skip bins designated for general waste. Additionally, signed bay areas are available for the disposal of specialized items such as tyres, white goods, and green waste.

The Cash for Cans initiative is gaining traction; more community members are requesting recycle bags. 'Keep Australia Beautiful' team also visited the local school to encourage proper waste disposal. A recycle cage has been set up at the school, with generated funds to be redirected back to the school for resources and equipment.

The Community Night Patrol (CNP) team is showing positive teamwork dynamics; regular debriefings and open communication channels are contributing to this improvement.

A casual position is open in Gunyangara, and one candidate is in the process of securing an interview.

Community Night Patrol team has been actively involved in community events, including the East Arnhem Live on August 25, 2023, and local NAIDOC day celebrations. Plans are being considered for a monthly BBQ event at community gathering points to foster stronger relationships with local youth and residents.

There have been two incidents involving threats of self-harm within the community. The CNP team effectively coordinated with the police and ambulance services to provide the necessary support to the affected individuals. CNP has been utilizing the Sobering Up

Shelter as an alternative for intoxicated individuals, with nine clients referred in recent months.

There have also been challenges, namely CNP team member attendance inconsistencies due to personal reasons or ceremonies are noted. Youth are increasingly ignoring advice from CNP team members, particularly around the Gumatj office area where free Wi-Fi is available.

Regular consultations are scheduled with North Australian Aboriginal Justice Agency concerning legal procedures related to mandatory reporting and duty of care.

CNP Coordinator Renee and team member Kaufusi have completed Fire Warden training, while team members Katrina and Arlene have completed their First Aid course.

An event for the Youth Action Plan took place recently, featuring a bbq and led screen entertainment, although attendance was relatively low.

By addressing infrastructure needs, promoting waste management, and enhancing community safety through Community Night Patrol, East Arnhem Regional Council is committed to the ongoing improvement and well-being of the Gunyangara Community.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That Council notes the Council Operations Manager report.

ATTACHMENTS:

There are no attachments to this report.

GENERAL BUSINESS



ITEM NUMBER	8.4
TITLE	Local Authority Policy
REFERENCE	1819123
AUTHOR	Chloe Irlam, Governance and Compliance Officer

SUMMARY

Due to a recent update within the *Local Government Act 2019* and the Guidelines, the Local Authority Policy has been updated and must get approval for publication by the Local Authorities and Council.

BACKGROUND

The updated *Guideline 1: Local Authorities* was brought into effect by the Minister for Local Government on 08 August 2023. Subsequently, the East Arnhem Regional Council Local Authority Policy has been updated to reflect these changes.

GENERAL

In response to the updated Act and Guidelines, the Local Authority Policy has been updated.

The key changes to the previous Policy are as follows:

- Meeting count per financial year:
 - Provisional meetings of Local Authorities may be counted to satisfy the minimum number of meetings (4) per financial year.
- Proxies introduced:
 - A Local Authority may recommend to the Council that proxies are allowed. A proxy membership has the authority to represent someone else.
- Minimum one Councilor per Local Authority Meeting:
 - There must be, at a minimum, one (1) Councillor present in every Local Authority Meeting.
- Remuneration:
 - Local Authority Member sitting fees are now based on the length of time the meeting is held for.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That the Local Authority notes the Local Authority Policy.

ATTACHMENTS:

- 1  Local Authority Policy_September 2023.pdf
- 2  Guideline 1 - Local Authorities.pdf



Local Authority Policy

Policy Number	GOV/000
Policy Category	Governance
Responsibility	Corporate Services Manager
Council decision (reference/date) or CEO Adoption:	Reference & Date approved by Council
Date to take effect:	
Legislative reference:	Local Government Act 2019 Guideline 1: Local Authorities Northern Territory Remuneration Tribunal
Policy reference:	LGA8.7 – (Specific Part of an Act/Legislation/Regulation)
Next Review date:	Date of Next review – annual/ 2years/4years

1. Purpose

The purpose of this policy is to clarify the East Arnhem Regional Council's (EARC) commitment to upholding the Local Authorities and enabling them to provide vital community representation. To achieve this, EARC will ensure that the Local Authorities are valued resources and receive adequate support and recognition from both the council and the community.

2. Definitions

The Act	Local Government Act. 2019
Appointed Member	A member of a Local Authority
Elected Member	Elected representatives of a ward (Councillors)
Councillor	Elected member of the EARC
Eligibility	Nominee must be a permanent resident of the community
Quorum	Majority of Local Authority Members
Provisional	Meeting where requirements of quorum are not met but one third of the members are present
LA	Local Authority
CEO	Chief Executive Officer
COM	Council Operations Manager
EARC	East Arnhem Regional Council
Council	East Arnhem Regional Council

3. Principle

The following principles will be followed:

- East Arnhem Regional Council will actively and sufficient support and genuinely engage with Local Authorities;
- Local Authorities will actively engage with and support Council;
- Local Authorities are an advisory body to Council;
- To ensure that the legislative requirements of the *Local Government Act 2019* and Guideline 1: Local Authorities, are met;
- To provide guidance to Council staff and Local Authority members on how to run Local Authority Meetings; and
- To ensure Local Authorities are empowered to make decisions for their communities through an effective Governance Structure. This will lead to improved outcomes for the EARC Community residents.

Local Authority Policy

4. Application of policy

4.1 Local Authority Functions

The functions of the Local Authorities are stated in the Northern Territory *Local Government Act, 2019*, Section 78:

- Involve local communities more closely in issues related to local government;
- Ensure that local communities are given an opportunity to express their opinions on questions affecting local government;
- Allow local communities a voice in the formulation of policies for the locality as well as policies for the area and region;
- Take the views of local communities back to the Council and act as advocates on their behalf;
- Contribute to the development of the relevant regional plan;
- Make recommendations to the Council in relation to the Council's budget and the part of the Council's area within which the Local Authority performs its functions;
- Endorse the cemetery plan and cemetery policies for each public cemetery and community cemetery located within the authority's area; and
- Perform other functions assigned to the Local Authority by the Minister, in accordance with any Guidelines that the Minister may make.

N.B. A Local Authority must comply with any guidelines that the Minister may make and is subject to control and direction by the Council, subject to any guidelines that the Minister may make.

4.2 Locations

Local Authorities will be established in the Communities listed in the schedule of Guideline 1: Local Authorities. The Council will determine the Local Authority areas which include in the Community and surrounding area.

East Arnhem Regional Council Local Authorities:

Community	#meetings p/a	Chair	# members	Cr. Apt.	Proxies?
Angurugu	6	Resolved Per Meeting	14	2	Allowed
Galiwin'ku	6	Resolved Per Meeting	14	3	Allowed
Gapuwiya	6	Resolved Per Meeting	14	2	Allowed
Gunyangara	6	Resolved Per Meeting	14	3	Allowed
Milingimbi	6	Appointed	14	2	Allowed
Milyakburra	6	Resolved Per Meeting	14	2	Allowed
Ramingining	6	Appointed	14	2	Allowed
Umbakumba	6	Resolved Per Meeting	14	2	Allowed
Yirrkala	6	Resolved Per Meeting	14	3	Allowed

4.3 Meetings Per Annum

As per the Guideline, the CEO must ensure that at least four (4) meetings for each Local Authority are held in the financial year. Provisional meetings of Local Authorities may be counted to satisfy the minimum number of meetings.

Local Authority Policy

5. Membership

5.1 Membership size

Local Authorities must have representation from key groups in the community. The Act mandates that at least one (1) Elected Member of the Council from each Ward be appointed to their respective Local Authorities by way of resolution. Other members of the community within the local authority's area are also required to make up the rest of the local authority.

The Council must appoint the members mentioned in accordance with any guidelines that the minister may make.

The number of members a Local Authority may have is a minimum of six (6) members and up to a maximum of fourteen (14) members. Different local authorities may have different numbers of members.

Council must keep a register, accessible to the public, of the following information in relation to each member of a local authority:

- Member name
- Date of appointment
- LA member represents
- Council member or community member
- Date of cessation of membership

5.2 Nominations and Appointment for Membership

5.2.1 Call for Nominations

In the event of a vacancy existing on a Local Authority, community members are invited to submit their applications for membership. The nominations received will be an item in the next scheduled Local Authority meeting.

5.2.2 Eligibility for Membership

If you reside in the Ward, have strong connections with the community within the Local Authority's jurisdiction, and are 18 years or above, you can nominate yourself or another person for Local Authority membership. Fill out a nomination form and submit it to the Council Operations Manager (COM). The Local Authority and Council will review for consideration.

5.2.3 Selection Process

The nominations received will be considered during the next scheduled Local Authority meeting. Following this, the nominations will be brought to the next Ordinary Meeting of Council for approval of appointment. It is important to note that the appointment to the Local Authority is solely at the discretion of East Arnhem Regional Council. The Council will assess all nominations and appoint the most suitable candidate for the vacancy via a resolution, taking into consideration the recommendations of the Local Authority. The assessment and appointment process will be a separate agenda item discussed during the Council Meeting.

5.2.4 Proxy Membership

A Local Authority may recommend to the Council that proxies are allowed. A proxy membership has the authority to represent someone else.

A proxy membership can only substitute for each Local Authority member at a maximum of two (2) meetings in a financial year.

Local Authority Policy

Appointment of a proxy for a meeting should be notified to the Council Operations Manager (COM) at least two (2) days before a meeting. The COM will provide a briefing to the proxy member including:

- Minutes from the previous meeting;
- Current Agenda items for discussion;
- An outline of the role and expectations of a Local Authority member.

5.3 Resignation and Revocation of Membership

Local Authority members shall have the same character and integrity requirements as Elected Members. Local Authority members cease being members if any of the s47(1) *Local Government Act 2019* prescribed criteria becomes applicable to them with the exception of s47(1)(d).

When a member resigns in writing or the appointment is revoked by the Council, a previously appointed membership position becomes vacant on the Local Authority.

Additionally, the Council must take into account specific circumstances that may lead to the revocation of an appointed member's position, which include:

- Dereliction of obligations under the Local Government Act, Guideline, EARC Policy, and Code of Conduct;
- Committing a criminal offense and receiving a custodial sentence;
- Leaving the local authority area for a period of three (3) months or more;
- Being absent from two (2) consecutive meetings of the local authority

6. Local Authority Procedure

6.1 Ordinary Local Authority Meetings

Below are the guidelines for when conducting Local Authority Meetings:

- A minimum of four (4) meeting must be held every financial year;
- The Local Authority should elect a chair at the initial meeting;
- The quorum for a Local Authority Meeting is half plus one (1) of its total members;
- For a provisional meeting, one-third (1/3) of the Local Authority members must be present;
- The Local Authority is supported by the Council staff who will provide secretarial assistance and advice the Chair and Members;
- Meeting notices with draft Agendas must be advertised at least three (3) days before the meeting; and
- Council has override provisions and can direct the Local Authority.

6.1.1 Reporting

- Local Authority members will advise on strategic matters only, not operational;
- Council discusses both Local Authority reports and the management responses and decides on actions through the 'Action List'; and
- Local Authority Members report to their Community about their advice to Council and take Community views to Council.

6.1.2 Chairperson

Each individual Local Authority chooses a Chairperson from its members, who can serve for a specific period or for each Local Authority meeting. Changes to the Chairperson can only be made with a quorum present to ensure fairness and that the selection process is done democratically. Having a Chairperson for

Local Authority Policy

each Local Authority ensures efficient and effective meetings. The Local Authority decides who will serve as Chairperson and informs EARC of their choice.

6.1.3 Administrative Support

Local authorities play an advisory role to Council. This implies that decisions taken regarding Council activities must be approved by Council Members.

At least one (1) of the Councillors who were appointed to their respective wards are required to attend the local authority meetings within their wards. There must be, at a minimum, one (1) Councillor present in every Local Authority Meeting.

The council is responsible for providing the necessary resources to the secretariat, ensuring that local authorities function adequately. Council staff maintain and report through local authority minutes to ensure that concerns raised by local authorities are addressed.

6.1.4 Provisional Local Authority Meeting where quorum not present

If a quorum isn't reached for a meeting, but at least one-third (1/3) of the total number of Local Authority members are present, a provisional meeting may be held.

Provisional meetings operate very similarly to an ordinary meeting, however a few differences and limitations do arise:

- During a provisional meeting, all Agenda items may be discussed and minutes must be kept;
- Members at the provisional meeting may, by majority vote, make recommendations to Council. This recommendation must be specifically qualified as a recommendation of a provisional meeting;
- A provisional meeting may **not** approve the minutes of an Ordinary Local Authority Meeting, but they may approve the minutes of a previous provisional meeting;
- An ordinary Local Authority can ratify a provisional decision at a subsequent Local Authority Meeting, and if it chooses to do so, it becomes a decision of the Local Authority;
- A provisional meeting does not have the same powers or functions which Council may have delegated to the Local Authority; and
- Members present at the provisional meeting are entitled to the regular sitting fees.

6.1.5 Special Local Authority Meetings

Additional Local Authority Meetings can be convened by the Chief Executive Officer in adherence to a decision of the Council, or by request of the Local Authority Chairperson. These meetings are subject to the *Local Government Act 2019* requirements, which include agenda items/contents, minutes, and deadlines.

Special Local Authority Meetings are held to discuss important or extraordinary issues that cannot wait until the next scheduled Ordinary Local Authority Meeting. Council may request the Local Authority to meet on a matter(s) that the Council deems to be in the best interests of the Local Authority and/or the community. Approval for holding extraordinary meetings by a Local Authority is necessary in all respects.

It is crucial to ensure that all Local Authority Meetings are conducted in a professional and organized manner. By adhering to the requirements set out in the *Local Government Act 2019*, the Local Authority can make sound decisions that benefit the community. Therefore, Local Authorities must make every effort to follow the rules and regulations set out in the Act to ensure that all meetings are productive and successful.

6.1.6 Confidential Local Authority Meetings

Confidentiality is a crucial aspect of many meetings, particularly those involving sensitive topics or information. To ensure that confidentiality is maintained, it is common practice to ask any non-essential attendees, such as visitors, guest speakers, or staff members, to wait outside the meeting room while

Local Authority Policy

confidential matters are being discussed. This helps to ensure that only those who need to be privy to the information are present, reducing the risk of leaks or breaches of confidentiality.

When attendees are asked to step out of the meeting, it is important to record the time that they leave and return. This is typically done in the meeting's minutes, which serve as a record of what was discussed and decided upon during the meeting. By noting the time that non-essential attendees stepped out and returned, the minutes provide a clear record of who was present during confidential discussions, which can be important for future reference or legal purposes.

Overall, maintaining confidentiality is an important responsibility for all attendees of a meeting, and taking steps such as asking non-essential attendees to step out can help to ensure that sensitive information remains secure.

6.2 Local Authority Meeting Agenda Items

Local Authority Meeting Agendas **must** comply with Guideline 1: Local Authorities, specifically s10(1)(2).

The Agenda must be prepared in consultation with the Chairperson of the Local Authority and include the following:

- Any declarations of interest;
- Previous minutes;
- Items requested by members;
- A report from the CEO (or delegate);
- Visitor presentations;
- General business;
- Community questions

Annually, the Agenda must include;

- The Council's Annual Report for the previous financial year;
- The Councils proposed Regional Plan for the upcoming financial year;
- The Councils budget for proposed projects for the Local Authority area for the upcoming financial year;
- Any relevant community plans.

6.3 Remuneration

Local Authority member allowance is a payment provided to members of the Local Authority for attending meetings. This payment is governed by the Local Government Act 2019 and its statutory instruments. Councils are responsible for ensuring that the payment of Local Authority member allowances is done in accordance with the legislation.

It is important to note that council staff who attend meetings as Local Authority members during their normal work hours will not receive a Local Authority member allowance. However, if a meeting is held outside of their normal work hours, or they are on leave, they may be entitled to the allowance.

Council members are not eligible for Local Authority member allowance payments for attending Local Authority meetings or provisional meetings.

Eligible members, including proxy and provisional members, can receive a local authority payment determined by the Remuneration Tribunal if they meet certain requirements. These requirements include complying with the guidelines and being present for at least 75% of the scheduled meeting time.

The Northern Territory Remuneration Tribunal's Determination of Allowances for Members of Local Government Authorities (determination No. 1 of 2023) has been set as below.

Local Authority Policy

Chairperson Entitlement:

If the meeting is held up to 2 hours	\$300
If the meeting is held between 2 and 4 hours	\$450
If the meeting held for more than 4 hours	\$600

Local Authority Members Entitlement:

If the meeting is held up to 2 hours	\$200
If the meeting is held between 2 and 4 hours	\$300
If the meeting held for more than 4 hours	\$400

5. Version

Version	Decision Number	Adoption date	History

Guideline 1: Local Authorities

Contents

1	Title.....	2
2	Commencement.....	2
3	Definitions	2
4	Establishing and maintaining local authorities	2
5	Local authority members	2
6	Policy for appointments and resignations	3
7	Minimum number of meetings	3
9	Local authority payments	3
10	Local authority meetings	4
11	Provisional meetings	4
13	Reporting	5
	Schedule.....	6

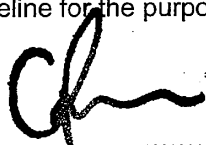
Guideline 1: Local Authorities

LOCAL GOVERNMENT GUIDELINE NO. 1

Local Government Act 2019

Making of Guideline

I, Chanston James Paech, Minister for Local Government, under section 342 of the *Local Government Act 2019*, hereby make this Guideline for the purposes of the Act.



Minister for Local Government

8 / 8 / 2023

Guideline 1: Local Authorities

1 Title

- 1.1 This Guideline is titled *Guideline 1: Local Authorities*.

2 Commencement

- 2.1 This Guideline commences on the day after it is made by the Minister for Local Government. All previous versions of this Guideline are revoked.

3 Definitions

For the purposes of this Guideline:

Act means the *Local Government Act 2019*.

council means a council for a region.

member means a local authority member.

provisional member is a member nominated by the local authority and awaiting ratification by council.

provisional decision means a decision, by majority vote, made by the members at a provisional meeting (see clause 11.5).

provisional meeting means, at the time and place set for a local authority meeting when a quorum has not been established, at least one third of members are present and agree to hold a meeting (see clause 11.1).

4 Establishing and maintaining local authorities

- 4.1 A council must establish and maintain the local authorities for the council listed in the Schedule to this Guideline.
- 4.2 A council must determine the area for each of its local authorities.
- 4.3 While area boundaries are defined it is acknowledged that initiatives that deliver community outcomes may cross boundaries.

5 Local authority members

- 5.1 The council will consider recommendations from the local authority on its composition and membership of the local authority. A council must resolve the number of members for each local authority.
- 5.2 There must be at least 6 members and a maximum of 14 members for each local authority, unless the Minister approves a different maximum number of members for a particular local authority. Different local authorities of a council may have different numbers of members.
- 5.3 A local authority may recommend for consideration by the council, different categories of membership or representation at meetings (such as associate membership, stakeholder representation, honorary membership, observers; or specific representation from certain groups such as Traditional Owners, clans, young people, women).
- 5.4 A council must keep a register, accessible on the council's website and at the council's public office, of the following information in relation to each current member of a local authority:
- (a) the member's name;
 - (b) the date of appointment;
 - (c) the local authority the member represents;
 - (d) whether the member is a council member or otherwise a community member;
 - (e) the date of the cessation of the member's membership (if applicable).

Guideline 1: Local Authorities

6 Policy for appointments and resignations

- 6.1** A council must have a policy for its local authorities that provides for the following:
- (a) calling for nominations as soon as practicable after a vacancy arises;
 - (b) how the call for nominations is to be advertised and promoted so that residents of the local authority area know about it, know who to give a nomination to and when nominations close;
 - (c) consideration of the nominations received, which must be an item of business at the first ordinary meeting of the council after nominations close;
 - (d) the selection process for local authority members;
 - (e) how it takes into account the recommendations of the local authority;
 - (f) the selection process and term of appointment of the chairperson, including the option of a rotating chairperson;
 - (g) the process for the resignation of a member in writing;
 - (h) how, and in what circumstances, appointment of a member may be revoked or otherwise cease (such as non-attendance).
- 6.2** The local authority may resolve to endorse provisional membership for any vacancies at an ordinary meeting or a provisional meeting. Provisional membership will count for the purposes of quorum but must subsequently be ratified by council.

7 Minimum number of meetings

- 7.1** The CEO must ensure that at least 4 meetings for each local authority are held in a financial year, unless the local authority resolves to meet less than 4 times a year and the lesser number of meetings is ratified by council.
- 7.2** Provisional meetings may be counted to satisfy the minimum number of meetings.

8 Proxy membership

- 8.1** A local authority may recommend to the council that proxies are allowed.
- 8.2** Where a local authority and the council agree to proxy membership, a proxy can only substitute for each local authority member at a maximum of 2 meetings in a financial year.
- 8.3** Appointment of a proxy for a meeting should be notified to council at least 2 days before a meeting. Council will provide a briefing to the proxy member, including:
- minutes from the previous meeting;
 - current agenda items for discussion;
 - an outline of the role and expectations of a local authority member.

9 Local authority payments

- 9.1** Eligible members, including proxy and provisional members, are entitled to the respective local authority payment as determined by the Remuneration Tribunal if they comply with the requirements of this guideline and are present for at least 75 per cent of the scheduled meeting time for which the meeting payment is claimed.
- 9.2** To access the Remuneration Tribunal's Determination of Allowances for Members of Local Government Authorities, visit cmc.nt.gov.au.
- 9.3** Council members are not eligible for a local authority payment in relation to attending local authority meetings or provisional meetings but may be entitled to claim extra meeting allowance.

Guideline 1: Local Authorities

10 Local authority meetings

10.1 The agenda for local authority meetings must be prepared in consultation with the chairperson of the local authority and include the following:

- (a) any declarations of conflicts of interest by members;
- (b) previous minutes;
- (c) items requested by members;
- (d) a report from the CEO (or delegate) on all local authority matters before council; including a progress and financial report on local authority projects and a report on current council services and projects in the local authority area;
- (e) visitor presentations;
- (f) general business and community questions.

10.2 Once in each financial year, a local authority agenda must include a review of:

- (a) the council's annual report for the previous financial year;
- (b) the council's proposed regional plan for the next financial year;
- (c) the council's budget for proposed projects for the local authority area for the next financial year;
- (d) community plans of the council or local authority where they exist.

10.3 The minutes of a local authority meeting must record decisions taken.

Notes for clause 10

- 1 Section 97(3) of the Act requires that notice convening a local authority meeting, which includes the agenda, must be publicly available on the council's website and at the council's public office.
- 2 Section 102(2) of the Act requires that a copy of local authority minutes must be publicly available on the council's website and at the council's public office within 10 business days after the date of the meeting.

11 Provisional meetings

11.1 If there is no quorum for a local authority meeting, but one third of total members are present, the members who are present may hold a **provisional meeting**.

Example for clause 11.1

If there are 9 total members of a local authority and 6 members are unable to attend, the 3 members who are present may agree to hold a provisional meeting.

11.2 A provisional meeting does not have the powers or functions that the council may have delegated to the local authority.

11.3 During a provisional meeting, all agenda items may be discussed. Minutes must be taken and the minutes must clearly state that it was a provisional meeting.

11.4 Members at a provisional meeting can confirm the minutes of a previous provisional meeting. However, members at a provisional meeting cannot confirm the minutes of a previous local authority meeting.

11.5 Members at a provisional meeting may, by majority vote, make recommendations to the council, provided any such recommendations are qualified as being a decision of the members at a provisional meeting (**provisional decision**).

11.6 The minutes of a provisional meeting must identify decisions taken as provisional decisions.

11.7 A copy of the minutes from provisional meetings must, within 10 business days after the date of the meeting, be available to the public on the council's website and

Page 4 of 6

Guideline 1: Local authorities

Guideline 1: Local Authorities

at the council's public office.

- 11.8** A local authority meeting can confirm the minutes of a provisional meeting.
- 11.9** A local authority can ratify a provisional decision at a subsequent local authority meeting, and if it chooses to do so, it becomes a decision of the local authority.

12 Consideration of draft local authority minutes by council

- 12.1** Draft minutes and items for attention from local authority meetings, including provisional meetings, must be tabled at the next ordinary meeting of the council and included in the agenda.

Note for clause 12.1

Sections 101(4) and 101(5) of the Act have an equivalent requirement for local authority meetings.

- 12.2** The council's response to the draft minutes from local authority meetings must be recorded in the minutes of the meeting of the council.

Note for clause 12.2

Section 101(5) of the Act has an equivalent requirement for local authority meetings.

13 Reporting

- 13.1** The council must decide on and report back to the local authority on its response to the meeting minutes and items raised for attention.

Note for clause 13.1

Section 40 of the Act provides that a council may delegate its powers and functions to a local authority, except where a council resolution is required under the Act.

Guideline 1: Local Authorities

Schedule

Local authorities to be established and maintained by councils:

Barkly Regional Council:

1. Ali Curung
2. Alupurrurulam
3. Ampilatwatja
4. Arlparra
5. Elliott
6. Tennant Creek
7. Wutunugurra (Epenarra)

Central Desert Regional Council:

8. Anmatjere (Nturiya, Pmara Jutunta, Wilora, Ti Tree)
9. Atitjere
10. Engawala
11. Lajamanu
12. Laramba
13. Nyirripi
14. Willowra
15. Yuelamu
16. Yuendumu

East Arnhem Regional Council:

17. Angurugu
18. Galiwin'ku
19. Gapuwiyak
20. Gunyangara
21. Milingimbi
22. Milyakburra
23. Ramingining
24. Umbakumba
25. Yirrkala

MacDonnell Regional Council:

26. Amoonguna
27. Areyonga
28. Finke (Aputula)
29. Haasts Bluff (Ikuntji)
30. Hermannsburg (Ntaria)
31. Imanpa
32. Kaltukatjara (Docker River)
33. Kintore (Walungurru)
34. Mt Liebig (Amundurrngu)
35. Papunya
36. Santa Teresa (Ltyentye Apurte)
37. Titjikala
38. Wallace Rockhole

Roper Gulf Regional Council:

39. Barunga
40. Beswick (Wugularr)
41. Borroloola
42. Bulman
43. Jilkminggan
44. Manyallaluk (Eva Valley)
45. Mataranka
46. Minyerri (Hodgson Downs)
47. Ngukurr
48. Numbulwar
49. Robinson River
50. Urapunga

Tiwi Islands Regional Council:

51. Milikapiti
52. Pirlangimpi
53. Wurrumiyanga (Nguu)

Victoria Daly Regional Council:

54. Amanbidji
55. Bulla
56. Kalkaringi / Dagaragu
57. Nauiyu (Daly River)
58. Pine Creek
59. Timber Creek
60. Yarralin / Pigeon Hole

West Arnhem Regional Council:

61. Gunbalanya (Oenpelli)
62. Maningrida
63. Minjilang
64. Warruwi

West Daly Regional Council:

65. Nganmarriyanga
66. Peppimenarti
67. Wadeye

GENERAL BUSINESS

ITEM NUMBER 8.5
TITLE Corporate Services Report
REFERENCE 1805390
AUTHOR Michael Freeman, Corporate Services Manager

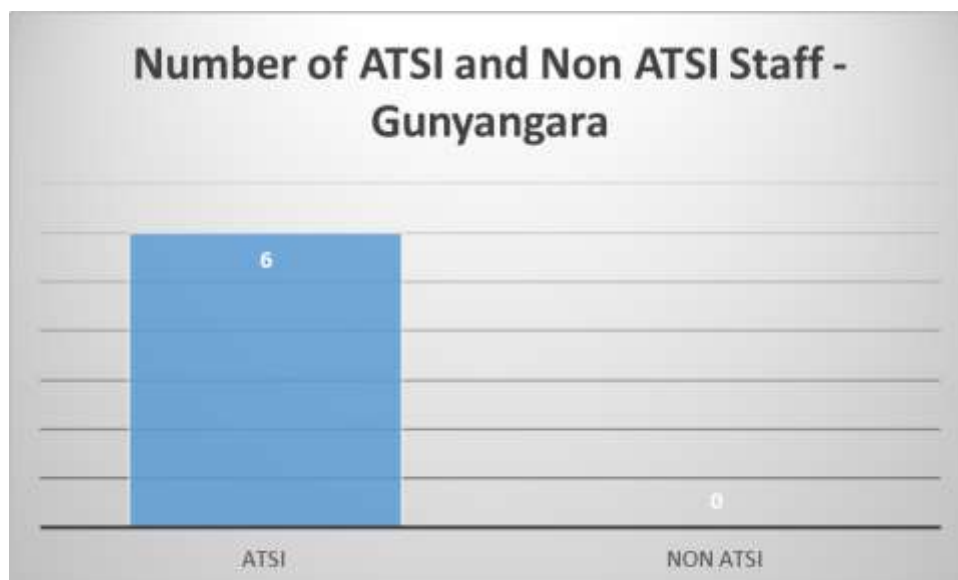
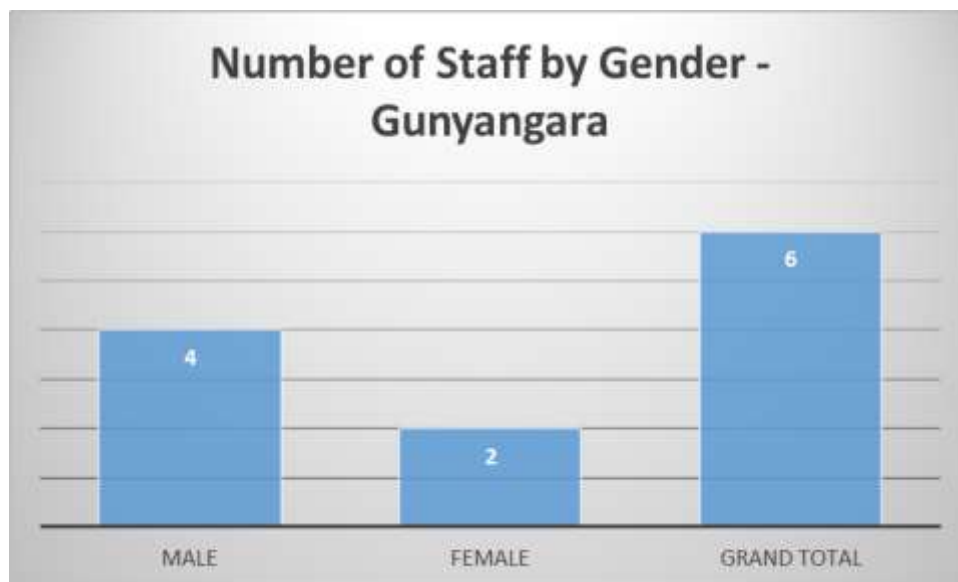
**SUMMARY**

This report presents the financials plus employment statistics as of 31 August 2023 within the Local Authority area.

BACKGROUND

Local Authorities need to consider the Finance Report carefully as it details the current actual figures against the budget for the Local Authority area. Also the report details the number of staff against the different service areas.

GENERALEmployee Statistics



Vacancies as of 31 August 2023:

There are no vacancies as of 31 August 2023 in Gunyangara.

The report author does not have a conflict of interest in this matter (Section 179 of the Act).

RECOMMENDATION

That the Local Authority receives the Financial and Employment information as of 31 August 2023.

ATTACHMENTS:

1 [↓](#) INCOME AND EXPENSE - Gunyangara.pdf

EACH REPORTING LOCATION INCOME AND EXPENSE STATEMENT YEAR TO DATE 31 AUGUST 2023	Gunyangara		
	ACTUALS YTD	BUDGET YTD	VARIANCE YTD
OPERATING REVENUE			
Grants	-	67,418	(67,418)
User Charges and Fees	360	250	110
Rates and Annual Charges	-	-	-
Other Operating Revenues	171	617	(446)
Council Internal Allocations	(6,292)	-	(6,292)
Untied Revenue Allocation	86,378	86,378	-
TOTAL OPERATING REVENUES	80,616	154,663	(74,047)
OPERATING EXPENSES			
Employee Expenses	50,976	70,677	(19,701)
Materials and Contracts	4,973	220,568	(215,594)
Council Committee & LA Allowance	-	5,800	(5,800)
Other Operating Expenses	16,819	104,620	(87,801)
Council Internal Allocations	32,666	32,666	-
TOTAL OPERATING EXPENSES	105,435	434,331	(328,896)
OPERATING SURPLUS / (DEFICIT)	(24,819)	(279,668)	254,850
Less Additional Outflows			
Capital Expenses	-	-	-
Transfer to Reserves	-	(532)	532
TOTAL ADDITIONAL OUTFLOWS	-	(532)	532
NET SURPLUS / (DEFICIT)	(24,819)	(280,200)	255,382
Add Additional Inflows			
Carried Forward Grants Revenue	122,159	76,501	45,658
Transfer from Reserves	-	282,030	(282,030)
TOTAL ADDITIONAL INFLOWS	122,159	358,531	(236,372)
NET OPERATING POSITION - SURPLUS / (DEFICIT)	97,341	78,331	19,009
			(0)