



**Minutes  
Special Council Meeting  
23<sup>rd</sup> January 2018**

UNCONFIRMED

MINUTES of the SPECIAL Meeting of the Council held  
in the Council Chambers at the Shire Administration  
Office – Prinsep Street Norseman on the 23<sup>rd</sup> January  
2018 commencing at 4:30pm

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## 1 Declaration of Opening and Announcement of Visitors.

The Shire President welcomed all in attendance and declared the meeting open at 4:30pm.

This Council meeting is being held on the traditional lands of the Ngadju people and I wish to acknowledge them as traditional owners and pay my respects to their elders, past and present.

The Chief Executive Officer presented the disclaimer that is on the front page of the agenda.

The Shire President read aloud the Affirmation of Civic Duty and Responsibility.

### 1.1 Attendance at meeting by Councillor AR Patupis.

The Chief Executive Officer has been advised that Cr Patupis will be in Eucla, Western Australia when the meeting is held and have requested attendance by way of instantaneous telephone connection with other Councillors present at the meeting in accordance with Administration Regulation 14A.

Cr Patupis will be at 1 Eucla-Reid Road, Eucla WA 6443.

The Council must approve of the place that Cr Patupis is located as a "suitable place" that must be in a town site or other residential area at least 150 kilometres from where the meeting is being held.

#### Recommendation

**That Cr Patupis be permitted to attend this meeting by way of instantaneous telephone connection from Eucla, Western Australia, on the basis that she is in a "suitable place" for the purpose of Administration Regulation 14A.**

Moved Cr Hogan  
Seconded Cr Wyatt

#### Resolution

**That Cr Patupis be permitted to attend this meeting by way of instantaneous telephone connection from Eucla, Western Australia, on the basis that she is in a "suitable place" for the purpose of Administration Regulation 14A.**

Carried by: Absolute Majority For: 4 Against: 0

### 1.2 Continuation of Meeting

#### Recommendation

**That the meeting proceed without Cr Patupis due to non-answer of telephone.**

Moved Cr Hogan  
Seconded Cr Wyatt

#### Resolution

**That the meeting proceed without Cr Patupis due to non-answer of telephone.**

Carried by: Simple Majority For: 4 Against: 0

**2 Declarations of Financial, Proximity, Impartiality Interests & Gifts Received.**Financial Interests:

Nil

Proximity Interests:

Nil

Impartiality Interests:

Nil

Gifts Received by Councillors:

As per the Shire of Dundas Code of Conduct section 3.4 Gifts, adopted by the Council on 21 October 2014 and reference to Regulation 34B of the Local Government (Administration) 1996.

Nil

**3 Record of Attendance of Councillors / Officers and Apologies.**

Cr L Bonza                      Shire President  
Cr JEP Hogan  
Cr S Warner  
Cr V Wyatt

Doug Stead                      Chief Executive Officer  
Pania Turner                      Manager of Community Development  
Sonya Ellison                      Senior Administration Officer

**Apologies**

Cr B Bayley  
Gihan Kohobange              Deputy Chief Executive Officer  
Cr R Patupis                      Deputy Shire President  
Peter Crawford                      Manager of Works & Services

**Public Gallery**

Lynn Webb

**4 Public Question Time.**

Nil

**5 Petitions, Deputations or Presentations.**

Nil

**6 Announcements by Presiding Member without Discussion.**

Nil

## 7 Reports of Officers.

### 7.1 Planning, Development, Health and Building

<b>Agenda Reference &amp; Subject</b>	
<b>7.1.1 – Application for Miscellaneous Licence 63/78</b>	
Location / Address	M63/78
File Reference	RV.VA.2
Author	Doug Stead
Date of Report	23rd January 2018
Disclosure of Interest	Nil

#### Summary

For the Council of the Shire of Dundas to consider the application from Avoca Mining Pty Ltd for Miscellaneous Licence 63/78.

#### Background

The Shire has received an application for a Miscellaneous Licence 63/78 which requires examination and comment from Council members. Any future mining in the designated area would have a significant effect on sensitive areas of heritage and tourism.

#### Statutory Environment

Mining Act 1978

#### Policy Implications

Nil

#### Financial Implications

Nil

#### Strategic Implications

Nil

#### Consultation

Lynn Webb  
Ngadju Elders

#### Comment

The area designated in the attached map is part of an extremely sensitive and historic area to the Ngadju. The area is deemed to be “out of bounds”. Apart from the historical aspects there is also wilderness issues as any mining conducted on the site is likely to have a huge detrimental effect on the surrounding vegetation and landscape, ruining potential pristine tourism spots. The area forms part of the Dundas history and should be preserved.

#### Voting Requirements

Simple Majority

**Officer Recommendation**

That the Council of the Shire of Dundas submit an objection to the granting of ML 63/78.

Moved Cr Hogan  
Seconded Cr Warner

**Officer Recommendation**

That the Council of the Shire of Dundas suspend Standing Orders for discussion of item 7.1.1.

Moved Cr Wyatt  
Seconded Cr Warner

**Resolution**

That the Council of the Shire of Dundas suspend Standing Orders for discussion of item 7.1.1.

Carried by: Simple Majority For: 4 Against 0

**Resolution**

That the Council of the Shire of Dundas submit an objection to the granting of Miscellaneous Licence 63/78 on the grounds that:

- No powered vehicle could negotiate the “track” as shown on the map;
- The route as outlined has large areas of granite capstone that will need to be drilled or blasted to remove obstruction, or surrounding areas would need to be backfilled to accommodate a road surface;
- The area surrounding the proposed route has many very large granite boulders and formations. The requested area is approximately 100 metres in width and will severely impact the natural splendour of this spectacular granite province. Some of the granite are truly monolithic in size;
- Any drill and blast will cause finely balanced boulders to dislodge and fall, any backfill would redirect large volumes of water from the natural existing water courses with detrimental effects outside the licence area.

Carried by: Simple Majority For: 4 Against 0

**8 Next Meeting**

The next Special Meeting of the Council will be called as required.

**9 Closure of Meeting**

There being no further business the Shire President thanked all those in attendance and declared the meeting closed at 4:39pm.