



# **PLANNING AND REGULATORY COMMITTEE MEETING**

## **MINUTES**

**17 JANUARY 2017**

## TABLE OF CONTENTS

ITEM	SUBJECT	PAGE NO
1	OPENING.....	1
2	PRESENT .....	1
3	APOLOGIES AND LEAVE OF ABSENCE .....	1
4	CONFIRMATION OF MINUTES OF PREVIOUS MEETING .....	1
5	DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA.....	1
6	BUSINESS OUTSTANDING .....	2
6.1	BUSINESS OUTSTANDING TABLE FOR PLANNING AND REGULATORY COMMITTEE .....	2
7	PUBLIC FORUMS/DEPUTATIONS .....	3
	NIL .....	3
8	OFFICERS' REPORTS.....	4
8.1	MONTHLY OPERATIONS REPORT FOR PLANNING AND REGULATORY SERVICES INCLUDING NOVEMBER AND DECEMBER 2016.....	4
8.2	PROPOSED ANIMAL INSPECTION PROGRAM .....	5
9	NOTICES OF MOTION.....	6
	NIL .....	6
10	URGENT BUSINESS\QUESTIONS .....	7
11	CLOSED SESSION .....	8
12.1	PROPOSED ENFORCEMENT PROCEEDINGS - TRAFFIC OFFENCE .....	8
12.2	PREVIOUS ENFORCEMENT MATTER .....	8
12	CONFIDENTIAL REPORTS .....	9
12.1	PROPOSED ENFORCEMENT PROCEEDINGS - TRAFFIC OFFENCE .....	9
12.2	PREVIOUS ENFORCEMENT MATTER .....	10
13	CLOSURE OF MEETING .....	11

**REPORT OF THE PLANNING AND REGULATORY COMMITTEE MEETING  
HELD AT COUNCIL CHAMBERS, 232 BOLSOVER STREET, ROCKHAMPTON  
ON TUESDAY, 17 JANUARY 2017 COMMENCING AT 9.05AM**

**1 OPENING**

**2 PRESENT**

Members Present:

Councillor C E Smith (Chairperson)  
The Mayor, Councillor M F Strelow  
Councillor N K Fisher  
Councillor C R Rutherford  
Councillor M D Wickerson

In Attendance:

Mr M Rowe – General Manager Community Services (Executive Officer)  
Mr E Pardon – Chief Executive Officer  
Mr S Gatt – Manager Planning and Regulatory Services  
Ms M Dansie – Supervisor Local Laws  
Ms S Friske – Governance Support Officer

**3 APOLOGIES AND LEAVE OF ABSENCE**

**4 CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

**COMMITTEE RESOLUTION**

THAT the minutes of the Planning and Regulatory Committee held on 6 December 2016 be taken as read and adopted as a correct record.

**Moved by: Councillor Wickerson**

**Seconded by: Mayor Strelow**

**MOTION CARRIED**

**5 DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA**

## 6 BUSINESS OUTSTANDING

### 6.1 BUSINESS OUTSTANDING TABLE FOR PLANNING AND REGULATORY COMMITTEE

**File No:** 10097  
**Attachments:** 1. Business Outstanding Table  
**Authorising Officer:** Evan Pardon - Chief Executive Officer  
**Author:** Evan Pardon - Chief Executive Officer

---

#### SUMMARY

*The Business Outstanding table is used as a tool to monitor outstanding items resolved at previous Council or Committee Meetings. The current Business Outstanding table for the Planning and Regulatory Committee is presented for Councillors' information.*

9:06AM Councillor Fisher attended the meeting

#### COMMITTEE RECOMMENDATION

THAT the Business Outstanding Table for the Planning and Regulatory Committee be received.

**Moved by:** Councillor Smith  
**Seconded by:** Councillor Wickerson

**MOTION CARRIED**

## **7 PUBLIC FORUMS/DEPUTATIONS**

Nil

## 8 OFFICERS' REPORTS

### 8.1 MONTHLY OPERATIONS REPORT FOR PLANNING AND REGULATORY SERVICES INCLUDING NOVEMBER AND DECEMBER 2016

**File No:** 1464

**Attachments:**

1. Monthly Operations Report for Planning and Regulatory Services Period Including November and December 2016
2. Traffic Light Report for November 2016
3. Traffic Light Report for December 2016
4. Financial Matters Report for November 2016
5. Financial Matters Report for December 2016

**Authorising Officer:** Michael Rowe - General Manager Community Services

**Author:** Steven Gatt - Manager Planning & Regulatory Services

---

#### SUMMARY

*The Monthly Operations Report for Planning and Regulatory Services Section including November and December 2016 is presented for Councillor's information.*

9:11AM Chief Executive Officer attended the meeting

#### COMMITTEE RECOMMENDATION

THAT the Planning and Regulatory Services Monthly Operations Report for November and December 2016 be 'received'.

**Moved by:** Councillor Fisher

**Seconded by:** Councillor Rutherford

**MOTION CARRIED**

**8.2 PROPOSED ANIMAL INSPECTION PROGRAM**

**File No:** 7437  
**Attachments:** 1. Public Notice April / May 2017  
**Authorising Officer:** Michael Rowe - General Manager Community Services  
**Author:** Steven Gatt - Manager Planning & Regulatory Services

---

**SUMMARY**

*This report presents an Animal Inspection Program for consideration by Council. Prior to Rockhampton Regional Council officers undertaking an inspection program, the Systematic Inspection Program, to monitor compliance with the Animal Management (Cats and Dogs) Act 2008, Rockhampton Regional Council Local Law 1 (Administration) 2011, and Rockhampton Regional Council Local Law 2 (Animal Management) 2011 must be approved by Council.*

**COMMITTEE RECOMMENDATION**

THAT in accordance with the *Animal Management (Cats and Dogs) Act 2008* and *Local Government Act 2009*, Council approves an inspection program, the Systematic Inspection Program, for the locality of Mount Morgan, The Mine, Boulder Creek, Horse Creek, Hamilton Creek, Walterhall, Baree and Moongan between 1 April 2017 to 31 May 2017.

**Moved by:** Councillor Rutherford

**Seconded by:** Councillor Fisher

**MOTION CARRIED**

## **9 NOTICES OF MOTION**

Nil



## 10 URGENT BUSINESS\QUESTIONS

### 10.1 PREVIOUS ENFORCEMENT MATTER

**File No:** 11098

**Authorising Officer:** Steven Gatt - Manager Planning and Regulatory Services

---

#### SUMMARY

*The matter related to the status of the enforcement notice is to be discussed in closed session.*

#### COMMITTEE RECOMMENDATION

THAT an update be provided on a previous enforcement notice in closed session.

**Moved by:** Councillor Fisher

**Seconded by:** Councillor Wickerson

**MOTION CARRIED**

## 11 CLOSED SESSION

In accordance with the provisions of section 275 of the *Local Government Regulation 2012*, a local government may resolve to close a meeting to the public to discuss confidential items, such that its Councillors or members consider it necessary to close the meeting.

### COMMITTEE RESOLUTION

THAT the meeting be closed to the public to discuss the following items, which are considered confidential in accordance with section 275 of the *Local Government Regulation 2012*, for the reasons indicated.

#### 12.1 Proposed Enforcement Proceedings - Traffic Offence

This report is considered confidential in accordance with section 275(1)(f), of the *Local Government Regulation 2012*, as it contains information relating to starting or defending legal proceedings involving the local government.

#### 12.2 Previous Enforcement Matter

This report is considered confidential in accordance with section 275(1)(f), of the *Local Government Regulation 2012*, as it contains information relating to starting or defending legal proceedings involving the local government.

Moved by: Councillor Wickerson

Seconded by: Councillor Smith

MOTION CARRIED

### COMMITTEE RESOLUTION

10:11AM

THAT pursuant to s7(11) *Council Meeting Procedures* the meeting moves into Closed Session and be closed to the public.

Moved by: Councillor Wickerson

Seconded by: Councillor Fisher

MOTION CARRIED

### COMMITTEE RESOLUTION

10:24AM

THAT pursuant to s7(11) *Council Meeting Procedures* the meeting moves out of Closed Session and be opened to the public.

Moved by: Councillor Fisher

Seconded by: Councillor Wickerson

MOTION CARRIED

## 12 CONFIDENTIAL REPORTS

### 12.1 PROPOSED ENFORCEMENT PROCEEDINGS - TRAFFIC OFFENCE

**File No:** 11098

**Attachments:** Nil

**Authorising Officer:** Michael Rowe - General Manager Community Services

**Author:** Steven Gatt - Manager Planning & Regulatory Services

This report is considered confidential in accordance with section 275(1)(f), of the *Local Government Regulation 2012*, as it contains information relating to starting or defending legal proceedings involving the local government.

---

#### SUMMARY

*This report seeks approval to commence proceedings in the Magistrate Court against for parking in a designated parking space for a time longer than the maximum time indicated on the official traffic sign installed for the space by section 205(1)(a) of the Transport Operations (Road Use Management – Road Rules) Regulation 2009. The alleged offender has requested that the matter be heard in Court.*

#### COMMITTEE RECOMMENDATION

THAT Council resolve to proceed with Magistrate Court prosecutions for parking in a designated parking space for a time longer than the maximum time indicated on the official traffic sign installed for the space as required by section 205(1)(a) of the *Transport Operations (Road Use Management – Road Rules) Regulation 2009*.

**Moved by:** Mayor Strelow

**Seconded by:** Councillor Wickerson

**MOTION CARRIED UNANIMOUSLY**

**12.2 PREVIOUS ENFORCEMENT MATTER****File No: 11098****Authorising Officer: Steven Gatt - Manager Planning and Regulatory Services**

---

**SUMMARY**

*An update on the status of the enforcement notice was provided to Councillors by the Manager of Planning and Regulatory Services.*

### **13 CLOSURE OF MEETING**

There being no further business the meeting closed at 10:26am.

---

SIGNATURE

---

CHAIRPERSON

---

DATE