



Hastings Access Sub-Committee

Business Paper

date of meeting: Monday, 11 February 2013

location: Function Room,
Port Macquarie-Hastings Council,
17 Burrawan Street,
Port Macquarie

time: 2.00pm

Note: Council is distributing this agenda on the strict understanding that the publication and/or announcement of any material from the Paper before the meeting not be such as to presume the outcome of consideration of the matters thereon.



**PORT MACQUARIE
HASTINGS**

Hastings Access Sub-Committee

CHARTER

- (a) To advise Council regarding issues of access and facilities for persons with disabilities to all public areas and public buildings within the Hastings Local Government area.
- (b) To provide expert advice and recommendations, including pre-lodgement advice on building and development applications relating to public buildings, where necessary.
- (c) To develop guidelines for assessing building and development applications relating to private buildings.



**PORT MACQUARIE
HASTINGS**

Hastings Access Sub-Committee

ATTENDANCE REGISTER

Member	13/08/12	10/09/12	08/10/12	12/11/12
Camden Haven & Vision Impairment	A	A	A	A
Guide Dogs NSW	A	A	A	✓
Access Building Designer	A	✓	✓	✓
Wauchope Seniors	A	A	A	A
Physical Disability	X		✓	X
Port Macquarie & Vision Impairment	✓	A	✓	✓
Camden Haven Access	✓	✓	A	✓
Care & Mobility	✓	✓	A	✓
Hastings Macleay Community Transport	A	A	A	A
Wauchope Access	✓	✓	A	X
Education & Access	✓	✓	A	A
PMHC Aged & Disability Officer	A	✓	✓	✓

Member						
Councillor Rob Turner Alternate - Councillor Lisa Intemann						
Camden Haven & Vision Impairment						
Guide Dogs NSW						
Access Building Designer						
Wauchope Seniors						
Physical Disability						
Port Macquarie Access						
Camden Haven Access						
Care & Mobility						
Hastings Macleay Community Transport						
Wauchope Access						
Education & Access						
PMHC Aged & Disability Officer						

Key: ✓ = Present
 A = Absent With Apology
 X = Absent Without Apology



**PORT MACQUARIE
HASTINGS**

Hastings Access Sub-Committee Meeting

Monday, 11 February 2013

Items of Business

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**PORT MACQUARIE
HASTINGS**

Item: 01

Subject: ACKNOWLEDGEMENT OF COUNTRY

"I acknowledge that we are gathered on Birpai Land. I pay respect to the Birpai Elders both past and present. I also extend that respect to all other Aboriginal and Torres Strait Islander people present."

Item: 02

Subject: APOLOGIES

RECOMMENDATION

That the apologies received be accepted.

Item: 03

Subject: CONFIRMATION OF PREVIOUS MINUTES

Item: 04
Subject: DISCLOSURES OF INTEREST

RECOMMENDATION

That Disclosures of Interest be presented

DISCLOSURE OF INTEREST DECLARATION

Name of Meeting:
Meeting Date:
Item Number:
Subject:
.....

I, declare the following interest:

Pecuniary:
Take no part in the consideration and voting and be out of sight of the meeting.

Non-Pecuniary - Significant Conflict:
Take no part in the consideration and voting and be out of sight of the meeting.

Non-Pecuniary - Insignificant Conflict:
May participate in consideration and voting.

For the reason that:
.....

Signed: Date:

(definitions are provided on the next page)



Definitions

(Local Government Act and Code of Conduct)

Pecuniary

An interest that a person has in a matter because of a reasonable likelihood or expectation or appreciable financial gain or loss to the person or another person with whom the person is associated. (LG Act s442 and s443).

A Councillor or member of a Council Committee who is present at a meeting and has a pecuniary interest in any matter which is being considered must disclose the nature of that interest to the meeting as soon as practicable.

The Councillor or member of a Council Committee must not take part in the consideration and voting on the matter and be out of sight of the meeting. (LG Act s451)

Non-Pecuniary

An interest that is private or personal that the Councillor or member of a Council Committee has that does not amount to a pecuniary interest as defined in the LG Act.

If you have declared a non-pecuniary interest you have a number of options for managing the conflict. The option you choose will depend on an assessment of the circumstances of the matter, the nature and significance of your interest. You must deal with a non-pecuniary interest in one of the following ways.

Non Pecuniary – Significant Interest

(For example; family, a close friendship, membership of an association, sporting club, corporation, society or trade union).

- Have no involvement by absenting yourself from and not taking part in any consideration or voting on the issue as if the provisions in the LG Act s451(2) apply.
- A future alternative is to remove the source of the conflict (for example, relinquishing or divesting the personal interest that creates the conflict or reallocating the conflicting duties to another officer).

Non Pecuniary – Less than Significant Interest

- It may be appropriate that no action is taken. However, you must provide an explanation of why you consider that the conflict does not require further action.

SPECIAL DISCLOSURE OF PECUNIARY INTEREST DECLARATION

By <i>[insert full name of councillor]</i>	
In the matter of <i>[insert name of environmental planning instrument]</i>	
Which is to be considered at a meeting of the <i>[insert name of meeting]</i>	
Held on <i>[insert date of meeting]</i>	
PECUNIARY INTEREST	
Address of land in which councillor or an associated person, company or body has a proprietary interest (<i>the identified land</i>) ⁱ	
Relationship of identified land to councillor <i>[Tick or cross one box.]</i>	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease trust, option or contract, or otherwise). <input type="checkbox"/> Associated person of councillor has interest in the land. <input type="checkbox"/> Associated company or body of councillor has interest in the land.
MATTER GIVING RISE TO PECUNIARY INTEREST ⁱⁱ	
Nature of land that is subject to a change in zone/planning control by proposed LEP (<i>the subject land</i>) ⁱⁱⁱ <i>[Tick or cross one box]</i>	<input type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control <i>[Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]</i>	
Proposed change of zone/planning control <i>[Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]</i>	
Effect of proposed change of zone/planning control on councillor <i>[Tick or cross one box]</i>	<input type="checkbox"/> Appreciable financial gain. <input type="checkbox"/> Appreciable financial loss.

Councillor's Signature: **Date:**



Important Information

This information is being collected for the purpose of making a special disclosure of pecuniary interests under sections 451 (4) and (5) of the *Local Government Act 1993*. You must not make a special disclosure that you know or ought reasonably to know is false or misleading in a material particular. Complaints made about contraventions of these requirements may be referred by the Director-General to the Local Government Pecuniary Interest and Disciplinary Tribunal.

This form must be completed by you before the commencement of the council or council committee meeting in respect of which the special disclosure is being made. The completed form must be tabled at the meeting. Everyone is entitled to inspect it. The special disclosure must be recorded in the minutes of the meeting.

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- i. Section 443 (1) of the *Local Government Act 1993* provides that you may have a pecuniary interest in a matter because of the pecuniary interest of your spouse or your de facto partner or your relative^{iv} or because your business partner or employer has a pecuniary interest. You may also have a pecuniary interest in a matter because you, your nominee, your business partner or your employer is a member of a company or other body that has a pecuniary interest in the matter.
 - ii. Section 442 of the *Local Government Act 1993* provides that a **pecuniary interest** is an interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person. A person does not have a pecuniary interest in a matter if the interest is so remote or insignificant that it could not reasonably be regarded as likely to influence any decision the person might make in relation to the matter or if the interest is of a kind specified in section 448 of that Act (for example, an interest as an elector or as a ratepayer or person liable to pay a charge).
 - iii. A pecuniary interest may arise by way of a change of permissible use of land adjoining, adjacent to or in proximity to land in which a councillor or a person, company or body referred to in section 443 (1) (b) or (c) of the *Local Government Act 1993* has a proprietary interest—see section 448 (g) (ii) of the *Local Government Act 1993*.
 - iv. **Relative** is defined by the *Local Government Act 1993* as meaning your, your spouse's or your de facto partner's parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descendant or adopted child and the spouse or de facto partner of any of those persons.

Item: 05

Subject: BUSINESS ARISING FROM PREVIOUS MINUTES

Item:	5.1	Date:	12 March 2012
Subject:	Yellow Brick Road		
Action Required:	<ol style="list-style-type: none"> 1. Review of Stencil Design. 2. \$21.5k grant towards project. 3. Footpath upgrade plans for Hastings River Drive (Garden Village) as result of our Wheelchair Cavalcade. 		
Current Status:	Discuss at February Meeting.		

Item:	5.8	Date:	12 March 2012
Subject:	Access Map		
Action Required:	<ol style="list-style-type: none"> 1. Map printed & distributed. 2. I-phone App discussion as not affordable. 3. Havewheelchairwilltravel.net is visiting PMQ. 		
Current Status:	Update for February Meeting.		

Item:	5.11	Date:	14 May 2012
Subject:	Access Improvement Works for buildings		
Action Required:	Dunbogan Accessible Fishing Platform.		
Current Status:	Feedback for February Meeting.		

Item:	5.12		14 May 2012
Subject:	Aldi Car Park		
Action Required:	The intent of the design of a 'shared space' is a space shared between the two wheelchair accessible car parks. It is not a space shared with trolleys, shoppers and pedestrians. Julie to escalate this with Dan Croft and Suters Architects.		
Current Status:	Provide update at February Meeting.		

Item:	5.14		14 June 2012
Subject:	Access Friendly Project		
Action Required:	<ol style="list-style-type: none"> 1. Julie to follow up again with Customer Care for when they have re-scheduled our presentation. 2. Discussion about businesses who have 		

	joined
	Discuss at February Meeting.

Item:	5.16	11 February 2013
Subject:	Development Approval & Footpaths	
Action Required:	<ol style="list-style-type: none"> 1. Access Committee to recommend locations for new bus shelters with State Govt allocation of \$70k (Nick Gainsford - PMHC Road Safety Officer). 2. Access Committee to comment on concept designs of Flynn's Beach Seawall (Mr Rob Shaw PMHC Design Engineer). 	
Current Status:	For review at February meeting .	

Item:	5.17	8 October 2012
Subject:	Access Requests	
Action Required:	<ol style="list-style-type: none"> 1. Call for any access issues that members have identified. 2. Wheelchair access to ferry. 	
Current Status:	Discuss at February meeting.	

Item:	5.18	8 October 2012
Subject:	Access at new Medical Centre, Park St & Hastings River Drive	
Action Required:	<p>Max identified egress issue especially with taxi drop off/pick up.</p> <p>Julie to write to Medical Centre and taxi Operators requesting drop/off pick up location be at the Park St entrance.</p>	
Current Status:	Julie to provide an update at February meeting.	