



# Port Macquarie-Hastings Sports Council

## Business Paper

**date of meeting:** Tuesday 23 April 2024

**location:** Port Macquarie-Hastings Council  
Function Room

**time:** 4:00 PM

## **1.0 INTRODUCTION**

Port Macquarie-Hastings Council (PMHC) has resolved to appoint a Sports Council, to be known as the Port Macquarie-Hastings Sports Council (the Sports Council). The Sports Council shall comprise of representatives of the sporting clubs and sporting community as appointed by Council.

## **2.0 OBJECTIVES**

The objectives of the Port Macquarie Hastings Sports Council are to:

- Assist in the development, review and monitoring of the Recreation Action Plan 2023-2028 which assists PMHC in the identification for sport and sporting infrastructure.
- Consider the cumulative effects of PMHC's decisions on identification of priorities for sport and sporting infrastructure;
- Provide advice to PMHC on strategic projects and PMHC policies related to, or that may impact on the implementation of the Recreation Action Plan 2023-2028;
- Initiate increased communication between the sporting community and PMHC to ensure that all existing and future needs and requirements of sport are identified and considered;
- Work with PMHC to ensure that sporting and recreation facilities are provided and maintained to an acceptable standard;
- Raise funds and source grants which will assist in furthering the objectives of the Sports Council; and
- Provide input to the setting and review of fees and charges for sporting fields and recreation facilities.

The Port Macquarie Hastings Sports Council will not consider:

- Sport and recreation program development.
- Sports club development and capacity building.
- Day-to-day operational management of facilities including sport facility allocations.

## **3.0 MEMBERSHIP**

Port Macquarie Hastings Sports Council is to be made up of:

- Two Councillors (to be determined by PMHC)
- One representative from the NSW Office of Sport
- Up to 4 staff representatives from PMHC
- Minimum of 8 members, representative of peak bodies and major sporting clubs and associations that utilise PMHC sporting facilities and grounds

Representation to include links with the following groups/categories:

- Women in Sport
- Emerging Sports
- Access for people with Disability

Members will be appointed by Councillors via a Council resolution following a formal nomination process.

Term of appointment will be up to a period of 2 years.

Should there be a need for the Sports Council to continue beyond this time, a re-appointment process will be undertaken for all members in accordance with the selection process outlined in these Terms of Reference.

Specific representatives may be invited to nominate.

Members will be selected to ensure a range of sport codes who represent a range of regions are selected for the Sports Council.

The Chairperson will be appointed by Councillors via a Council Resolution.

Vacancies that occur on the Sports Council will be filled by public advertisement and appointed through a resolution of Council.

Other PMHC staff, Government officers, advisors or individuals may be invited to attend meetings from time to time to provide expert advice, information or presentations in relation to the Sports Council's business.

#### **4.0 CODE OF CONDUCT**

Councillors, PMHC staff and members of this Sports Council must comply with the applicable provisions of PMHC's Code of Conduct in carrying out the functions as PMHC officials. It is the personal responsibility of members to comply with the standards in the Code of Conduct and regularly review their personal circumstances with this in mind.

#### **5.0 REPORTING**

The minutes for each meeting of the Sports Council shall be prepared and distributed to members and published on PMHC's website.

#### **6.0 STAFF**

The Sports Council has no delegated authority to employ or direct staff or consultants.

#### **7.0 FINANCES**

The Sports Council has no delegated authority to expend PMHC monies.

#### **8.0 MEETING FREQUENCY**

The Sports Council will determine its own meeting frequency, however, is expected to commence meeting outside of business hours from July 2023 and meet a minimum of 4 times per year.

#### **9.0 CONFLICT OF INTEREST**

Members of this Sports Council must declare any conflict of interest at the start of each meeting or before discussion of a relevant item or topic. Details of any conflict of interest should be appropriately minuted.

Where members or invitees at meetings are deemed to have a real or perceived conflict of interest, it may be appropriate that they be excused from deliberations on the issue where the conflict of interest may exist and this is to be recorded in the minutes of the meeting.

#### **10.0 MISUSE OF POSITION**

No member can use information obtained through their position on this Sports Council for private purposes or private gain.

#### **11.0 REVIEW**

PMHC shall review the Terms of Reference at least every three years. If changes are proposed at least one-month notice in writing of the proposed changes will be forwarded to members of PMHC.

## Port Macquarie-Hastings Sports Council

### ATTENDANCE REGISTER

Member	05/10/23	05/12/23	13/02/24
Josh Slade (Chairperson)	✓	✓	✓
Danielle Maltman (Councillor)	✓	✓	✓
Barry Spencer, Hastings River District Junior Cricket Association	✓	A	
Brad Greenshields, AFL North Coast	✓	✓	✓
Cathy Glover, Hastings Valley District Netball Association	A	A	
Cristi Juffermans, Basketball NSW	A	✓	✓
David Stone, NSW Touch Football, TBC	✓	✓	✓
Gregg McDonald, Football Mid North Coast	✓	✓	✓
James Turton, NSW Office Of Sport	✓	✓	
Kate Jackson, Cricket NSW	A	✓	
Sonia Close, Tennis NSW	✓	✓	
Simon Thresher Port Macquarie Hockey Association,	A	✓	✓
Tim Gumbleton, Group 3 Rugby League Referees Association	✓	✓	✓
Trudi Wilmot, Port Macquarie Little Athletics	✓	✓	✓
<b>Non-voting</b>			
Melissa Watkins (Director Community Planning and Environment)	✓	✓	✓
Katrina Boulet Recreation and Community Strategy Manager	✓	✓	✓
Lucilla Marshall Group Manager Livable Communities	A	✓	✓
Samantha Thoroughgood (Secretariat Service)	✓	✓	✓

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

#### Meeting Dates for 2024

13	February
19	March
23	April
21	May
18	June
16	July
20	August
17	September
15	October
19	November
17	December

# Port Macquarie-Hastings Sports Council Meeting

Tuesday 23 April 2024

## Items of Business

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## AGENDA

## PORT MACQUARIE-HASTINGS SPORTS COUNCIL 23/04/2024

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**Item: 01**

**Subject: ACKNOWLEDGEMENT OF COUNTRY**

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"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."

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**Item: 02**

**Subject: APOLOGIES**

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### RECOMMENDATION

That the apologies received be accepted.

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**Item: 03**

**Subject: CONFIRMATION OF PREVIOUS MINUTES**

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### RECOMMENDATION

That the Minutes of the Port Macquarie-Hastings Sports Council Meeting held on 13 February 2024 be confirmed.

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**PRESENT**

**Councillors and Staff:**

Councillor Josh Slade (Chairperson)  
Councillor Danielle Maltman  
Director Community Planning and Environment (Melissa Watkins)  
Group Manager Liveable Communities (Lucilla Marshall)  
Recreation Planning and Projects Team Leader (Katrina Boulet)  
Samantha Thoroughgood (Secretariat Service)

**Community and Business Representatives:**

AFL North Coast, Brad Greenshields  
Basketball NSW, Cristi Juffermans  
NSW Touch Football, David Stone  
Football Mid North Coast, Gregg McDonald  
Port Macquarie Hockey Association, Simon Thresher  
Group 3 Rugby League Referees Association, Tim Gumbleton  
Port Macquarie Little Athletics, Trudi Wilmot

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The meeting opened at 4.01pm

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**01 ACKNOWLEDGEMENT OF COUNTRY**

The Acknowledgement of Country was delivered.

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**02 APOLOGIES**

**CONSENSUS:**

That the apologies received from Kate Jackson, Sonia Close, Cathy Glover and James Turton be accepted.

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**03 CONFIRMATION OF MINUTES**

**CONSENSUS:**

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That the Minutes of the Port Macquarie-Hastings Sports Council Meeting held on 5 December 2023 be confirmed.

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#### **04 DISCLOSURES OF INTEREST**

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There were no disclosures of interest presented.

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#### **05 BUSINESS ARISING FROM PREVIOUS MINUTES**

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Nil

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#### **06 DRAFT RECREATION AND OPEN SPACE ACTION PLAN 2024-2029**

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CONSENSUS:

The Port Macquarie-Hastings Sports Council :

1. Noted the information provided in this report.
  2. Recommended the projects listed be included in the Recreation and Open Space Action Plan 2024-2029 and to be reported to Council at the March 2024 Council meeting.
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#### **07 SPORTING EVENTS CALENDAR**

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CONSENSUS:

The Port Macquarie-Hastings Sports Council noted the Sporting Calendar for upcoming events from 13 February to 31 May 2024.

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#### **08 PORT MACQUARIE SPORTS COUNCIL - FUTURE DATES**

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CONSENSUS:

The Port Macquarie-Hastings Sports Council adopted the following meeting dates for 2024 commencing at 4.00pm meetings:

23 April  
23 July  
29 October

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**09 GENERAL BUSINESS**

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**9.01 REQUESTS FOR PROJECT UPGRADES**

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CONSENSUS:

The Port Macquarie-Hastings Sports Council Committee Members, as representatives of their sports codes, raised requests for upgrades and items for consideration at this meeting for discussion.

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**10 SPORTING FIELDS AND RECREATION FACILITIES FEES AND CHARGES  
REVIEW 2024/2025FY**

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CONSENSUS:

That the Sports Council:

1. Noted the information contained in the report.
  2. Members discussed information with affiliate sport clubs and will provide feedback at March 2024 meeting of the Sports Council.
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The meeting closed at 5.31pm

**Item: 04**  
**Subject: DISCLOSURES OF INTEREST**

**RECOMMENDATION**

**That Disclosures of Interest be presented**

**DISCLOSURE OF INTEREST DECLARATION**

<b>Name of Meeting:</b>	
<b>Meeting Date:</b>	
<b>Item Number:</b>	
<b>Subject:</b>	
<b>I, the undersigned, hereby declare the following interest:</b>	
<input type="checkbox"/>	<b>Pecuniary:</b> Take no part in the consideration and voting and be out of sight of the meeting.
<input type="checkbox"/>	<b>Non-Pecuniary – Significant Interest:</b> Take no part in the consideration and voting and be out of sight of the meeting.
<input type="checkbox"/>	<b>Non-Pecuniary – Less than Significant Interest:</b> May participate in consideration and voting.
<b>For the reason that:</b>	
<b>Name:</b> <b>Signed:</b>	<b>Date:</b>
<b>Please submit to the Governance Support Officer at the Council Meeting.</b>	

*(Refer to next page and the Code of Conduct)*

# AGENDA

## PORT MACQUARIE-HASTINGS SPORTS COUNCIL

23/04/2024

### Pecuniary Interest

- 4.1 A pecuniary interest is an interest that you have in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to you or a person referred to in clause 4.3.
- 4.2 You will 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 you might make in relation to the matter, or if the interest is of a kind specified in clause 4.6.
- 4.3 For the purposes of this Part, you will have a pecuniary interest in a matter if the pecuniary interest is:
- your interest, or
  - the interest of your spouse or de facto partner, your relative, or your partner or employer, or
  - a company or other body of which you, or your nominee, partner or employer, is a shareholder or member.
- 4.4 For the purposes of clause 4.3:
- Your "relative" is any of the following:
    - your parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descendant or adopted child
    - your spouse's or de facto partner's parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descendant or adopted child
    - the spouse or de facto partner of a person referred to in paragraphs (i) and (j)
  - "de facto partner" has the same meaning as defined in section 21C of the *Interpretation Act 1987*.
- 4.5 You will not have a pecuniary interest in relation to a person referred to in subclauses 4.3(b) or (c)
- if you are unaware of the relevant pecuniary interest of your spouse, de facto partner, relative, partner, employer or company or other body, or
  - just because the person is a member of, or is employed by, a council or a statutory body, or is employed by the Crown, or
  - just because the person is a member of, or a delegate of a council to, a company or other body that has a pecuniary interest in the matter, so long as the person has no beneficial interest in any shares of the company or body.

### Non-Pecuniary

- 5.1 Non-pecuniary interests are private or personal interests a council official has that do not amount to a pecuniary interest as defined in clause 4.1 of this code. These commonly arise out of family or personal relationships, or out of involvement in sporting, social, religious or other cultural groups and associations, and may include an interest of a financial nature.
- 5.2 A non-pecuniary conflict of interest exists where a reasonable and informed person would perceive that you could be influenced by a private interest when carrying out your official functions in relation to a matter.
- 5.3 The personal or political views of a council official do not constitute a private interest for the purposes of clause 5.2.
- 5.4 Non-pecuniary conflicts of interest must be identified and appropriately managed to uphold community confidence in the probity of council decision-making. The onus is on you to identify any non-pecuniary conflict of interest you may have in matters that you deal with, to disclose the interest fully and in writing, and to take appropriate action to manage the conflict in accordance with this code.
- 5.5 When considering whether or not you have a non-pecuniary conflict of interest in a matter you are dealing with, it is always important to think about how others would view your situation.

#### Managing non-pecuniary conflicts of interest

- 5.6 Where you have a non-pecuniary conflict of interest in a matter for the purposes of clause 5.2, you must disclose the relevant private interest you have in relation to the matter fully and in writing as soon as practicable after becoming aware of the non-pecuniary conflict of interest and on each occasion on which the non-pecuniary conflict of interest arises in relation to the matter. In the case of members of council staff other than the Chief Executive Officer, such a disclosure is to be made to the staff member's manager. In the case of the Chief Executive Officer, such a disclosure is to be made to the mayor.
- 5.7 If a disclosure is made at a council or committee meeting, both the disclosure and the nature of the interest must be recorded in the minutes on each occasion on which the non-pecuniary conflict of interest arises. This disclosure constitutes disclosure in writing for the purposes of clause 5.6.
- 5.8 How you manage a non-pecuniary conflict of interest will depend on whether or not it is significant.
- 5.9 As a general rule, a non-pecuniary conflict of interest will be significant where it does not involve a pecuniary interest for the purposes of clause 4.1, but it involves:
- a relationship between a council official and another person who is affected by a decision or a matter under consideration that is particularly close, such as a current or former spouse or de facto partner, a relative for the purposes of clause 4.4 or another person from the council official's extended family that the council official has a close personal relationship with, or another person living in the same household
  - other relationships with persons who are affected by a decision or a matter under consideration that are particularly close, such as friendships and business relationships. Closeness is defined by the nature of the friendship or business relationship, the frequency of contact and the duration of the friendship or relationship.
  - an affiliation between the council official and an organisation (such as a sporting body, club, religious, cultural or charitable organisation, corporation or association) that is affected by a decision or a matter under consideration that is particularly strong. The strength of a council official's affiliation with an organisation is to be determined by the extent to which they actively participate in the management, administration or other activities of the organisation.
  - membership, as the council's representative, of the board or management committee of an organisation that is affected by a decision or a matter under consideration, in circumstances where the interests of the council and the organisation are potentially in conflict in relation to the particular matter
  - a financial interest (other than an interest of a type referred to in clause 4.6) that is not a pecuniary interest for the purposes of clause 4.1
  - the conferral or loss of a personal benefit other than one conferred or lost as a member of the community or a broader class of people affected by a decision.
- 5.10 Significant non-pecuniary conflicts of interest must be managed in one of two ways:
- by not participating in consideration of, or decision making in relation to, the matter in which you have the significant non-pecuniary conflict of interest and the matter being allocated to another person for consideration or determination, or
  - if the significant non-pecuniary conflict of interest arises in relation to a matter under consideration at a council or committee meeting, by managing the conflict of interest as if you had a pecuniary interest in the matter by complying with clauses 4.28 and 4.29.
- 5.11 If you determine that you have a non-pecuniary conflict of interest in a matter that is not significant and does not require further action, when disclosing the interest you must also explain in writing why you consider that the non-pecuniary conflict of interest is not significant and does not require further action in the circumstances.
- 5.12 If you are a member of staff of council other than the Chief Executive Officer, the decision on which option should be taken to manage a non-pecuniary conflict of interest must be made in consultation with and at the direction of your manager. In the case of the Chief Executive Officer, the decision on which option should be taken to manage a non-pecuniary conflict of interest must be made in consultation with and at the direction of the mayor.
- 5.13 Despite clause 5.10(b), a councillor who has a significant non-pecuniary conflict of interest in a matter, may participate in a decision to delegate consideration of the matter in question to another body or person.
- 5.14 Council committee members are not required to declare and manage a non-pecuniary conflict of interest in accordance with the requirements of this Part where it arises from an interest they have as a person chosen to represent the community, or as a member of a non-profit organisation or other community or special interest group, if they have been appointed to represent the organisation or group on the council committee.

# AGENDA

## PORT MACQUARIE-HASTINGS SPORTS COUNCIL

23/04/2024

### SPECIAL DISCLOSURE OF PECUNIARY INTEREST DECLARATION

*This form must be completed using block letters or typed.  
If there is insufficient space for all the information you are required to disclose,  
you must attach an appendix which is to be properly identified and signed by you.*

<b>By</b> <i>[insert full name of councillor]</i>	
<b>In the matter of</b> <i>[insert name of environmental planning instrument]</i>	
<b>Which is to be considered at a meeting of the</b> <i>[insert name of meeting]</i>	
<b>Held on</b> <i>[insert date of meeting]</i>	
<b>PECUNIARY INTEREST</b>	
Address of the affected principal place of residence of the councillor or an associated person, company or body <b>(the <i>identified land</i>)</b>	
Relationship of identified land to councillor <i>[Tick or cross one box.]</i>	<input type="checkbox"/> The 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"/> An associated person of the councillor has an interest in the land. <input type="checkbox"/> An associated company or body of the councillor has interest in the land.
<b>MATTER GIVING RISE TO PECUNIARY INTEREST<sup>1</sup></b>	
Nature of land that is subject to a change in zone/planning control by proposed LEP <b>(the <i>subject land</i>)<sup>2</sup></b> <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 or associated person <i>[Tick or cross one box]</i>	<input type="checkbox"/> Appreciable financial gain. <input type="checkbox"/> Appreciable financial loss.

*[If more than one pecuniary interest is to be declared, reprint the above box and fill in for each additional interest]*

**Councillor's Signature:** ..... **Date:** .....

*This form is to be retained by the council's Chief Executive Officer and included in full in the minutes of the meeting*

Last Updated: 3 June 2019



## AGENDA

### PORT MACQUARIE-HASTINGS SPORTS COUNCIL

23/04/2024

#### Important Information

This information is being collected for the purpose of making a special disclosure of pecuniary interests under clause 4.36(c) of the Model Code of Conduct for Local Councils in NSW (the Model Code of Conduct).

The special disclosure must relate only to a pecuniary interest that a councillor has in the councillor's principal place of residence, or an interest another person (whose interests are relevant under clause 4.3 of the Model Code of Conduct) has in that person's principal place of residence.

Clause 4.3 of the Model Code of Conduct states that you will have a pecuniary interest in a matter because of the pecuniary interest of your spouse or your de facto partner or your relative or because your business partner or employer has a pecuniary interest. You will 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.

"Relative" is defined by clause 4.4 of the Model Code of Conduct 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.

You must not make a special disclosure that you know or ought reasonably to know is false or misleading in a material particular. Complaints about breaches of these requirements are to be referred to the Office of Local Government and may result in disciplinary action by the Chief Executive of the Office of Local Government or the NSW Civil and Administrative Tribunal.

This form must be completed by you before the commencement of the council or council committee meeting at 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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<sup>1</sup> Clause 4.1 of the Model Code of Conduct 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 clause 4.6 of the Model Code of Conduct.

<sup>2</sup> 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 clause 4.3 of the Model Code of Conduct has a proprietary interest

**AGENDA**

**PORT MACQUARIE-HASTINGS SPORTS COUNCIL  
23/04/2024**

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**Item: 05**

**Subject: BUSINESS ARISING FROM PREVIOUS MINUTES**

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<b>Item:</b>	10	<b>Date:</b>	13/02/2024
<b>Subject:</b>	Sporting Fields and Recreation Facilities - Fees and Charges Review 2024/2025 FY		
<b>Action Required:</b>	Port Macquarie-Hastings Sports Council Committee members to bring feedback from the sporting clubs at the next Port Macquarie-Hastings Sports Council meeting.		

**Item: 06**

**Subject: SPORTING EVENTS CALENDAR**

**Presented by: Community, Planning and Environment, Melissa Watkins**

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**RECOMMENDATION**

**That the Port Macquarie-Hastings Sports Council note the Sporting Calendar for upcoming events from 23 April to 31 July 2024.**

**Discussion:**

The Sports Calendar for events from 23 April 2024 until 31 July 2024 is provided here for the information of the Sports Council. It should be noted that the calendar may be subject to change due to draw allocations not being finalised or new events being approved.

The calendar is provided for information.

**Attachments**

1.  Port Macquarie-Hastings Sports Council Sporting Events Calendar

**Item: 07**

**Subject: PRESENTATION: GOOD SPORTS PRESENTATIONS**  
**CHRISTINE SPITERI - SENIOR COMMUNITY DEVELOPMENT**  
**OFFICER**

**Presented by: Community, Planning and Environment, Melissa Watkins**

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**Good Sports Presentation.**

- Good Sports Program introduction
- How it works and how it helps sport clubs
- Information for local sport clubs in the Port Macquarie Region
- Examples of local Good Sports clubs

**Attachments**

Nil



**Item: 08**

**Subject: STANDING ITEM  
REQUESTS FOR PROJECT UPGRADES**

**Presented by: Community, Planning and Environment, Melissa Watkins**

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**Request for Project Upgrades.**

**Sporting Codes to raise any requests for upgrades for consideration.**

**Attachments**

Nil

## AGENDA

PORT MACQUARIE-HASTINGS SPORTS COUNCIL  
23/04/2024

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Item: 09

Subject: GENERAL BUSINESS

Presented by: Community, Planning and Environment, Melissa Watkins

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