
WYONG SHIRE COUNCIL
MINUTES OF THE
ORDINARY COUNCIL MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBER
WYONG CIVIC CENTRE, HELY STREET, WYONG
ON 09 DECEMBER 2015
COMMENCING AT 5.00PM

PRESENT

Councillors D J Eaton OAM (Chairperson), G P Best, R L Graham, K G Greenwald, L A Matthews, L S Taylor, A Troy, D P Vincent and L D Webster.

IN ATTENDANCE

Acting Chief Executive Officer, Director Development and Building, Director Infrastructure and Operations, Director Property and Economic Development, Director Community and Recreation Services, General Counsel, IT and Operations Manager, Youth Officer, Communications Coordinator and two administration staff.

The Mayor, Councillor Eaton OAM, declared the meeting open at 5.00 pm and advised in accordance with the Code of Meeting Practice that the meeting is being recorded.

John Hardwick delivered the opening prayer and Councillor Matthews read an acknowledgment of country statement.

Youth Officer, Ms Lyn Cooper, introduced the 2016 Wyong Action Team and presented them with certificates of appreciation.

APOLOGIES

Councillor Best left the meeting at 5.04 pm and returned to the meeting at 5.05 pm during consideration of this item.

There were no apologies.

At the commencement of the ordinary meeting report numbers 1.1, 1.2, 1.3, 2.2, 2.1, 2.3, 3.5, 3.7, 3.10, 3.11, 6.2 and 7.1 were dealt with first then the remaining reports in order. However for the sake of clarity the reports are recorded in their correct agenda sequence.

1.1 Disclosures of Interest

2.1 DA/1080/2014 - Section 83B staged mixed use development comprising shop top housing (residential tower) a hotel tower with multi-purpose function space, a restaurant, a shopping centre & parking, including demolition of existing structures at The Entrance

Councillor Best declared a pecuniary interest in the matter for the reason that he is Council's representative on the Joint Regional Planning Panel (JRPP). Councillor Best left the chamber at 6.09 pm, took no part in discussion, did not vote and returned to the meeting at 6.24 pm.

Councillor Eaton declared a non-pecuniary significant conflict in the matter for the reason that he is a member of the Joint Regional Planning Panel (JRPP) as Council's delegate. Councillor Eaton left the chamber at 6.09 pm, took no part in discussion, did not vote and returned to the meeting at 6.24 pm.

2.3 CPA/220296 - Panel Contract - Group Training Organisation (GTO)

Councillor Best declared a pecuniary interest in the matter for the reason that he is the General Manager of Central Coast Group Training (CCGT). Councillor Best left the chamber at 6.26 pm, took no part in discussion, did not vote and returned to the meeting at 6.27 pm.

Councillor Eaton declared a non-pecuniary insignificant interest in the matter for the reason that he is Council's delegate to CCGT and participated in consideration of this matter.

Councillor Eaton stated:

"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because the Council delegate and therefore no conflict arises."

3.7 Wyong Local Environmental Plan 2013 - Miscellaneous Amendment 2

Councillor Vincent declared a non-pecuniary insignificant interest in the matter for the reason that he is an employee of Delta Electricity and participated in consideration of this matter.

Councillor Vincent stated:

"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because my employment is not related to Delta's Rezoning nor is my employment based on property related matters."

Councillor Webster declared a non-pecuniary insignificant interest in the matter for the reason that she has signed the special disclosure of pecuniary interest and participated in consideration of this matter.

Councillor Webster stated:

"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty."

Councillor Best declared a pecuniary interest in the matter for the reason that he has property in the areas intended for amendment. Councillor Best left the chamber at 6.34 pm, took no part in discussion, did not vote and returned to the meeting at 6.37 pm.

Councillor Eaton submitted a special declaration form for this item.

Councillor Greenwald submitted a special declaration form for this item.

Councillor Matthews submitted a special declaration form for this item.

Councillor Taylor submitted a special declaration form for this item.

Councillor Troy submitted a special declaration form for this item.

Councillor Vincent submitted a special declaration form for this item.

Councillor Webster submitted a special declaration form for this item.

**Scanned copies of special declarations for item 3.7, Wyong Local Environmental Plan 2013 - Miscellaneous Amendment 2, have been placed at the end of this minutes document.*

3.10 Future Management of The Entrance Town Centre

Councillor Taylor declared a non-pecuniary insignificant interest in the matter for the reason that he is a Council delegate on the Board of The Entrance Town Centre Management (TETCM) and participated in consideration of this matter.

Councillor Taylor stated:

"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty."

Councillor Webster declared a non-pecuniary insignificant interest in the matter for the reason that she her daughter works at the Visitor Information Centre at The Entrance and participated in consideration of this matter.

Councillor Webster stated:

"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty."

Councillor Eaton declared a non-pecuniary insignificant interest in the matter for the reason that he is the Council delegate to TETCM and participated in consideration of this matter.

Councillor Eaton stated:

"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty."

7.1 Library Management System

Councillor Graham declared a pecuniary interest in the matter for the reason that his daughter is employed in Council's Library. Councillor Graham left the chamber at 7.12 pm, took no part in discussion, did not vote and did not return to the meeting.

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor TROY:

1287/15 That Council receive the report on Disclosure of Interest and note advice of disclosures.

1.2 Proposed Inspections and Briefings

RESOLVED unanimously on the motion of Councillor WEBSTER and seconded by Councillor TAYLOR:

1288/15 That Council receive the report on Proposed Inspections and Briefings.

1.3 Address By Invited Speakers

RESOLVED unanimously on the motion of Councillor GREENWALD and seconded by Councillor WEBSTER:

- 1289/15 That Council receive the amended report on Invited Speakers.
- 1290/15 That Council agree meeting practice be varied to allow reports from Directors and/or the General Manager to be dealt with following an Invited Speaker's address.

1.4 Confirmation of Minutes of Previous Meeting

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor GREENWALD:

- 1291/15 That Council confirm the minutes of the previous Ordinary Meeting of Council held on Wednesday 25 November 2015.

Business Arising

There was no business arising.

1.5 Notice of Intention to Deal with Matters in Confidential Session

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor GREENWALD:

- 1292/15 That Council consider the following matters in Confidential Session, pursuant to Section 10A (2)(c) of the Local Government Act 1993:

7.1 – Library Management System

- 1293/15 That Council note its reason for considering Report No 7.1 – Library Management System, as it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.
- 1294/15 That Council request the Chief Executive Officer to report on these matters in open session of Council.

2.1 DA/1080/2014 - Section 83B staged mixed use development comprising shop top housing (residential tower) a hotel tower with multi-purpose function space, a restaurant, a shopping centre & parking, including demolition of existing structures at The Entrance

Councillor Eaton vacated the chair and Councillor Webster assumed the Chair for consideration of this item.

Councillor Greenwald left the meeting at 6.07 pm and returned to the meeting at 6.08 pm during consideration of this item.

Councillor Best declared a pecuniary interest in the matter for the reason that he is Council's representative on the Joint Regional Planning Panel (JRPP). Councillor Best left the chamber at 6.09 pm, took no part in discussion, did not vote and returned to the meeting at 6.24 pm.

Councillor Eaton declared a non-pecuniary significant conflict in the matter for the reason that he is a member of the Joint Regional Planning Panel (JRPP) as Council's delegate. Councillor Eaton left the chamber at 6.09 pm, took no part in discussion, did not vote and returned to the meeting at 6.24 pm.

RESOLVED on the motion of Councillor TAYLOR and seconded by Councillor TROY:

1295/15 That Council receive the report on DA/1080/2014 for a Section 83B staged mixed use development comprising shop top housing (residential tower) a hotel tower with multi-purpose function space, a restaurant, a shopping centre & parking, including demolition of existing structures at The Entrance Road, Glovers Lane and Taylor Street, The Entrance.

1296/15 That Council make a submission, in support of the proposal, to the Joint Regional Planning Panel regarding the application.

FOR: CRS B G GRAHAM, KG GREENWALD, LM MATTHEWS, LT TAYLOR, AT TROY AND LW WEBSTER

AGAINST: CR DV VINCENT

2.2 DA/111/2015 - Proposed Woolworths Retail Premises at Wadalba

Mr Eyal D'vier, MAK Property Investments Legal Counsel, addressed the meeting at 5.19pm, answered questions and retired at 5.35pm.

Mr Marc Lucas, from Property Development Woolworths Limited, addressed the meeting at 5.35pm, answered questions and retired at 5.46pm.

Councillor Taylor left the meeting at 5.28pm and returned to the meeting at 5.29pm during consideration of this item.

RESOLVED unanimously on the motion of Councillor TROY and seconded by Councillor BEST:

1297/15 That Council grant consent to DA/111/2015 subject to the conditions detailed in the schedule attached to the report and having regard to the matters for consideration detailed in Section 79C of the Environmental Planning and Assessment Act 1979 and other relevant issues.

1298/15 That Council advise those who made written submissions of its decision.

FOR: CRS GB BEST, DE EATON, B G GRAHAM, KG GREENWALD, LM MATTHEWS, LT TAYLOR, AT TROY, DV VINCENT AND LW WEBSTER

AGAINST: NIL

PROCEDURAL MOTION

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor GREENWALD:

1299/15 That Council allow meeting practice to be varied.

1300/15 That Council use the exception method to deal with the balance of the Agenda.

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor GREENWALD:

1301/15 That with the exception of report numbers 2.1, 2.3, 3.5, 3.7, 3.10, 3.11, 6.2 and 7.1 Council adopt the recommendations contained in the remaining reports.

2.3 CPA/220296 - Panel Contract - Group Training Organisation (GTO)

Councillor Best declared a pecuniary interest in the matter for the reason that he is the General Manager of Central Coast Group Training (CCGT). Councillor Best left the chamber at 6.26 pm, took no part in discussion, did not vote and returned to the meeting at 6.27 pm.

Councillor Eaton declared a non-pecuniary insignificant interest in the matter for the reason that he is Council's delegate to CCGT and participated in consideration of this matter.

Councillor Eaton stated:

"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because the Council delegate and therefore no conflict arises."

RESOLVED unanimously on the motion of Councillor EATON and seconded by Councillor WEBSTER:

1302/15 That Council elect to extend for six months the current contract with Central Coast Group Training Ltd (Ranked Panel Member 1) and Novaskill (Ranked Panel Member 2) under contract CPA/220296 for provision of Group Training Services at an estimated cost of \$510, 000. Actual expenditure will vary dependent on the number of apprentices and hours worked over the duration.

1303/15 Council endorse a review of the approach to employing apprentices be undertaken by the new organisation (expected to be formed as a result of the voluntary amalgamation between WSC and GCC) prior to the conclusion of the six month extension. If determined to continue to utilise a GTO for the provision of apprentices an open tender for a new panel contract for the provision of GTO services be undertaken to align with the conclusion of the six month extension period.

- 1304/15 That Council resolves that a satisfactory result would not be achieved by inviting tenders for the provision of apprentices and trainees, due to the extenuating circumstance arising from the proposed amalgamation of the Wyong and Gosford local government areas; the conflicting approaches currently taken by the Council and Gosford City Council in respect to the engagement of apprentices and trainees; and the desirability to resolve those conflicting approaches before inviting tenders. This resolution is made for the purposes of s. 55(3)(i) of the Local Government Act 1993.

3.1 Community Subsidy Program and Sport and Cultural Sponsorship Program

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor GREENWALD:

- 1305/15 That Council allocate \$902.00 from the 2015-16 Community Subsidy Program as follows:

Applicant	Project	Staff Funding Recommended
Central Coast Country Music Association Inc	Venue hire Colongra Bay Hall and digital printing	\$902.00
Total		\$902.00

- 1306/15 That Council decline applications for the reasons indicated in the table below, the applicants be advised and where relevant, directed to alternate funding programs:

Applicant	Project	Staff Recommendation
Central Coast Multiple Birth Association	Venue hire, digital printing, insurance and equipment	No evidence applicant is legally constituted not-for-profit, and some items requested not suitable for Community Subsidy Program

- 1307/15 That Council allocate \$6,500.00 from the 2015-16 Sport and Cultural Sponsorship Program as follows:

Applicant	Project	Staff Funding Recommended
Ryan Baxter	Tenpin Bowling Australia Junior National Championships, Melbourne, representing NSW	\$500.00
Gemma Clegg	Australian Futsal Team, United Kingdom, representing Australia	\$1000.00
Brooke McCaffery	World Championships of Performing Arts, America, representing Australia	\$1000.00
Wyatt Gavan	National Indigenous U17 Rugby Union Team, New Zealand, representing Australia	\$1000.00
Cooper Woolley	2015 Pacific School Games Swimming Team, Adelaide, representing NSW	\$500.00
Bethany Kranendonk	Australian All Schools Athletic Championships, Melbourne, representing NSW	\$500.00

Tahlia Blanshard	9th Pacific School Games, Adelaide, representing NSW	\$500.00
Bryce Calderon	2016 NSW U17 Men's Softball Team, Perth, representing NSW	\$500.00
Clare Billson	World Championships of Performing Arts, America, representing Australia	\$1000.00
Total		\$6,500.00

1308/15 That Council decline applications for the reasons indicated in the table below, the applicants be advised and where relevant, directed to alternate funding programs:

Applicant	Project	Staff Recommendation
Emily Summerell	420 Open and Youth Nationals, Woollahra NSW, representing NSW	Independent verification from event organisers not supplied
Jo MacGregor	Rugby 7s State Wide Championship, Coffs Harbour, representing NSW	Application not received 30 days in advance
Isabelle Lutze	Lee Academy Dance and Performing Arts USA Tour, America	Application relates to a tour, not a competition as per Community Subsidy Program guidelines
Tyler Jones	2015 World Youth Athletics Championships, South America, representing Australia	Event already completed prior to application being submitted
Nathan Ward	NSW Pacific School Games Swimming Team, Adelaide, representing NSW	Application not received 30 days in advance

3.2 Joint Water Capital Works Budget for 2015/16

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor GREENWALD:

1309/15 That Council approve a revised 2015/16 Joint Water capital works budget of \$5,322,423.

3.3 Erosion and Sediment Control Policy

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor GREENWALD:

1310/15 That Council rescind the Wyong Shire Council E1 Erosion and Sedimentation Control Policy.

3.4 Proposed dates for Employment and Economic Development Committee meetings for 2016

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor GREENWALD:

- 1311/15 That Council receive the report on Proposed dates for Employment and Economic Development Committee meetings for 2016 and adopt suitable dates for next year's schedule.**

3.5 Councillor Attendance - 2016 Regional Airport Development Conference

RESOLVED on the motion of Councillor EATON and seconded by Councillor BEST:

- 1312/15 That Council authorise those interested Councillors to attend the 2016 Regional Airport Development Conference in accordance with the Council's Facilities and Expenses Policy for Councillors.**
- 1313/15 That Council authorise the reimbursement of expenses for Councillors in accordance with the Council's Facilities and Expenses Policy for Councillors.**

A Division was called by Councillor Matthews and Councillor Vincent

FOR: CRS GB BEST, DE EATON, LT TAYLOR, AT TROY AND LW WEBSTER

AGAINST: CRS B G GRAHAM, KG GREENWALD, LM MATTHEWS AND DV VINCENT

3.6 Proposed Councillors' Community Improvement Grants

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor GREENWALD:

- 1314/15 That Council allocate an amount of \$10,210 from the 2015-16 Councillors' Community Improvement Grants as follows:**

Central Coast Bombers (\$1800)	Uniform for the first women only team.	1,250
Central Coast Sports Federation Inc. (\$2000) (\$400 already allocated)	The Central Coast Sports Federation (CCSF) Awards	1,600
Country Women's Association Long Jetty/The Entrance branch (\$4000)	Repainting the branch hall.	1,650
Lions Club of Gwandalan Inc. (\$2500) (\$550 already allocated)	To assist with costs in hosting a Carols evening.	1,450
Mannering Park Amateur Sailing Club (\$660) (\$200 already allocated)	To pay for a Yachting Australia Senior Instructor to run an Assistant Instructor Course for students.	460
Mannering Park Tidy Towns (\$750) (\$500 already allocated)	To purchase screening shrubs to be planted at rear of sports amenities block at Community Oval.	250
Norah Head Ratepayers and Coast Care Association Inc. (\$1000) (\$850 already allocated)	Administration Costs.	150

Brisbane Waters Secondary College P&C (\$3000)	To stage a unique commemorative remembrance day twilight service at The Entrance.	3,000
Toukley Neighbourhood Centre (\$3840) (\$1250 already allocated)	To provide subsidies art classes after school for children aged 7-14 years.	400

1315/15 That Council note the return of grant funding from Long Jetty RSL in relation to the Evening Remembrance Day Service at the Memorial Park at The Entrance.

1316/15 That Council note the reallocation of \$3,000 to the Parents and Citizens Association of Brisbane Waters Secondary College for the Remembrance Day Twilight Service in 1 above.

3.7 Wyong Local Environmental Plan 2013 - Miscellaneous Amendment 2

Councillor Vincent declared a non-pecuniary insignificant interest in the matter for the reason that he is an employee of Delta Electricity and participated in consideration of this matter.

Councillor Vincent stated:

"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty because my employment is not related to Delta's Rezoning nor is my employment based on property related matters."

Councillor Webster declared a non-pecuniary insignificant interest in the matter for the reason that she has signed the special disclosure of pecuniary interest and participated in consideration of this matter.

Councillor Webster stated:

"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty."

Councillor Best declared a pecuniary interest in the matter for the reason that he has property in the areas intended for amendment. Councillor Best left the chamber at 6.34 pm, took no part in discussion, did not vote and returned to the meeting at 6.37 pm.

Councillor Eaton submitted a special declaration form for this item.

Councillor Greenwald submitted a special declaration form for this item.

Councillor Matthews submitted a special declaration form for this item.

Councillor Taylor submitted a special declaration form for this item.

Councillor Troy submitted a special declaration form for this item.

Councillor Vincent submitted a special declaration form for this item.

Councillor Webster submitted a special declaration form for this item.

**Scanned copies of special declarations for item 3.7, Wyong Local Environmental Plan 2013 - Miscellaneous Amendment 2, have been placed at the end of this minutes document.*

RESOLVED unanimously on the motion of Councillor EATON and seconded by Councillor WEBSTER:

- 1317/15 That Council initiate the Local Environmental Plan “Gateway” process by the preparation of a Planning Proposal, pursuant to Section 55 of the Environmental Planning and Assessment Act, 1979.
- 1318/15 That Council forward the Planning Proposal to the Department of Planning and Environment requesting a “Gateway” determination, pursuant to Section 56(1) of the Environmental Planning and Assessment Act, 1979.
- 1319/15 That Council advise the Department of Planning & Environment that it does not intend to apply for plan making delegations for the rezoning, pursuant to Section 23 of the Environmental Planning and Assessment Act, 1979.
- 1320/15 That Council refer the Planning Proposal to appropriate public authorities for comment, subject to the determination of the Gateway Process, pursuant to Section 56(2) of the Environmental Planning and Assessment Act, 1979.
- 1321/15 That Council undertake community consultation regarding the Planning Proposal, subject to the determination of the Gateway Process, pursuant to Section 57 of the Environmental Planning and Assessment Act, 1979.
- 1322/15 That Council request the Department of Planning and Environment to prepare a relevant Local Environmental Plan amendment, and that the Minister be requested to make the Plan, subject to there being no significant objections that cannot be resolved by making minor amendments to the Planning Proposal.
- 1323/15 That Council update its Section 149 Certificates accordingly.

FOR: DE EATON, B G GRAHAM, KG GREENWALD, LM MATTHEWS, LT TAYLOR, AT TROY,
DV VINCENT AND LW WEBSTER

AGAINST: NIL

3.8 Procurement of Landfill Compactor and Traxcavator at the Buttonderry Waste Management Facility

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor GREENWALD:

- 1324/15 That Council approve the acquisition of a new Compactor and Traxcavator for the operation of the Buttonderry Waste Management Facility in the 2016/2017 financial year.
- 1325/15 That Council approve an extension variation of contract “CPA/184718 Hire of Compactor and Traxcavator for the operation of Buttonderry Waste Management Facility” from the contract expiry date of 23rd January 2016 for a period of up to 10 months at an estimated total cost of up to \$892,500.

3.9 Former Wyong Grove School Site

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor GREENWALD:

- 1326/15 That Council authorise the Acting CEO to acquire the front portion of Lot 1 DP 123075 North Road Wyong occupied by buildings, as shown in Map 1 in this Report ('Land'), at fair market value.**
- 1327/15 That Council authorise the Acting CEO to execute all necessary documentation relevant to the acquisition of the Land.**
- 1328/15 That Council resolve to acquire the Land by compulsory process for the purpose of arts and community facilities, pursuant to Section 186 of the Local Government Act 1993 and in accordance with the requirements of the Land Acquisition (Just Terms Compensation) Act 1991, in the event that negotiations for the acquisition of the Land with the property owner cannot be satisfactorily resolved.**
- 1329/15 That Council resolve to make an application to the Minister and the Governor for approval to acquire the Land by compulsory process pursuant to the Land Acquisition (Just Terms Compensation) Act 1991.**
- 1330/15 That Council propose that the Land be classified as Operational land for the purposes of the Local Government Act 1993, when that land is acquired by Council.**
- 1331/15 That Council advertise the land classification proposal in accordance with Section 34 of the Local Government Act 1993.**
- 1332/15 That Council adopt the land classification if no adverse submissions are received.**
- 1333/15 That Council note that nothing in these resolutions relating to the proposed land classification:**
- a. authorises the sale of the Land (section 377(1)(h) of the Local Government Act 1993 provides that any sale of land can only be by resolution of the Council; and**
 - b. extinguishes or varies the terms of any trust applying to the land.**

3.10 Future Management of The Entrance Town Centre

Councillor Taylor declared a non-pecuniary insignificant interest in the matter for the reason that he is a Council delegate on the Board of The Entrance Town Centre Management (TETCM) and participated in consideration of this matter.

Councillor Taylor stated:

"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty."

Councillor Webster declared a non-pecuniary insignificant interest in the matter for the reason that she her daughter works at the Visitor Information Centre at The Entrance and participated in consideration of this matter.

Councillor Webster stated:

"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty."

Councillor Eaton declared a non-pecuniary insignificant interest in the matter for the reason that he is the Council delegate to TETCM and participated in consideration of this matter.

Councillor Eaton stated:

"I choose to remain in the chamber and participate in discussion and voting as the conflict has not influenced me in carrying out my public duty."

Cr Vincent left the meeting at 6.36 pm and did not return.

RESOLVED unanimously on the motion of Councillor EATON and seconded by Councillor WEBSTER:

1334/15 That Council agree, in the event that The Entrance Town Centre Management Corporation is dissolved or TETCM Board elects to transfer the operations and functions associated with The Entrance Town Centre Management to Council, in accordance with this report:

- a That Council approve that Council assume responsibility for the assets, operations, maintenance, promotions, events and funding of The Entrance Town Centre as from the date of transfer or dissolution of TETCMC.**
- b That Council accept the transfer of the current Entrance Town Centre and Visitors' Centre employees to Council's employ on a 12 month temporary contract employee basis (at their existing rates of pay and conditions) as from the date of transfer or dissolution of TETCMC, and note that any accrued leave, or other entitlements for those employees, as at the date of transfer or dissolution, will be paid from the Corporation's funds.**
- c That Council approve the organisation structure changes (annexure 1) and an initial increase to the staff establishment of one (1) full time equivalent (FTE).**
- d That Council approve the transfer of the functions of The Entrance Visitors' Centre to Council's Community and Recreation Services department as from the date of transfer or dissolution of TETCMC.**
- e That Council rescind The Entrance Town Centre Management funding agreements.**

3.11 Update on Tourism in the Wyong Shire

Councillor Taylor left the meeting at 6.41 pm and returned to the meeting at 6.42 pm during consideration of this item.

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor EATON:

- 1335/15 That Council note the results of the recent Tourism Forum.
- 1336/15 That Council note the annual report provided by Central Coast Tourism for 2014/15 financial year.
- 1337/15 That Council advise Central Coast Tourism Incorporated that Council currently does not have sufficient information to extend Central Coast Tourism Incorporated's contract.
- 1338/15 That Council receive a further report on this matter at the 27 January 2016 Ordinary Meeting.

4.1 Litter Management in the Wyong Shire

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor GREENWALD:

- 1339/15 That Council receive the report on Litter Management in the Wyong Shire.

4.2 Draft Minutes of the Employment and Economic Development Committee Meeting - 4 November 2015

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor GREENWALD:

- 1340/15 That Council receive the report on Draft Minutes of the Employment and Economic Development Committee Meeting - 4 November 2015.

4.3 Road Capital Works Program

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor GREENWALD:

- 1341/15 That Council receive the report on the status of the Council's Road Capital Rolling Works Program.

4.4 Outstanding Questions on Notice and Notices of Motion

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor GREENWALD:

- 1342/15 That Council receive the report on Outstanding Questions on Notice and Notices of Motion.

3.5 Investment Report for November 2015

RESOLVED unanimously on the motion of Councillor GRAHAM and seconded by Councillor GREENWALD:

1343/15 That Council receive the Investment Report for November 2015.

6.1 Notice of Motion - Open and Transparent Local Government Decision Making at Wyong Shire Council

The Mayor ruled the Notice of Motion out of order.

6.2 Notice of Motion - Rock Fishing Deaths at "Drowning Rocks", Wybung Head

RESOLVED unanimously on the motion of Councillor BEST and seconded by Councillor TROY:

1344/15 That Council recognise rock fishing is one of Australia's most dangerous recreational pursuits accounting for 16 deaths alone on the Central Coast in the past 8 years (no victims were wearing life jackets).

1345/15 That, as a consequence of these deaths, the emotional trauma and the huge cost of recovery, Council calls on National Parks to support suitable multicultural "shock signage" in a desperate effort to curb the rising death toll.

1346/15 That, further to the coroner's recommended initiative of shock signage, Council also investigate and report on the possibility of formalising the unofficial name of "Drowning Rocks" platform located on the south eastern side of Wybung Head.

1347/15 That Council, in consultation with Roads and Maritime Services (RMS), Central Coast Surf Life Saving and key user groups, investigate the feasibility of installing a trial "ocean life buoy" in suitable proximity to the shelf to provide floatation and day/night EPIRB (distress beacon) facility.

1348/15 That Council again lend its support to Central Coast Surf Life Saving for their continuing campaign to make buoyancy vests mandatory when rock fishing.

CONFIDENTIAL SESSION

RESOLVED unanimously on the motion of Councillor TAYLOR and seconded by Councillor GREENWALD:

1349/15 That Council move into Confidential Session.

At this stage of the meeting being 7.12 pm council moved into Confidential Session with the members of the press and public excluded from the meeting of the closed session and access to the correspondence and reports relating to the items considered during the course of the closed session being withheld. This action is taken in accordance with Section 10a of The Local Government Act, 1993.

OPEN SESSION

Council resumed in open session at 7.14 pm and the Acting Chief Executive Officer reported on proceedings of the confidential session of the ordinary meeting of council as follows:

7.1 Library Management System

Councillor Graham declared a pecuniary interest in the matter for the reason that his daughter is employed in Council's Library. Councillor Graham left the chamber at 7.12 pm, took no part in discussion, did not vote and did not return to the meeting.

1287/15 *That Council reject all tenders on the basis that Council will go into discussions with Gosford City Council following amalgamation and consider a Library Management System solution for the new organisation within six months.*

1288/15 *That Council determine the Tender Evaluation Report in Attachment A remain confidential in accordance with Section 10 A (2) of the Local Government Act 1993 as the report contains commercial information of a confidential nature, except for the name of the successful tenderer, which may be disclosed after Council has resolved to accept that tender.*

QUESTIONS ON NOTICE

Nil

THE MEETING closed at 7.20 pm.

CR EATON

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

(Clause 195A)

Form of Special Disclosure of Pecuniary Interest

- 1 The particulars of this form are to be written in block letters or typed.
- 2 If any space is insufficient in this form for all the particulars required to complete it, an appendix is to be attached for that purpose which is properly identified and signed by you.

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. **The special disclosure must relate to a pecuniary interest that arises only because of an interest of the councillor in the councillor's principal place of residence or an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence.** 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.

Special disclosure of pecuniary interests by: **Councillor Doug Eaton**
in the matter of **Wyong Local Environmental Plan 2013 Amendment No 2**
to be considered at a *Council meeting* held on the **9th day of December 2015**.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the <i>identified land</i>) ¹	23 Jennings Road WYONG NSW 2259 (Lot 1 DP 24783)
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" 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 interest²	

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" 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 [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 R2 Low Density Residential Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	Appreciable financial gain

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
Relationship of identified land to Councillor [Tick or cross one box.]	<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 checked="" 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 interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Current zone/planning control <i>[Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]</i>	Wyong LEP 2013 R2 Low Density Residential Zone
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>	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	Appreciable financial gain

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

3. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
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 checked="" 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 interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ <i>[Tick or cross one box]</i>	<input checked="" 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>	Wyong LEP 2013 R2 Low Density Residential Zone

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	Appreciable financial gain

Councillor's signature:

Date:

9/12/15

[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

- 1 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 relative⁴ 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.
- 2 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).
- 3 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.
- 4 **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.

CR GREENWALD

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

(Clause 195A)

Form of Special Disclosure of Pecuniary Interest

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Important Information

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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.

Special disclosure of pecuniary interests by: **Councillor Ken Greenwald**
in the matter of **Wyong Local Environmental Plan 2013 Amendment No 2**
to be considered at a *Council meeting* held on the **9th day of December 2015**.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the <i>identified land</i>) ¹	57 Dunrossil Ave Watanobbi (Lot 1212 DP 262111)
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" 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 interest²	

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" 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 [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 R2 Low Density Residential Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	Appreciable financial gain

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
Relationship of identified land to Councillor [Tick or cross one box.]	<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 checked="" 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 interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Current zone/planning control <i>[Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]</i>	Wyong LEP 2013 R2 Low Density Residential Zone
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>	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	Appreciable financial gain

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

3. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
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 checked="" 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 ²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ <i>[Tick or cross one box]</i>	<input checked="" 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>	Wyong LEP 2013 R2 Low Density Residential Zone

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

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>	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	Appreciable financial gain

Councillor's signature:

Date: 9/12/15

[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

- 1 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 relative⁴ 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.
- 2 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).
- 3 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.
- 4 **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.

CR MATTHEWS

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

(Clause 195A)

Form of Special Disclosure of Pecuniary Interest

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Special disclosure of pecuniary interests by: **Councillor Lisa Matthews**
in the matter of **Wyong Local Environmental Plan 2013 Amendment No 2**
to be considered at a *Council meeting* held on the **9th day of December 2015**.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	77 Kalua Drive Chittaway Bay (Lot 168 DP27390)
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" 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 ²	

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" 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 [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 R2 Low Density Residential Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	Appreciable financial gain

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	360 Lakedge Ave Chittaway Bay 2261
Relationship of identified land to Councillor [Tick or cross one box.]	<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 checked="" 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 interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Current zone/planning control <i>[Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]</i>	Wyong LEP 2013 R2 Low Density Residential Zone
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>	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	Appreciable financial gain

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

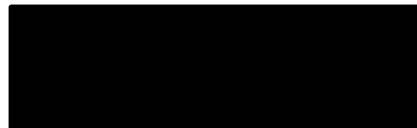
3. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
Relationship of identified land to Councillor <i>[Tick or cross one box.]</i>	<input type="checkbox"/> Councillor has interest in the land (e.g. is owner or has other interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input checked="" 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 interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ <i>[Tick or cross one box]</i>	<input checked="" 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>	Wyong LEP 2013 R2 Low Density Residential Zone

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

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>	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	Appreciable financial gain

Councillor's signature:



Date: 9/12/15

[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

- 1 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 relative⁴ 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.
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- 4 **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.

CR TAYLOR

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

(Clause 195A)

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Special disclosure of pecuniary interests by: **Councillor :Lloyd Taylor**
in the matter of **Wyong Local Environmental Plan 2013 Amendment No 2**
to be considered at a *Council meeting* held on the **9th day of December 2015**.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	14 Main Road TOUKLEY (Lot 7 DP 14731)
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" 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 ²	

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" 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 [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 R2 Low Density Residential Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	Appreciable financial gain

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
Relationship of identified land to Councillor [Tick or cross one box.]	<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 checked="" 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 interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Current zone/planning control <i>[Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]</i>	Wyong LEP 2013 R2 Low Density Residential Zone
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>	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	Appreciable financial gain

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

3. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
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 checked="" 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 interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ <i>[Tick or cross one box]</i>	<input checked="" 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>	Wyong LEP 2013 R2 Low Density Residential Zone

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	Appreciable financial gain

Councillor's signature:



Date:

9.12.15

[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

- 1 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 relative⁴ 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.
- 2 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).
- 3 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.
- 4 **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.

CR TROY

Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993

(Clause 195A)

Form of Special Disclosure of Pecuniary Interest

- 1 The particulars of this form are to be written in block letters or typed.
- 2 If any space is insufficient in this form for all the particulars required to complete it, an appendix is to be attached for that purpose which is properly identified and signed by you.

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. **The special disclosure must relate to a pecuniary interest that arises only because of an interest of the councillor in the councillor's principal place of residence or an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence.** 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.

Special disclosure of pecuniary interests by: **Councillor Adam Troy**
in the matter of **Wyong Local Environmental Plan 2013 Amendment No 2**
to be considered at a *Council meeting* held on the **9th day of December 2015**.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the <i>identified land</i>) ¹	31 Warner Ave Tuggerawong (Lot 155 DP 13019)
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" 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 interest²	

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" 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 [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 R2 Low Density Residential Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	Appreciable financial gain

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
Relationship of identified land to Councillor [Tick or cross one box.]	<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 checked="" 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 interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Current zone/planning control <i>[Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]</i>	Wyong LEP 2013 R2 Low Density Residential Zone
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>	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	Appreciable financial gain

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

3. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
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 checked="" 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 interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ <i>[Tick or cross one box]</i>	<input checked="" 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>	Wyong LEP 2013 R2 Low Density Residential Zone

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

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>	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	Appreciable financial gain

Councillor's signature:

Date:

9/12/15

[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

- 1 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 relative⁴ 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.
- 2 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).
- 3 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.
- 4 **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.

CR VINCENT

**Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993**

(Clause 195A)

Form of Special Disclosure of Pecuniary Interest

- 1 The particulars of this form are to be written in block letters or typed.
- 2 If any space is insufficient in this form for all the particulars required to complete it, an appendix is to be attached for that purpose which is properly identified and signed by you.

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. **The special disclosure must relate to a pecuniary interest that arises only because of an interest of the councillor in the councillor's principal place of residence or an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence.** 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.

Special disclosure of pecuniary interests by: **Councillor Doug Vincent**
in the matter of **Wyong Local Environmental Plan 2013 Amendment No 2**
to be considered at a *Council meeting* held on the **9th day of December 2015**.

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the <i>identified land</i>) ¹	62 Narambi Road Buff Point (Lot 1 DP 547145)
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" 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 interest²	

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" 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 [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 R2 Low Density Residential Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	Appreciable financial gain

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
Relationship of identified land to Councillor [Tick or cross one box.]	<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 checked="" 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 interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Current zone/planning control <i>[Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]</i>	Wyong LEP 2013 R2 Low Density Residential Zone
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>	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	Appreciable financial gain

ADDITIONAL INTERESTS DECLARED **an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence**

3. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
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 checked="" 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 interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ <i>[Tick or cross one box]</i>	<input checked="" 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>	Wyong LEP 2013 R2 Low Density Residential Zone

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

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>	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	Appreciable financial gain

Councillor's signature:



Date:

9/12/15

[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

- 1 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 relative⁴ 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.
- 2 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).
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- 4 **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.

CR WEBSTER

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

(Clause 195A)

Form of Special Disclosure of Pecuniary Interest

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Important Information

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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.

Special disclosure of pecuniary interests by: **Councillor Lynne Webster**
in the matter of **Wyong Local Environmental Plan 2013 Amendment No 2**
to be considered at a *Council meeting* held on the **9th day of December 2015**.

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

1. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	2A CASTLEREAGH CRES. BATEAU BAY.
Relationship of identified land to Councillor [Tick or cross one box.]	<input checked="" 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 checked="" type="checkbox"/> Associated person of Councillor has interest in the land.

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

	<input type="checkbox"/> Associated company or body of councillor has interest in the land.
Matter giving rise to pecuniary interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" 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 [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 R2 Low Density Residential Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	Appreciable financial gain

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

2. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
Relationship of identified land to Councillor [Tick or cross one box.]	<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 checked="" 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 interest²	

Schedule 3A Form of special disclosure of pecuniary interest

Section 451 of the Local Government Act 1993

Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" 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 [Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]	Wyong LEP 2013 R2 Low Density Residential Zone
Proposed change of zone/planning control [Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor [Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]	Appreciable financial gain

ADDITIONAL INTERESTS DECLARED an interest of another person (whose interests are relevant under section 443 of the Act) in that person's principal place of residence

3. Pecuniary interest	
Address of land in which councillor or an associated person, company or body has a proprietary interest (the identified land) ¹	
Relationship of identified land to Councillor [Tick or cross one box.]	<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 checked="" 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 interest²	
Nature of land that is subject to a change in zone/planning control by proposed LEP (the subject land) ³ [Tick or cross one box]	<input checked="" type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.

Schedule 3A Form of special disclosure of pecuniary interest
Section 451 of the Local Government Act 1993

Current zone/planning control <i>[Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]</i>	Wyong LEP 2013 R2 Low Density Residential Zone
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>	Wyong LEP 2013 Amendment No 2 R2 Low Density Residential Zone Amend Clause 4.1B to facilitate the subdivision of existing lawfully created dual occupancies
Effect of proposed change of zone/planning control on councillor <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	Appreciable financial gain

Councillor's signature:



Date:

09/12/2015

[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

- 1 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 relative⁴ 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.
- 2 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).
- 3 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.
- 4 **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.