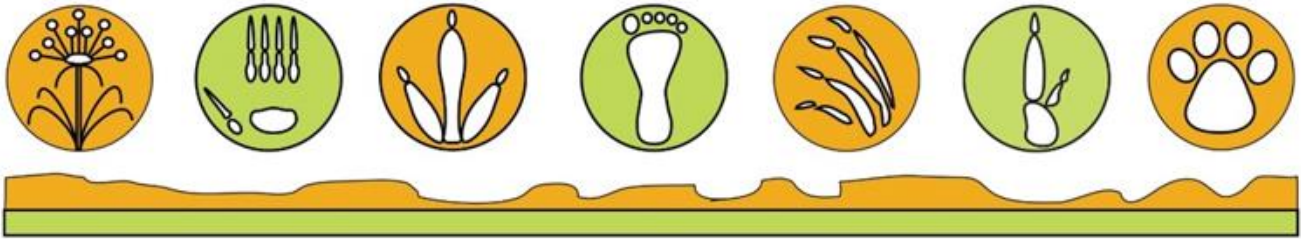


# BARKLY REGIONAL COUNCIL



## AGENDA SPECIAL COUNCIL MEETING

**Tuesday 19 December 2023**

Barkly Regional Council's Special Council Meeting will be held  
in Council Chambers, 41 Peko Road, Tennant Creek  
on Tuesday 19 December 2023 at 1:00 pm.

**Ian Bodill**

Chief Executive Officer

### OUR VISION

We strive to be a responsive, progressive, sustainable council which respects, listens to and empowers the people to be strong.

### The Way We Will Work

**We will make it happen!**

**We will be engaged and have regular opportunities to listen.**

**We will have strong policies and budgets to ensure our programs and services are progressive and sustainable.**

**Respect is shown in everything we do, and we have acceptance of all cultures in the Barkly Region and their practices through a culturally competent Council.**

**We are a responsible Council. We will be a responsive Council.**

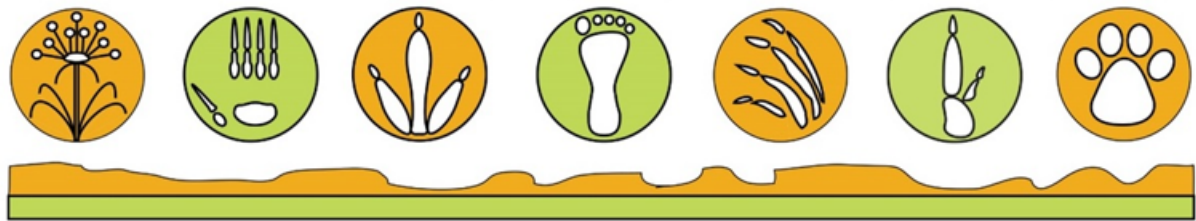
**We want to empower local decision making.**

**We want to ensure that our services are sustainable and that our region has a standard consistent level of services.**

**We want to be able to sustain our environment – our communities, our physical places, our people, and our organisational culture.**

**We will aggressively pursue additional funding from both levels of government to improve the standard of living of people across the region. We need to be realistic, transparent, and accountable.**

# BARKLY REGIONAL COUNCIL



## ACKNOWLEDGEMENT TO COUNTRY

We acknowledge the Traditional Owners of Warumungu, Mudberra, Jingili, Wakaya, Wambaya, Waanyi, Walpiri, Warlmanpa, Alyawarr, Anmatyerre and Kaytetye Country on which Barkly Regional Council live and work, and recognise their continuing connection to land, waters and culture. We pay our respects to the ancestors and elders of these lands, past, present and emerging.

May we continue to work together to  
Deliver sustainable outcomes through a process  
Based on mutual respect and understanding.

## COUNCIL PRAYER

Our Lord Jesus Christ, we trust you will guide and bless this meeting of the Barkly Regional Council. We pray that you will ensure that all discussions and decisions made today are just and fair as they will affect all people within. We also pray for your guidance to ensure that all our dealings are appropriate to all those whom we represent and will reflect an equitable and honest approach to the issues to be discussed today.

Amen



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## 1 OPENING AND ATTENDANCE

### 1.1 Elected Members Present

- Peter Holt - Official Manager

### 1.2 Staff Members Present

### 1.3 Visitors Present

### 1.4 Apologies and Leave of Absence

### 1.5 Disclosure of Interest

### 1.6 Review of Disclosure of Interest

## 2 CONFIRMATION OF PREVIOUS MINUTES

*Nil*

## 3 ACTIONS FROM PREVIOUS MINUTES

*Nil*

## 4 ADDRESSING THE MEETING

*Nil*

## 5 OFFICIAL MANAGER'S REPORT

*Nil*

## 6 CHIEF EXECUTIVE OFFICERS REPORTS

### Chief Executive Officers Reports

---

#### 6.1 Council Advisory Committees

##### Reference

**Author** Emmanuel Okumu (Governance Manager)

##### RECOMMENDATION

That Council:

- 1) Establishes and resolves to call for nominations for the Advisory Committees—namely, (a) Remote Communities Advisory Committee and (b) Youth Centres Advisory Committee.
- 2) Directs Tennant Creek Local Authority to also perform TC advisory committee role
- 3) Receives and resolves to approve the BRC Advisory Committee's Terms of Reference

##### SUMMARY

The BRC Official Manager is establishing the advisory committees, which will include one committee to advise the Council on the services required in the remote communities and one committee for the Youth Centres.

Tennant Creek advisory role will be performed by Tennant Creek LA.

The Advisory committee will provide advice to the Official Manager for the period of administration.

##### BACKGROUND

Barkly Regional Council encourages input from the community about its services, operations, and facilities. Council Advisory Committees are one way for the district to provide feedback or advice to the Council on a specific topic of interest to the community. For the period when the Council is under administration, the Official Manager establishes advisory committees under section 82(1) to provide advice about matters affecting the communities.

##### ORGANISATIONAL RISK ASSESSMENT

The potential risks are solved by having an advisory committee to provide the Council with community input on required services.

## **BUDGET IMPLICATION**

The Council would incur a seating allowance for committee members.

## **ISSUE/OPTIONS/CONSEQUENCES**

The advertisement calling for nominations will last for twenty-one days from the date the advert is put out.

## **CONSULTATION & TIMING**

<Enter Text Here>

## **ATTACHMENTS:**

1. BRC Committee policy edit 12 [**6.1.1** - 6 pages]
2. Terms of Reference 1 youth new o [**6.1.2** - 4 pages]

## POLICY

<b>TITLE:</b>	Council Committee Terms of Reference/Policy		
<b>DIRECTORATE:</b>	Council		
<b>ADOPTED BY:</b>	CEO		
<b>DATE OF ADOPTION:</b>	November 2023	<b>DATE OF REVIEW:</b>	November 2025
<b>POLICY NUMBER:</b>	A&G02		
<b>LEGISLATIVE REF:</b>	Local Government Act 2019 Part 5.2		

### 1. INTRODUCTION

Barkly Regional Council encourages input from the community about its services, operations, and facilities. Council Advisory Committees are one way for the community to provide input or advice to Council on a specific topic or the strategic management of a facility on an ongoing basis.

#### 1.1. Purpose

The purpose of this policy is to ensure consistency across the formation and operation of Council Advisory Committees.

#### 1.2. Scope

This policy applies to all elected members, employees and community members who are appointed to or involved in Council's Advisory Committees established from time to time by resolution of Council.

#### 1.3. Policy Objectives

This policy is intended to ensure consistent practice is followed for the establishment, operation, and administration of the Council Committees. The Committees are appointed to provide regular advice and information to Council on specific subjects of interest to the community and Council and to promote the awareness of a specific topic within Council and the community, advise Council on current and emerging issues, provide a process for input into the planning and provision of services and facilities and a process for feedback from Council to the community.

## 2. DEFINITIONS

**Advisory committee** means a group of suitably experienced people appointed to give considered advice, recommendations in connection with Council business, established by resolution in accordance with section 82 of the Local Government Act 2019.

**Committee member** means an individual or organisation represented by a delegated person who is appointed for the term of the Advisory Committee.

## 3. DETAILS

Council has adopted an Advisory Committee Terms of Reference/Policy to ensure that consistent practices are followed for the establishment, operation, and administration of Advisory Committees. Advisory Committees are appointed to provide regular advice and information to Council on specific subjects of interest to the community and Council. They promote the awareness of a specific topic within Council and the community, advise Council on current and emerging issues, provide a process for input into the planning and provision of services and facilities and a process for feedback from Council to the community.

## 4. ESTABLISHMENT OF ADVISORY COMMITTEES

Council may appoint an Advisory Committee to address a specific topic or the strategic management of a facility for a maximum term that is equal to the current term of Council.

An Advisory Committee must be appointed in accordance with Section 82 of the Local Government Act 2019 and:

- may only be appointed by Council resolution
- may include in its members persons who are not Councillors, and
- must have terms of reference, approved by council resolution, that set out its membership and functions.

Subject to any resolution to the contrary, if an Advisory Committee is appointed for a particular purpose or for a limited time, the Advisory Committee is abolished and appointment of members to the Advisory Committee is terminated upon the fulfilment of that purpose or the expiration of that time.



## 5. ADVISORY COMMITTEE MEMBERSHIP

Committee members will be representative of the diversity of needs and issues relating to the specific topic of the Committee and will include Councillors and members of the community (both individual members and/or member organisations).

Members may also include representatives from relevant State or Commonwealth Government agencies, other Local Governments.

Organisations, agency, professional or industry bodies represented on the Advisory Committee must nominate one delegate from the organization to represent them in the Committee.

The Chairperson of the committee will be a person appointed by Council to be the chairperson of the committee.

- (1) Each year on the twelve-month anniversary of the establishment of an Advisory Committee, Council may resolve to provide the opportunity to rotate the existing members (including Councillor/s) of that Advisory Committee with other Councillor/s and members.
- (2) The membership of an Advisory Committee will be as stated in the Advisory Committee Terms of Reference.
- (3) The external membership selection process for an Advisory Committee will include an Expressions of Interest sought through a range of channels as decided by the Mayor, Councillors, Chief Executive Officer, or relevant Director.
- (4) Committee members will be approved through a Council resolution at an Ordinary Meeting of Council.
- (5) The Committee may co-opt additional members on a temporary basis for specific matters

## 6. AUTHORITY

An Advisory Committee is a consultative Committee to Council that is designed to discuss key issues, engage with the community, and make recommendations to Council as it pertains to the stated purpose of the Advisory Committee.

An Advisory Committee and members of the Committee may provide input on a specific topic or the strategic management of a facility, but it does not hold decision making powers concerning the operations of Council, nor can it commit Council resources or be delegated any powers

## **7. MEMBERS ROLES AND RESPONSIBILITIES.**

The following roles and responsibilities are conferred to each member of an Advisory Committee:

All members are responsible for ensuring the Advisory Committee Terms of Reference and this Policy are adhered to, and

All members of an Advisory Committee must ensure there is no conflict or possible conflict between the member's private interests and the honest performance of the member's role of advising or making a recommendation to Council

A member of an Advisory Committee will not:

- improperly use information acquired as a member of the Advisory Committee to gain, directly or indirectly, a financial advantage for that person or someone else
- improperly use information acquired as a member of the Advisory Committee to damage Council's reputation
- release information that the member knows or should reasonably know is information that is confidential to Council
- release information that the member knows or should reasonably know is information that Council wishes to keep confidential
- make public or media comment on behalf of Council, unless the Member is authorised in accordance with Council's media policy

## **8. OPERATIONS AND ADMINISTRATION**

The Governance Manager, or nominee, will provide appropriate advice and administrative support to assist all Advisory Committees to meet their obligations. Meeting administration and protocols for an Advisory Committee will be in accordance with the requirements of the Local Government Act 2019 and as stated in the Terms of Reference for the Advisory Committee.

The following key meeting protocols must be adhered to for each Advisory Committee meeting:

- a quorum for an Advisory Committee meeting shall be half the number of members of the Committee plus one
- the Chairperson will preside at an Advisory Committee meeting. However, if the Chairperson is absent or unavailable to preside, a member of the Advisory

Committee chosen by the members present at the Advisory Committee meeting will preside

- a non-member may attend an Advisory Committee meeting as an observer only
- a member of an Advisory Committee (whether or not they are a Councillor) may vote on business before the Advisory Committee except Council employees, who are not allowed to Move, Second or Vote on recommendations, and
- recommendations of Advisory Committees will be by majority voting of members only. An Advisory Committee must determine the dates, times, and places for its meetings, however, must meet a minimum of four (4) times per year or as otherwise deemed necessary.

Minutes of each Advisory Committee meeting will be submitted to the next Ordinary Meeting of Council and will be publicly available unless Council has exempted the Advisory Committee to keep minutes of its proceedings in accordance with Council's Privacy Policy or Confidential Information Policy.

If any committee member is absent for three (3) consecutive meetings without having obtained leave of absence from the Committee, the member's continued membership of that Committee will be referred to Council for determination.

## **9. REMUNERATION**

Eligible Advisory Committee Members may receive attendance of meeting allowance as determined by the Council resolution following the NTG Statutory bodies classified remuneration structure.

## **10. CALLING FOR NOMINATIONS**

Council will seek nominations by;

- a. Posting the call for nominations on Councils website,
- b. Posting notice on community notice board
- c. Writing to various organisations and Government bodies requesting them to nominate their representatives to the committee
- d. At the request of BRC Official Manager, elected members on suspension are encouraged to join advisory committees and continue to contribute towards the development of their communities.

**11. REVIEW**

This policy/terms of reference will be reviewed in 2024

**12. ASSOCIATED POLICIES**

Council Code of conduct Policy

Privacy Policy

Confidentiality Policy

**13. Approval**

This policy is approved

Ian Bodill

**Chief Executive Officer**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Dated

END

## Terms of Reference

### BRC Youth Centres – Advisory Committee



#### 1. PURPOSE

The Youth Centres Advisory Committee (YCAC) is an Advisory Committee to the Council. Its purpose is to give young people a say in voicing their concerns on matters and issues that are important to them and are related to Council and more specifically, the BRC Youth Centres. The BRC Youth Centres Advisory also assists young people involved to develop leadership, governance, communication, teamwork and public speaking skills.

#### 2. SCOPE

The BRC YCAC consists of a group of young people, the Council's Youth Services team and representatives from the National Indigenous Australians Agency (NIAA), Chief Ministers office and the Department of Territory Families, Housing and Communities (DTFHC) who meet to discuss and plan around issues affecting young people YCAC is an official advisory committee which keeps Council informed on issues that are significant and important to young people in the Barkly region. YCAC also assists Council in making sure that both the services and the way Council goes about its business are youth friendly so that all young residents of the Barkly can be equally included and are able to participate in their communities.

#### 3. AUTHORITY / DELEGATION

The Committee is an Advisory Committee to Council and does not have any delegation to make decisions. The Committee submits its recommendations to the Council for endorsement, and then may be responsible for completing the action determined by Council resolution.

#### 4. FUNCTIONS

The function of the YCAC Committee is:

- a) To build the groups knowledge of issues that affect young people in the Barkly so that advice can be given to Council on how to manage these issues.
- b) To work with Council to help find ways of making the Barkly and its facilities youth friendly, so that young people are comfortable accessing them.
- c) To assist Council to action the objectives of the Youth Strategy.
- d) To provide an avenue for genuine communication between youth and the Council.
- e) To gain an understanding of the responsibilities of the Barkly Regional Council and its many roles and to be actively involved in Councils decision-making processes when appropriate.
- f) To report the minutes and recommendations of each meeting to Council.
- g) To help the local community better understand and be informed about youth issues, the work of the YCAC and its progress, through education and feedback.
- h) To provide an opportunity for youth to build on and expand their skills in leadership, communication, public speaking, problem solving, teamwork and civic affairs.

## Terms of Reference

### BRC Youth Centres – Advisory Committee



#### 5. MEMBERSHIP

- Up to 15 young people between 12 to 25 years of age
- Barkly Youth Advisory Group
- Youth Centre Coordinator – Barkly Regional Council
- Senior Staff from Operations, TC and community development – Barkly Regional Council - Advisory / Non-voting
- Representative from National Indigenous Australians Agency (NIAA) – Advisory / Non-voting
- Representative from Chief Ministers Office - Advisory / Non-voting
- Representative from Territory Families, Housing and Communities (DTFHC) - Advisory / Non-voting
- Moriarty Foundation - Advisory / Non-voting
- We-Ali - Advisory / Non-voting
- An appointment term is for 2 years

Members must either live, study or work within the Barkly municipality.

Membership will be organised so that there is equal and fair representation of young people from across the age range and the various cultural groups within the region.

Young people whose life experience and knowledge will make the group rich in understanding youth issues from different perspectives will be actively encouraged to apply to become a member.

Members who are absent without notice for more than three (3) meetings will be retired from the committee.

Members may take three (3) months leave from the YCAC each year provided they provide 10 days' notice.

#### 5.1 CHAIR

The chair of the Committee is responsible for:

- Ensuring the good conduct of meetings in accordance with the role and functions of the Committee: and
- Ensuring that the Committee's recommendations and actions are in line with the Terms of Reference.

The Committee Chair may be called upon to represent the YCAC to Council.

The Committee may appoint a Deputy Chair for the purposes of chairing a meeting if the Chair is not present or at a meeting as required.

#### 5.2 MEMBERS

Members are appointed to represent the interests and needs of the community relevant to the Committee purpose.

The responsibility of the Members is to:

- Regularly attend meetings and to actively contribute ideas and commentary.
- Actively participate in working groups, sub-committees or specialist panels as required.

## Terms of Reference

### BRC Youth Centres – Advisory Committee



#### 6. MEETINGS

##### 6.1 FREQUENCY AND LOCATION

Subject to direction by Council, the Committee will set its meeting schedule the calendar year prior. The Committee will meet at least four (4) times per year and no more than ten (10) times annually. Time and location of Committee meetings to be determined by the Committee.

Special meetings may be convened by the Chief Executive Officer on the request of the Chair, or a majority of Committee members. The Chief Executive Officer will then issue a Notice of Meeting with the time, date and location of the meeting, and the items to be discussed at the special meeting.

##### 6.2 VOTING

A resolution of the Committee will be passed by a majority vote. A majority vote is half, plus 1 of the Members present at the meeting. The Chair must exercise, in the event of an equality of votes, a second or casting vote.

#### 7. CODE OF CONDUCT

All Members are accountable to the Local Government Act 2019 – Code of Conduct, Schedule 1. This includes the requirements to declare gifts and or benefits received.

#### 8. CONFLICT OF INTEREST

On appointment to a Committee, all Members must identify if there are any conflicts of interest in performing their role on the Committee. Conflicts of Interest must also be identified at any meeting in which a member has a Conflict of Interest on a matter.

#### 9. REVIEW AND PERFORMANCE EVALUATION

##### 9.1 TERMS OF REFERENCE

The Terms of Reference will be reviewed annually by the Committee and any changes will be put to Council for endorsement.

##### 9.2 PERFORMANCE EVALUATION

Commencing in November, at the end of each calendar year, the Committee will conduct an annual review of the Committee to assess outcomes against these terms of reference. Advisory Committee members are advised that membership on the committee will require interstate travel to engage with Street Universities in NSW and QLD in the interest of continuous improvement and the provision of quality, engaging and capacity building activities.

The review and any amendments to the Terms of Reference will be provided to Council at the commencement of each calendar year.

## Terms of Reference

### BRC Youth Centres – Advisory Committee



#### 10. RESPONSIBILITY / APPLICATION

All Members of the Committee will be provided with a copy of the committee terms of reference via their email address provided to the Council in the nomination form. Committee members must follow the Terms of Reference and ensure they know their responsibilities under the Local Government Act 2019 as a Member of a Council-appointed Committee.

Resolution Number:

---



## 7 CORPORATE SERVICES DIRECTORATE REPORTS

*Nil*

## 8 TENNANT CREEK DIRECTORATE REPORTS

*Nil*

## 9 COMMUNITY DEVELOPMENT DIRECTORATE REPORTS

### Community Development Directorate Reports

---

#### 9.1 Community Development

##### Reference

**Author** Gillian Molloy (Director of Community Development)

##### RECOMMENDATION

That Council receives and approves the request to waive dog adoption fees

##### SUMMARY

The Barkly Regional Council pound facility, serving the Barkly region, operates with ten dog pens and consistently experiences high occupancy rates, typically ranging from 90 to 100 percent. This high level of occupancy sometimes hinders our ability to respond to instances of nuisance dogs or strays within the region effectively.

At the Barkly Regional Council pound facility, our policy prohibits the euthanasia of dogs except in cases of aggression. Consequently, dogs may remain in our facility for extended periods, some for many months. This extended stay results in increased operational costs, including the need for regular veterinarian visits and the provision of daily food supplies.

Considering these circumstances, we propose seeking approval to waive the standard \$225 dog adoption fee, with decisions to be made by the Local Laws Manager and the Director of Community Development. Potential scenarios for fee waivers could include promotions during Free Adoption Dog Events, cases involving dogs that have resided within the facility for prolonged durations, or any other situations deemed suitable for fee waiver.

##### BACKGROUND

Barkly Regional Council operates a pound facility in Tennant Creek, with consistently high occupancy rates of 90 to 100 percent, posing challenges in responding to issues involving nuisance dogs and strays. Our no-euthanasia policy, except for aggression cases, results in dogs staying in our care for extended periods, leading to increased operational costs.

To address these challenges, we propose council approval to waive the standard \$225 dog adoption fee under specific circumstances, with decisions made by the Local Laws Manager and the Director of Community Development.

This measure aims to encourage responsible pet adoption, ease financial pressures, and ensure the well-being of the dogs in our care.

## **ORGANISATIONAL RISK ASSESSMENT**

<Enter Text Here>

## **BUDGET IMPLICATION**

<Enter Text Here>

## **ISSUE/OPTIONS/CONSEQUENCES**

<Enter Text Here>

## **CONSULTATION & TIMING**

<Enter Text Here>

## **ATTACHMENTS:**

Nil



## 10 OPERATIONS DIRECTORATE REPORTS

### Operations Directorate Reports

---

#### 10.1 Canteen Creek road Vesting.

##### Reference

**Author** Emmanuel Okumu (Governance Manager)

##### RECOMMENDATION

That Council:

- 1) Receives and notes the report from Barkly Regional Council Projects Team regarding the proposed Canteen Creek Road vesting.
- 2) Resolves to accept the request from Crown Lands for the vesting of the section of the Canteen Creek Road, noting that LGANT will maintain the road up to the completion of the community sub-division expected in 2025.

##### SUMMARY

DIPL, through Crown Lands, has asked that BRC accept the vesting of 2012 metres of road on the approach to Canteen Creek.

The council is requested to resolve to accept the request from Crown Lands for the vesting of the section of the Canteen Creek Road, noting that LGANT will maintain the road up to the completion of the community sub-division expected in 2025.

##### BACKGROUND

Under part 12 of the Local Government Act, subject to the Council's agreement, the road may be vested in the care and control of the Council. DIPL, through Crown Lands, has asked that BRC accept the vesting of 2012 metres of road on the approach to Canteen Creek.

##### ORGANISATIONAL RISK ASSESSMENT

To be verbally presented to the Official Manager by the project team during the meeting.

##### BUDGET IMPLICATION

Not known but rough estimate is presented in report.

##### ISSUE/OPTIONS/CONSEQUENCES

The Issues and consequences are presented to the Council by the project team in the report and verbal explanation during the meeting.

##### CONSULTATION & TIMING

<Enter Text Here>

**ATTACHMENTS:**

1. Canteen Creek Road [10.1.1 - 18 pages]

## Emmanuel Okumu

---

**From:** Ryan Francis  
**Sent:** Wednesday, 13 December 2023 10:29 AM  
**To:** Peter Holt  
**Cc:** Ian Bodill; Faye Jennings; Emmanuel Okumu  
**Subject:** RE: Canteen Creek - road vesting note survey plan  
**Attachments:** Marked Vested Rd Canteen Creek.pdf

Good Morning, Peter,

Please find attached the marked-up plan identifying the road in question, and bullet points for your consideration.

- The road that is to be vested is a gravel road of 2012m in length that adjoins a tar seal road accessing the community of Canteen Creek.
- Canteen Creek is managed by an Aboriginal Corporation including road maintenance internally to the community.
- BRC currently offers a night patrol service to Canteen Creek.
- Like all gravel roads maintenance will be required to ensure safe operation. The frequency of the planned maintenance will vary depending on traffic loads, weather, and road design.
- We believe a budget estimate for maintenance of a gravel road would be between \$800 to \$1000 p/Km. This excludes mobilisation, demobilisation.
- We believe a budget estimate for mobilisation of a contractor from Tennant Creek to maintain this road would be \$15,000.00.
- The Aboriginal Corporation managing Canteen Creek has the required assets within the community to maintain the 2012m gravel road.

### Summary,

If the road in question is vested to the BRC, an agreement would need to be entered into with the local Aboriginal Corporation for planned maintenance with an expected expenditure of \$4000 p/a. Under the current proposal we have until 2025 to secure this agreement.

If an agreement was not forthcoming, the cost of maintaining this small section of road with either council or contracted assets would be a costly exercise.

Kind regards,

Ryan Francis | Manager - Projects and Contracts  
Barkly Regional Council  
t: 08 8962 0000 | d: 08 8962 0023  
e: [ryan.francis@barkly.nt.gov.au](mailto:ryan.francis@barkly.nt.gov.au)  
w: [www.barkly.nt.gov.au](http://www.barkly.nt.gov.au)



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**From:** Peter Holt <peter.holt@barkly.nt.gov.au>

**Sent:** Monday, December 11, 2023 2:13 PM

**To:** Ryan Francis <ryan.francis@barkly.nt.gov.au>

**Cc:** Ian Bodill <ian.bodill@barkly.nt.gov.au>; Faye Jennings <faye.jennings@barkly.nt.gov.au>

**Subject:** FW: Canteen Creek - road vesting note survey plan

Hello Ryan

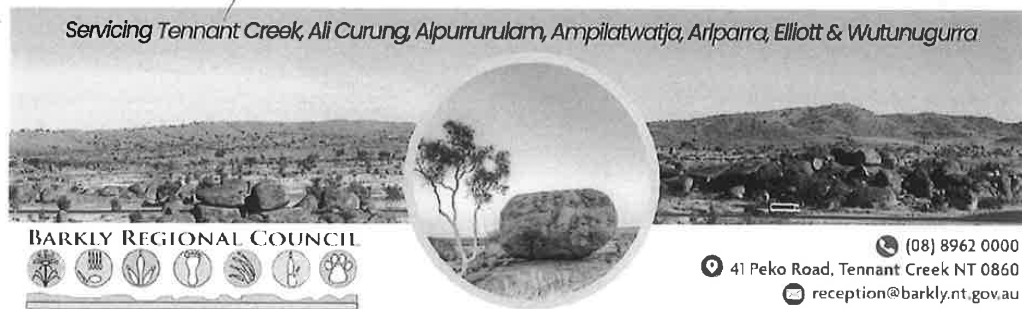
DIPL through Crown Lands has asked that we accept the vesting of 1500 metres of road on the approach to canteen Creek. LGANT has agreed to provide maintenance of the road as they already maintain the access road back to the highway.

Could you please find out which organisation is currently responsible for the (a) Canteen Creek internal roads, and (b) the roads that LGANT is currently maintaining. I am unsure why we are being asked to accept this small section of a road maintained by other parties.

I would like to put this up for discussion at Friday's Special Council meeting if possible. (Faye for agenda 15 December).

Kind regards  
Peter

Peter Holt | Official Manager  
Barkly Regional Council  
t: 08 8962 0000 | d: 08 8962 0048  
m: 0461 403 361  
e: peter.holt@barkly.nt.gov.au  
w: www.barkly.nt.gov.au



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**From:** James Buckley <[James.Buckley@nt.gov.au](mailto:James.Buckley@nt.gov.au)>  
**Sent:** Wednesday, December 6, 2023 10:23 AM  
**To:** Peter Holt <[peter.holt@barkly.nt.gov.au](mailto:peter.holt@barkly.nt.gov.au)>  
**Subject:** Canteen Creek - road vesting note survey plan

**CAUTION:** This is an external email, please take care when clicking links or opening attachments.  
When in doubt, contact your IT Department

Good morning Peter,

Thank you for contacting me earlier. As discussed, the Town of Canteen Creek (gazettal attached) is undergoing a sub-division to create freehold lots as part of the implementation of the indigenous land use agreement agreed to at the end of 2019.

I've also attached confirmation from the LGANT CEO that they are happy to continue the maintenance until mid-2025 under their current funding arrangement.

From here, should consent be provided from BRC to accept the vesting of this road on the survey plan, I will advise the NIAA and Surveyor General of this confirmation and a note will be placed on the survey plan for the Surveyor General's approval.

The plan does not include the internal road network of the town, that will be separate survey plan to be finalised separately upon the conclusion of the sub-division.

I will seek legal advice and advice from the Surveyor General on whether there are any additional steps required by either party, but I believe that consent of the BRC is all that is required at least in the short term.

Please let me know if you have any questions regarding the above.

Thank you,

**James Buckley**  
Senior Project Officer

Land Transactions  
Crown Land Estate  
Department of Infrastructure, Planning and Logistics

Floor 5, Energy House, 18-20 Cavenagh Street, Darwin  
GPO Box 1680, Darwin, NT 0801

p. 8999 7301

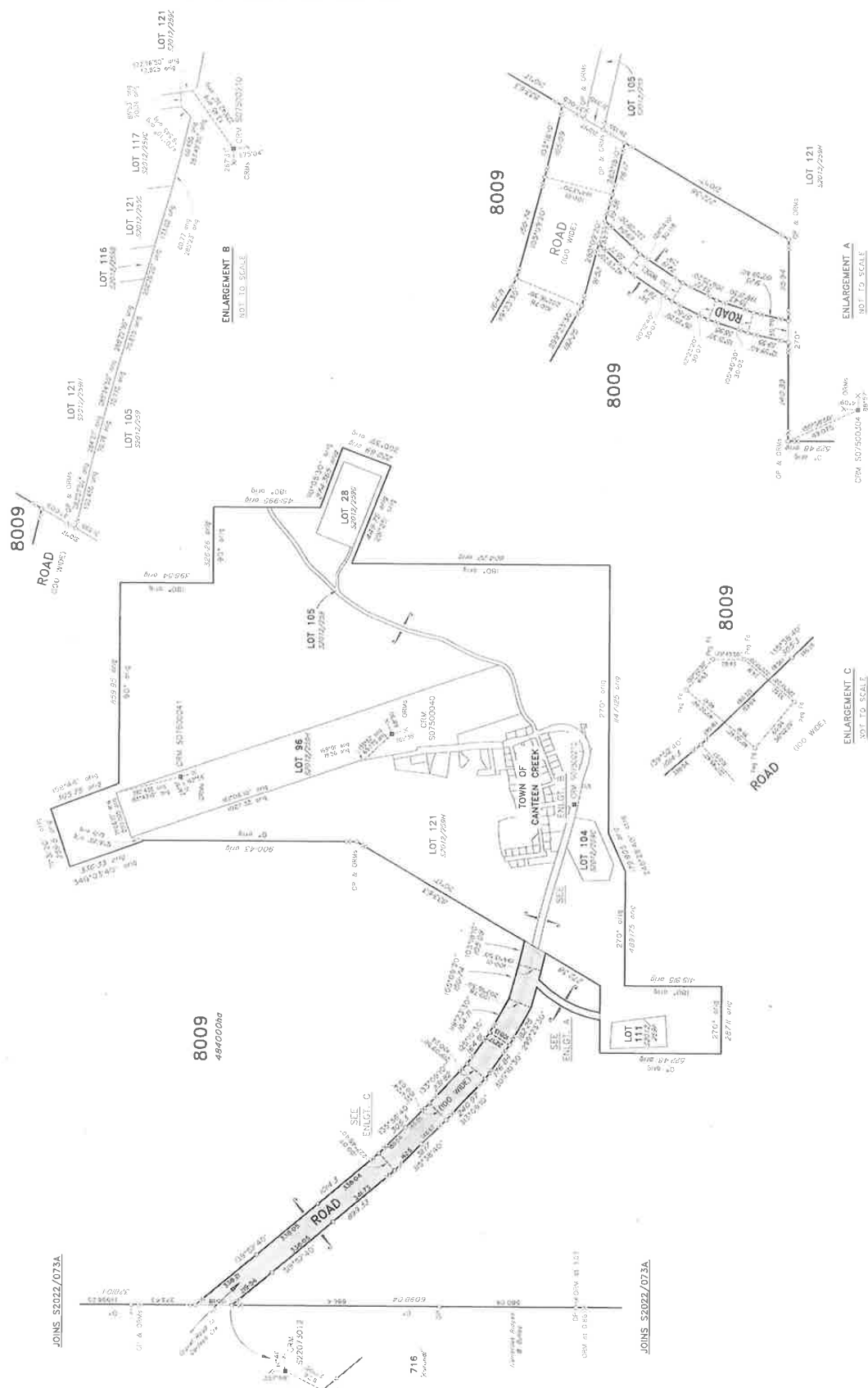
e. [james.buckley@nt.gov.au](mailto:james.buckley@nt.gov.au)

[nt.gov.au](http://nt.gov.au)



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[illegible]



## Emmanuel Okumu

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**From:** Ian Bodill  
**Sent:** Wednesday, 13 December 2023 10:05 AM  
**To:** Ryan Francis; Emmanuel Okumu  
**Subject:** FW: Vesting in 1500 meters- Canteen Creek

As discussed

See below

Ian Bodill | Chief Executive Officer  
Barkly Regional Council  
d: 08 8962 0020  
m: 0448 051 384  
e: [ian.bodill@barkly.nt.gov.au](mailto:ian.bodill@barkly.nt.gov.au)



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**From:** Ian Bodill  
**Sent:** Tuesday, December 12, 2023 8:58 AM  
**To:** Peter Holt <[peter.holt@barkly.nt.gov.au](mailto:peter.holt@barkly.nt.gov.au)>  
**Subject:** Vesting in 1500 meters- Canteen Creek

Peter

I have prepared some notes which I will use to prepare a report for Fridays meeting. Is there any further information you require?

### **Recommendation:**

That Council accepts the vesting of the section of 1500 meters as highlighted on the attached plan.

**Body of the report will include:**

DIPL through Crown Lands has asked that BRC accepts the vesting of 1500 metres of road on the approach to canteen Creek. See attached plan.

Correspondence has been received from James Buckley, Senior Project Officer Land Transactions, Crown Land Estate, Department of Infrastructure, Planning and Logistics advising that the Town of Canteen Creek is undergoing a sub-division to create freehold lots as part of the implementation of the indigenous land use agreement agreed to at the end of 2019.

Mr Buckley is requesting confirmation from BRC to accept the vesting of the section of road shown on the plan and currently looked after and maintained by LGANT. He advises that confirmation from the LGANT CEO indicates that they are happy to continue the maintenance until mid-2025 under their current funding arrangement.

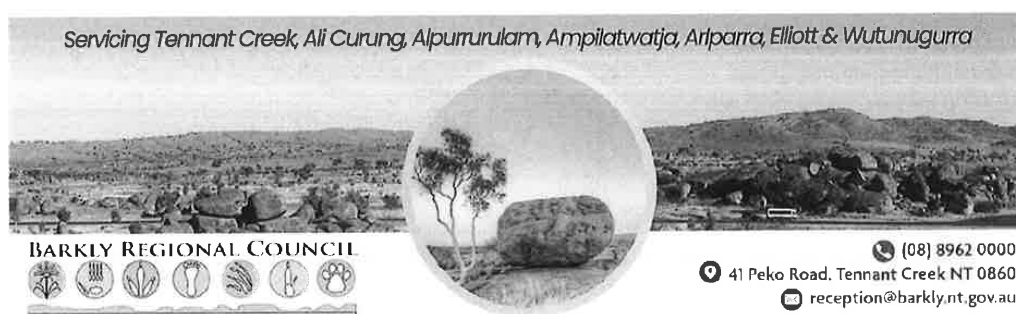
From here, should consent be provided from BRC to accept the vesting of this road on the survey plan, Mr Buckley will advise the NIAA and Surveyor General of this confirmation and a note will be placed on the survey plan for the Surveyor General's approval.

The plan does not include the internal road network of the town, that will be separate survey plan to be finalised separately upon the conclusion of the sub-division. Owairtilla Aboriginal corporation maintains the internal roads with Municipal funding. It also maintains the 1500 meters in question as part of its programme. LGANT funds and maintains the length of road leading to the community and estimated at 35 kilometres.

Mr Buckley continues that he will seek legal advice and advice from the Surveyor General on whether there are any additional steps required by either party but says that consent of the BRC is all that is required at least in the short term.

**Attachment will be provided.**

Ian Bodill | Chief Executive Officer  
Barkly Regional Council  
d: 08 8962 0020  
m: 0448 051 384  
e: [ian.bodill@barkly.nt.gov.au](mailto:ian.bodill@barkly.nt.gov.au)



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## Emmanuel Okumu

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**From:** Sean Holden <sean.holden@lgant.asn.au>  
**Sent:** Tuesday, 28 November 2023 5:02 PM  
**To:** Ian Bodill  
**Cc:** Nauman Zaland; James Buckley  
**Subject:** Re: Confirmation of the Canteen Creek Road Arrangements

**CAUTION:** This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Good afternoon,

### Re: Confirmation of the Canteen Creek Road Arrangements

This is formal confirmation that LGANT will continue to maintain the network under present funding arrangements until June 2025. This will allow the Barkly Regional Council time for the elected members to formally approve taking control of the gazetted road network.

My understanding is that our acceptance to continue with the existing arrangements would assist DIPL and the land tenure process with custodians.

I am more than happy to discuss further.

Kind Regards,

Kind regards,



**Sean G Holden | Chief Executive Officer**  
Local Government Association of the Northern Territory  
t: (08) 8944 9688  
e: [sean.holden@lgant.asn.au](mailto:sean.holden@lgant.asn.au) | w : [www.lgant.asn.au](http://www.lgant.asn.au)  
21 Parap Road, Parap NT 0820 | PO Box 2017, Parap NT 0820

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**We are local. We connect.**

*"In the spirit of reconciliation the Local Government Association of the Northern Territory acknowledges the Traditional Custodians of country throughout Australia and their connections to land, sea and community. We pay our respect to their Elders past, present and emerging and extend that respect to all Aboriginal and Torres Strait Islander peoples today."*

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Northern Territory Government Gazette No. G31, 5 August 2020

Northern Territory of Australia  
*Crown Lands Act 1992*  
**Constitution of Town of Canteen Creek**

I, Vicki Susan O'Halloran, Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, under section 95(1) of the *Crown Lands Act 1992* constitute and define the boundaries of the Town of Canteen Creek as described in Schedule 1 and shown for information purposes only outlined by the thick black line on the map in Schedule 2.

Dated 29 July 2020

V. S. O'Halloran  
Administrator

By Her Honour's Command

E. D. Lawler  
Minister for Infrastructure, Planning and Logistics

Northern Territory Government Gazette No. G31, 5 August 2020

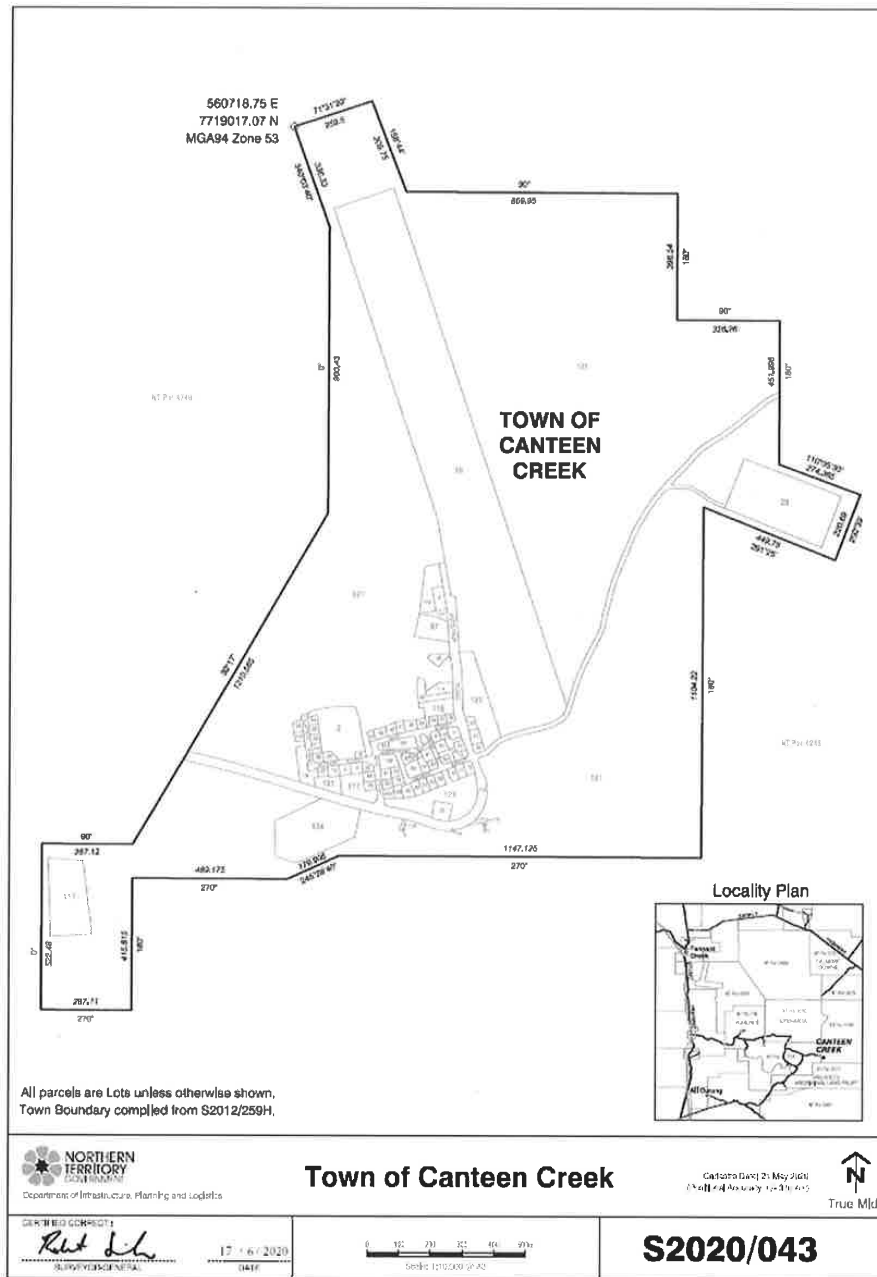
### Schedule 1

All that area of land in the Costello Locality, Northern Territory of Australia containing an area of 325.7 hectares more or less, being that part of NT Portion 4246 designated as Town of Canteen Creek and shown bounded by thick black lines on Survey Plan S2020/043 and described as follows:

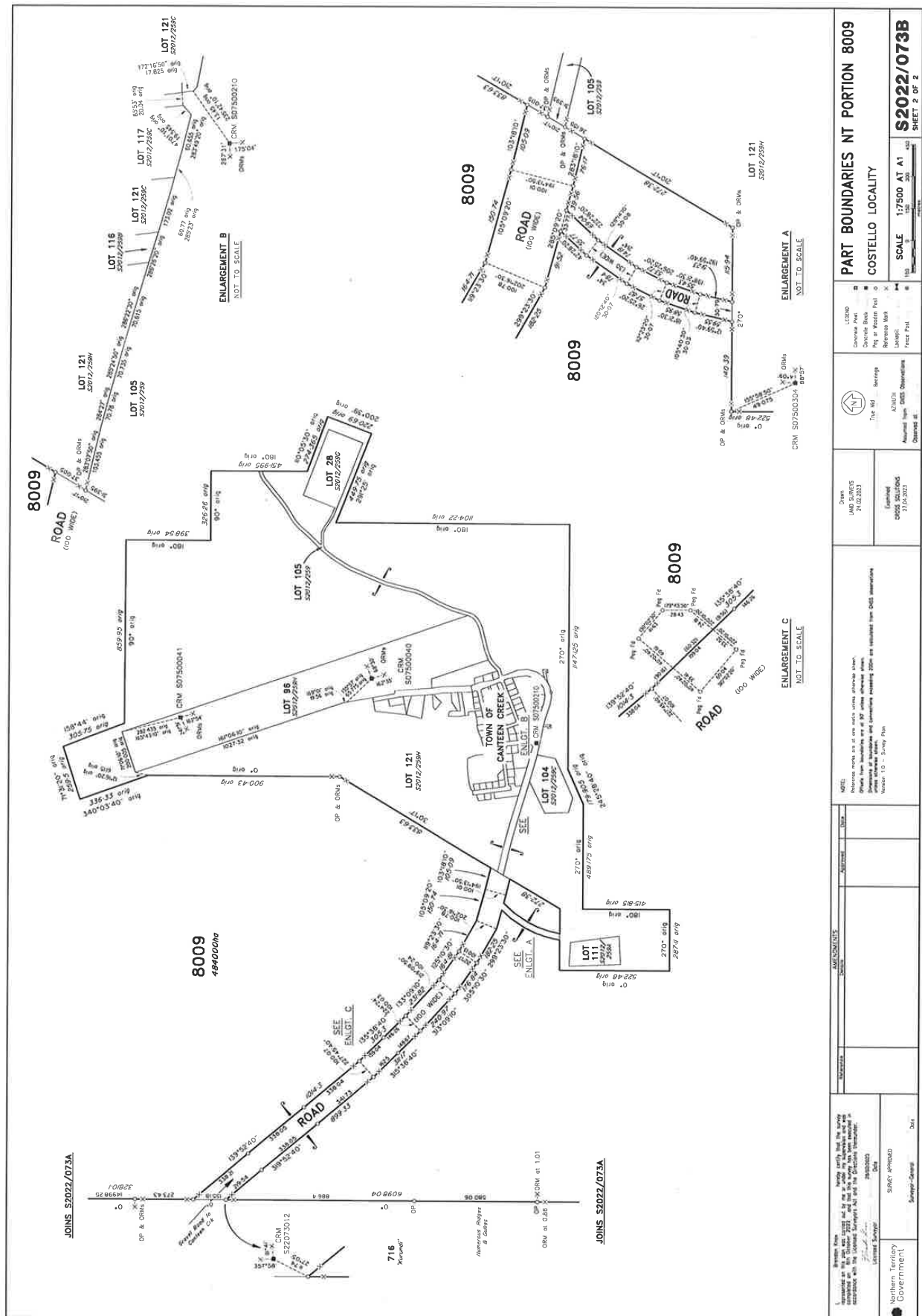
Commencing at the MGA94 Zone 53 co-ordinates of 560718.75 Easting and 7719017.07 Northing; then heading generally east-north-easterly at a bearing of 71 degrees 31 minutes 20 seconds for a distance of 259.5 metres; then generally south-south-easterly at a bearing of 158 degrees 44 minutes for a distance of 305.75 metres; then east at a bearing of 90 degrees for a distance of 859.95 metres; then south at a bearing of 180 degrees for a distance of 398.54 metres; then east at a bearing of 90 degrees for a distance of 326.26 metres; then south at a bearing of 180 degrees for a distance of 451.995 metres; then generally east-south-easterly at a bearing of 110 degrees 5 minutes 30 seconds for a distance of 274.365 metres; then generally south-south-westerly at a bearing of 200 degrees 39 minutes for a distance of 220.69 metres; then generally west-north-westerly at a bearing of 291 degrees 25 minutes for a distance of 449.75 metres; then south at a bearing of 180 degrees for a distance of 1104.22 metres; then west at a bearing of 270 degrees for a distance of 1147.125 metres; then generally west-south-westerly at a bearing of 245 degrees 28 minutes 40 seconds for a distance of 179.905 metres; then west at a bearing of 270 degrees for a distance of 489.175 metres; then south at a bearing of 180 degrees for a distance of 415.815 metres; then west at a bearing of 270 degrees for a distance of 287.11 metres; then north at a bearing of 0 degrees for a distance of 522.48 metres; then east at a bearing of 90 degrees for a distance of 287.12 metres; then generally north-north-easterly at a bearing of 30 degrees 17 minutes for a distance of 1210.565 metres; then north at a bearing of 0 degrees for a distance of 900.43 metres; then generally north-north-westerly at a bearing of 340 degrees 3 minutes 40 seconds for a distance of 336.33 metres to the point of commencement.

Northern Territory Government Gazette No. G31, 5 August 2020

## Schedule 2









## 11 COMMITTEE REPORTS

*Nil*

## 12 GENERAL BUSINESS

*Nil*

## 13 CORRESPONDENCE

*Nil*

## 14 DECISION TO MOVE INTO CONFIDENTIAL SESSION

Members of the press and public be 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 be withheld. This action is taken in accordance with *Section 99(2) of the Local Government Act 2019* and *Regulation 51 of the Local Government (General) Regulations 2021* as the items listed to be discussed come within the following provisions: -

information about the employment of a particular individual as a member of the staff or possible member of the staff of the council that could, if publicly disclosed, cause prejudice to the individual;

information about the personal circumstances of a resident or ratepayer;

information that would, if publicly disclosed, be likely to:  
cause commercial prejudice to, or confer an unfair commercial advantage on, any person; or

prejudice the maintenance or administration of the law; or

prejudice the security of the council, its members or staff; or

subject to subregulation (3) – prejudice the interests of the council or some other person;

information subject to an obligation of confidentiality at law, or in equity;

subject to subregulation (3) – information provided to the council on condition that it be kept confidential and would, if publicly disclosed, be likely to be contrary to the public interest;

subject to subregulation (2) – information in relation to a complaint of a contravention of the code of conduct.

### 14.1 Ampilatwatja LA Nominations

#### REASONS FOR CONFIDENTIALITY

**Status 51(1)(a)** - This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the *Local Government Act 2019* and section 51(1)(a) of the *Local Government (General) Regulations*

2021, which states a council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, information about the employment of a particular individual as a member of the staff or possible member of the staff of the council that could, if publicly disclosed, cause prejudice to the individual.

## 14.2 Arlparra Local Authority

### REASONS FOR CONFIDENTIALITY

**Status 51(1)(a)** - This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1)(a) of the Local Government (General) Regulations 2021, which states a council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, information about the employment of a particular individual as a member of the staff or possible member of the staff of the council that could, if publicly disclosed, cause prejudice to the individual.

## 14.3 Confidential Items Register And Financial Report

### REASONS FOR CONFIDENTIALITY

**Status 51(1)(c)(ii)** - This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1)(c)(ii) of the Local Government (General) Regulations 2021, which states a council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, information that would, if publicly disclosed, be likely to: prejudice the maintenance or administration of the law.

**Status 51(1)(c)(ii)** - This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1)(c)(ii) of the Local Government (General) Regulations 2021, which states a council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, information that would, if publicly disclosed, be likely to: prejudice the maintenance or administration of the law.

**Status 51(1)(c)(iv)** - This item is considered 'Confidential' pursuant to section 99(2) and 293(1) of the Local Government Act 2019 and section 51(1)(c)(iv) of the Local Government (General) Regulations 2021, which states a council may close to the public only so much of its meeting as comprises the receipt or discussion of, or a motion or both relating to, Information that would, if publicly disclosed, be likely to: subject to subregulation (3) - prejudice the interests of the council or some other person.

## 15 NEXT MEETING AND MEETING CLOSE

