

NOTICE OF MEETING



EXTRAORDINARY TRANSPORT AND INFRASTRUCTURE ADVISORY COMMITTEE MEETING

An Extraordinary Transport and Infrastructure Advisory Committee Meeting of Byron Shire Council will be held as follows:

Venue	Conference Room, Station Street, Mullumbimby
Date	Tuesday, 1 October 2019
Time	9:00am

Phillip Holloway
Director Infrastructure Services

I2019/1513
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CONFLICT OF INTERESTS

What is a “Conflict of Interests” - A conflict of interests can be of two types:

Pecuniary - 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 or another person with whom the person is associated.

Non-pecuniary – a private or personal interest that a Council official has that does not amount to a pecuniary interest as defined in the Code of Conduct for Councillors (eg. A friendship, membership of an association, society or trade union or involvement or interest in an activity and may include an interest of a financial nature).

Remoteness – 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 a matter or if the interest is of a kind specified in the Code of Conduct for Councillors.

Who has a Pecuniary Interest? - a person has a pecuniary interest in a matter if the pecuniary interest is the interest of the person, or another person with whom the person is associated (see below).

Relatives, Partners - a person is taken to have a pecuniary interest in a matter if:

- The person's spouse or de facto partner or a relative of the person has a pecuniary interest in the matter, or
- The person, or a nominee, partners or employer of the person, is a member of a company or other body that has a pecuniary interest in the matter.

N.B. “Relative”, in relation to a person means any of the following:

- (a) the parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descends or adopted child of the person or of the person's spouse;
- (b) the spouse or de facto partners of the person or of a person referred to in paragraph (a)

No Interest in the Matter - however, a person is not taken to have a pecuniary interest in a matter:

- If the person is unaware of the relevant pecuniary interest of the spouse, de facto partner, relative or company or other body, or
- Just because the person is a member of, or is employed by, the Council.
- Just because the person is a member of, or a delegate of the Council to, a company or other body that has a pecuniary interest in the matter provided that the person has no beneficial interest in any shares of the company or body.

Disclosure and participation in meetings

- A Councillor or a member of a Council Committee who has a pecuniary interest in any matter with which the Council is concerned and who is present at a meeting of the Council or Committee at which the matter is being considered must disclose the nature of the interest to the meeting as soon as practicable.
- The Councillor or member must not be present at, or in sight of, the meeting of the Council or Committee:
 - (a) at any time during which the matter is being considered or discussed by the Council or Committee, or
 - (b) at any time during which the Council or Committee is voting on any question in relation to the matter.

No Knowledge - a person does not breach this Clause if the person did not know and could not reasonably be expected to have known that the matter under consideration at the meeting was a matter in which he or she had a pecuniary interest.

Non-pecuniary Interests - Must be disclosed in meetings.

There are a broad range of options available for managing conflicts & the option chosen will depend on an assessment of the circumstances of the matter, the nature of the interest and the significance of the issue being dealt with. Non-pecuniary conflicts of interests must be dealt with in at least one of the following ways:

- It may be appropriate that no action be taken where the potential for conflict is minimal. However, Councillors should consider providing an explanation of why they consider a conflict does not exist.
- Limit involvement if practical (eg. Participate in discussion but not in decision making or vice-versa). Care needs to be taken when exercising this option.
- Remove the source of the conflict (eg. Relinquishing or divesting the personal interest that creates the conflict)
- Have no involvement by absenting yourself from and not taking part in any debate or voting on the issue as of the provisions in the Code of Conduct (particularly if you have a significant non-pecuniary interest)

RECORDING OF VOTING ON PLANNING MATTERS

Clause 375A of the Local Government Act 1993 – Recording of voting on planning matters

- (1) In this section, **planning decision** means a decision made in the exercise of a function of a council under the Environmental Planning and Assessment Act 1979:
 - (a) including a decision relating to a development application, an environmental planning instrument, a development control plan or a development contribution plan under that Act, but
 - (b) not including the making of an order under that Act.
- (2) The general manager is required to keep a register containing, for each planning decision made at a meeting of the council or a council committee, the names of the councillors who supported the decision and the names of any councillors who opposed (or are taken to have opposed) the decision.
- (3) For the purpose of maintaining the register, a division is required to be called whenever a motion for a planning decision is put at a meeting of the council or a council committee.
- (4) Each decision recorded in the register is to be described in the register or identified in a manner that enables the description to be obtained from another publicly available document, and is to include the information required by the regulations.
- (5) This section extends to a meeting that is closed to the public.

BYRON SHIRE COUNCIL
EXTRAORDINARY TRANSPORT AND INFRASTRUCTURE ADVISORY COMMITTEE MEETING

BUSINESS OF MEETING

1. APOLOGIES

2. DECLARATIONS OF INTEREST – PECUNIARY AND NON-PECUNIARY

3. ADOPTION OF MINUTES FROM PREVIOUS MEETINGS

3.1 Transport and Infrastructure Advisory Committee Meeting held on 13 June 2019

4. STAFF REPORTS

Infrastructure Services

4.1 Integrated Transport Management Strategy - Workshop4

STAFF REPORTS - INFRASTRUCTURE SERVICES

Report No. 4.1 Integrated Transport Management Strategy - Workshop

Directorate: Infrastructure Services

Report Author: Andrew Pearce, Traffic Engineer

File No: I2019/1502

Summary:

GTA have been engaged to undertake the Integrated Transport Management Strategy.

To commence the process they propose to run a workshop presentation with TIAC.

The purpose of this workshop is to:-

- Present a summary overview of 5 key existing transport related policies and strategies;
 - Present a list of key objectives that are summarised from these documents;
 - Confirm with the audience this is what the Shire, towns and villages have agreed to achieve;
 - Discuss the merits and trade-offs of other policies / strategies;
 - Ask the audience, through an interactive process, to rank or prioritise different actions/policies based on what the Shire wants to achieve;
- e.g. Prioritise pedestrians
 - Frequent public transport between towns
 - Roll out more electric vehicle charging points or electric buses

The purpose of this workshop is to get a better understanding of what Council consciously and subconsciously want to achieve, in regards to transport, and to ensure we have considered all the interrelated issues and all the pro's and con's.

This interactive conversation will assist GTA to compile the feedback into a summary of policies and outcomes that Council wants to achieve.

Staff will endeavour to make the content of the presentation available as soon as possible for TIAC members to review prior to the meeting.

RECOMMENDATION:

That the outcomes from the workshop be provided to Council via regular project update process.

REPORT

As part of the Tender documents the following Council Strategies and documents were listed for the consultants information. This list may help members of TIAC plan and reflect on matters prior to the workshop.

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Byron Shire Council Documents

- Bike Strategy and Action Plan
- Pedestrian Access and Mobility Plan
- Locality Masterplans including Access and Movement Strategies (Byron Bay, Bangalow, Mullumbimby, Brunswick Heads)
- Policy 09/004 – Strategic Transport Statement
- Byron Shire .id Statistical and Demographic Data
- MR525 Study
- Multi Use of the Byron Shire Rail Corridor
- Community Strategic Plan Delivery Program and Operations Plan
- Disability Inclusion Access Plan
- Northern Rivers Carpool
- Northern Rivers Electric Vehicle Strategy
- Net Zero Emissions Strategy for Council Operations 2025
- Climate Change Strategic Planning Policy
- Development Control Plan (2010 & 2014)
- Byron Local Environment Plan (1988 & 2014)
- Residential Strategy
- Employment Lands Strategy
- Economic Development Strategy
- Rural Land Use Strategy
- Byron Tourism Impact (2017)
- Arts and Industrial Estate Precinct Plan
- Strategic Asset Management Plan (2017)
- Transport Asset Management Plan (2018)
- Long Term Financial Plan

State and other non-Council sources

- NSW - Future Transport Strategy 2056 (2018)
- NSW - Long Term Transport Master Plan (2012)
- NSW Connected and Automated Vehicles Plan
- NSW Electric and Hybrid Vehicle Plan
- NSW Older Persons Transport and Mobility Plan 2018-2022
- NSW Freight and Ports Plan 2018-2023
- NSW Tourism and Transport Plan
- NSW Disability Inclusion Action Plan 2018-2022
- NSW Fast Rail Project
- Northern Rivers Regional Transport Plan (2013)
- Northern Rivers Transport Mapping Project (2017)
- Sustain Northern Rivers Transport Survey (2013)
- Northern Rivers Freight and Supply Chain Report
- NSW On Demand Transport EOI
- NSW Autonomous Transport EOI
- Lismore Regional City Action Plan
- Northern Rivers Regional Economic Development Strategy
- Cape Byron Preliminary Visitor Master Plan (2017)
- DNC Destination Management Plan (2018)
- NSW Regional Development Framework

- State and federal funding streams
- Australian Infrastructure Plan
- Northern Rivers Unmet Aboriginal Transport Need
- National Long Term Tourism Strategy

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Legal/Statutory/Policy Considerations

There are no legal, statutory or policy implications at this time

10 Reviewed by Legal Counsel: ☐

Financial Considerations

There are no financial implications at this time

15 Reviewed by Manager Finance: ☐