



**MISSION AND VALUES OF COUNCIL**

*"A Sustainable Community that is inclusive, attractive, healthy and pleasant to live in, that uses our land so as to preserve our history and environment, respects the rights and equality of our citizens and manages our future growth wisely."*

# **MINUTES**

**FOR MEETING OF THE**

**COASTAL PARK MANAGEMENT COMMITTEE**

**07 APRIL 2005**

**SHIRE OF BROOME**

**MINUTES FOR A MEETING OF THE  
COASTAL PARK MANAGEMENT COMMITTEE  
HELD IN THE COMMITTEE ROOM  
ON THURSDAY 07 APRIL 2005  
COMMENCING AT 8.36AM**

**INDEX**

1.	ATTENDANCE AND APOLOGIES .....	3
2.	DECLARATIONS OF FINANCIAL INTEREST .....	3
3.	PUBLIC QUESTION TIME .....	3
4.	CONFIRMATION OF MINUTES .....	4
5.	MATTERS SUBMITTED FOR CONSIDERATION .....	5
5.1	COASTAL PARK MANAGEMENT COMMITTEE MINUTES 17 NOVEMBER 2004 .....	5
5.2	REVIEW OF COASTAL PARK MANAGEMENT COMMITTEE .....	8
5.3	CABLE BEACH VEHICLE MANAGEMENT .....	11
5.4	CAMEL OPERATORS: CABLE BEACH ACCESS ROUTE .....	13
6.	MEETING CLOSURE .....	15

## 1. ATTENDANCE AND APOLOGIES

The meeting opened at 8.36am.

Attendance	Cr A K Grosse Cr P J Mitchell Cr E R M Foy Mr Gary Waldron Mr Michael Corpus Mr Franz Hoogland Ms Cissy Djaigween Ms Lorna Kelly Mr Frank Sebastian (from 8.45am) Mr Damien Parriman (from 9.13am)	Chairperson Proxy for Cr A C Griffiths Proxy for Cr M R McKenzie
Apologies	Cr A C Griffiths Richard Hunter	

## 2. DECLARATIONS OF FINANCIAL INTEREST

Nil

## 3. PUBLIC QUESTION TIME

Mr Dave Dureau asked the Committee steps have been or will be taken for the instigation of item 5.3 from 17 November 2004, Preserving Native Vegetation In Broome?

The Chairperson advised that as the minutes from 17 November 2004 have not been confirmed, the question would be taken on notice.

Mr Dureau asked if the Committee could give an update on the Weed Eradication Strategy?

The Chairperson advised that as the minutes from 17 November 2004 have not been confirmed, the question would be taken on notice.

Mr Dureau asked the Committee if the Coastal Park Management Committee has a staged process for extending the Coastal Park area to include the area between Gantheaume Point and the Port (Stage Two) and from the Port to Dampier Creek (Stage Three)?

The Chairperson advised that the Committee does not have the power to extend the Committee's role to cover Stage Two and Stage Three.

Mr Dureau asked, would the Coastal Park Management Committee give consideration to Walman Yawuru to be involved in the joint management regime?

The Chairperson advised that the recommended (yet to be ratified) review of the committee structure would take into account such matters as the membership of the committee.

Mr Dureau asked in relation to current agenda item 5.2 Review Of Coastal Park Management Committee whether Walman Yawuru could be invited to be a park of the Committee as it appeared unfair that the Shire was only dealing with Rubibi and the Committee did not include Walman Yawuru?

The Chairperson advised that the as it is a current Agenda item the matter is up for discussion. The Chairperson also advised that the recommendation (yet to be ratified) review of the committee structure would take into account such matters as the membership of the committee.

Mr Dureau asked if the Shire would arrange a meeting with Walman Yawuru as part of the review into the Coastal Park Management Committee and Plan in relation to item 5.2 Review Of Coastal Park Management Committee?

The Chairperson advised that matter be discussed under item 5.2 Review Of Coastal Park Management Committee and that the matter may be deferred.

Mr Dureau asked Ms Sharon Griffiths how successful the applications to the value of \$172,000 had been?

Ms Griffiths, with permission from the Chairperson advised Mr Dureau that the applications have been successful and the following are the grants that have been received.

<b>Organisation</b>	<b>Amount</b>
CoastWest	\$39,145
Work 4 Dole	\$21,000
KDC	\$3,800
175 <sup>th</sup> Grant	\$15,445
Premier and State Cabinet	\$5,000
CDEP	\$16,920

#### **4. CONFIRMATION OF MINUTES**

**Moved: Cr P J Mitchell**

**Seconded: Mr Franz Hoogland**

***That the Minutes of the Coastal Park Committee Meeting held on 17 November 2004 be confirmed as a true and accurate record of that meeting.***

**CARRIED UNANIMOUSLY**

**5. MATTERS SUBMITTED FOR CONSIDERATION****5.1 COASTAL PARK MANAGEMENT COMMITTEE MINUTES 17 NOVEMBER 2004**

<b>LOCATION/ADDRESS:</b>	Coastal Park
<b>APPLICANT:</b>	N/A
<b>FILE:</b>	CTE 28
<b>AUTHOR:</b>	Director Community Services
<b>CONTRIBUTOR/S:</b>	N/A
<b>RESPONSIBLE OFFICER:</b>	Director Community Services
<b>DISCLOSURE OF ANY INTEREST:</b>	Nil
<b>DATE OF REPORT:</b>	7 April 2005

**SUMMARY:** The last meeting of the Coastal Park Management Committee Meeting was held on the 17 November 2004. The Draft Minutes of that meeting were mistakenly put to the Council for consideration. It is usual practice for the minutes to be ratified at the next Coastal Park Management Committee meeting prior to going to Council.

**BACKGROUND**

It is usual practice for minutes of the Coastal Park Management Committee to be put to Council only after the Committee at its next meeting has adopted them.

The last meeting of the Coastal Park Management Committee Meeting was held on the 17 November 2004. The Draft Minutes of that meeting were mistakenly put to Council for consideration.

**COMMENT**

Council adopted all Committee recommendations with the exception of the Committee Recommendation of the report entitled PRESERVING NATIVE VEGETATION IN BROOME:

The Committee recommendation was:

1. *To collate existing policies and resolutions of Council;*
2. *Undertaking research into how other Shire Councils have protected native vegetation.*
3. *Convening a meeting of interested parties, after March 2005, to explain of existing ways to:*
  - *Protect existing native vegetation;*
  - *Rehabilitate degraded areas of land using local native vegetation;*
  - *Encourage private landholders to retaining and replant with local native vegetation.*

Council resolved the following:

*That we defer any matters referred from Coastal Park Management Committee that are not expressly dealing with Coastal Park Management Committee issues until such time as a Joint Management agreement has been finalised.*

**CONSULTATION**

Nil

**STATUTORY ENVIRONMENT**

Local Government Act

**POLICY IMPLICATIONS**

Nil

**FINANCIAL IMPLICATIONS**

Nil

**STRATEGIC IMPLICATIONS**

Nil

**VOTING REQUIREMENTS**

Simple Majority

REPORT RECOMMENDATION

1. *That the Committee notes that the Minutes of the Coastal Park Management Committee were mistakenly sent to Council Meeting on 21 December prior to them being adopted by the Coastal Park Management Committee.*
2. *The Coastal Park Management Committee notes that Council resolved at that meeting the following:*

*That we defer any matters from Coastal Park Management Committee that are not expressly dealing with Coastal Park Management Committee issues until such time as a Joint Management Agreement has been finalised.*
3. *That the minutes of the Coastal Park Management Committee of the 17 November be adopted by the Coastal Park Management Committee and be resubmitted to Council.*

**COMMITTEE RECOMMENDATION**

**Moved: Mr Gary Waldron**

**Seconded: Cr P J Mitchell**

1. ***That the Committee notes that the Minutes of the Coastal Park Management Committee were mistakenly sent to Council Meeting on 21 December prior to them being adopted by the Coastal Park Management Committee.***

2. ***The Coastal Park Management Committee notes that Council resolved at that meeting the following:***

***That we defer any matters from Coastal Park Management Committee that are not expressly dealing with Coastal Park Management Committee issues until such time as a Joint Management Agreement has been finalised.***

3. ***That the minutes of the Coastal Park Management Committee of the 17 November be adopted by the Coastal Park Management Committee and be resubmitted to Council.***

**CARRIED UNANIMOUSLY**

**5.2 REVIEW OF COASTAL PARK MANAGEMENT COMMITTEE**

<b>LOCATION/ADDRESS:</b>	Coastal Park
<b>APPLICANT:</b>	N/A
<b>FILE:</b>	CTE 28
<b>AUTHOR:</b>	Director Community Services
<b>CONTRIBUTOR/S:</b>	N/A
<b>RESPONSIBLE OFFICER:</b>	Director Community Services
<b>DISCLOSURE OF ANY INTEREST:</b>	Nil
<b>DATE OF REPORT:</b>	24 March 2005

**SUMMARY:** At the Coastal Park Management Committee meeting held in November the Committee resolved that a communication be sent to the State Government requesting resources to develop and finalised the agreement. This report tables a DRAFT Project Brief for discussion.

**BACKGROUND**

At the Coastal Park Management Committee in November, the following was resolved in terms of taking forward a review of the Management Committee.

1. *That the Committee notes, that Council has already given a priority to the development of a Joint Management agreement between Rubibi and Shire of Broome.*
2. *That a joint communication be prepared and signed by both the Shire of Broome and Rubibi and sent to the State Government detailing an urgent need for resources to develop and finalise the agreement.*

**COMMENT**

In response to this recommendation, a letter was drafted and forwarded by email to Mr Ben Wurm on the 18<sup>th</sup> November 2004 for comment. (See attachment A)

A Draft Project Brief titled Review of Coastal Park Management Plan and Coastal Park Management Committee was forwarded to Mr Ben Wurm on the 23 February 2005 with the request that it be forwarded to the Rubibi CPMC members for discussion. This was sent well in advance to enable consideration by Committee Members prior to this meeting. (See Attachment B)

The Committee needs to consider whether it wishes to proceed with the project as described, and/or whether it wishes to amend the project brief.

**CONSULTATION**

Chief Executive Officer, Councillors and Directors

Documents have been emailed to Kimberley Land Council prior to this agenda for consideration

**STATUTORY ENVIRONMENT**

Aboriginal Heritage Act 1972

Land Administration Act

Local Government Act

Native Title Act 1993-1998

**POLICY IMPLICATIONS**

Nil

**FINANCIAL IMPLICATIONS**

Resources for funding the project to be sought from the WA Government.

**STRATEGIC IMPLICATIONS**

The Shire of Broome and Rubibi have an Interim Agreement, which includes the establishment of the Coastal Park Management Committee.

The Shire's Strategic Action Plan 2004 – 2005 identifies the need to review the existing Coastal Park Committee and establish clear roles and responsibilities.

**VOTING REQUIREMENTS**

Simple Majority

**OFFICER RECOMMENDATION**

*That funds be sought from the Western Australian Government for carrying out the project, Review of Coastal Park Management Plan and Coastal Park Management Committee.*

**COMMITTEE RECOMMENDATION**

**Moved: Cr P J Mitchell**

**Seconded: Mr Franz Hoogland**

***That Standing orders be suspended at 9.13am***

**CARRIED UNANIMOUSLY**

**Moved: Cr P J Mitchell**

**Seconded: Mr Franz Hoogland**

**That Standing Orders be resumed at 9.33am**

**CARRIED UNANIMOUSLY**

**Moved: Mr Gary Waldron**

**Seconded: Cr P J Mitchell**

**AMENDMENT TO MOTION**

**That the funds be sought from the West Australian State Government for the facilitation of the partnership including a review of the Coastal Park Management Plan and subject to outcomes of Native title; the roles and responsibilities of a joint management committee for coastal lands and reserves.**

**FOR: 4**

**AGAINST: 6**

**MOTION LOST**

**ALTERNATIVE MOTION**

**Moved: Mr Franz Hoogland**

**Seconded: Mr Damien Parriman**

**That this item be deferred pending outcome of Native Title Meetings.**

**FOR: 8**

**AGAINST: 2**

**CARRIED**

[Attachments: 9 pages](#)

### 5.3 CABLE BEACH VEHICLE MANAGEMENT

<b>LOCATION/ADDRESS:</b>	Minyirr Park, Stage 1 (Reserves 19289, 43080, 36477)
<b>APPLICANT:</b>	Rubibi
<b>FILE:</b>	CTE 28
<b>AUTHOR:</b>	Ben Wurm
<b>CONTRIBUTOR/S:</b>	Nil
<b>RESPONSIBLE OFFICER:</b>	Nil
<b>DISCLOSURE OF ANY INTEREST:</b>	N/A
<b>DATE OF REPORT:</b>	24 March 2005

**SUMMARY:** Rubibi seeks a report from the Shire administration about the proposed "vehicle Management Plan".

#### BACKGROUND

Rubibi understands that the Shire intends to draft a "Vehicle Management Plan" for Cable Beach. Cable Beach falls within Minyirr Park, specifically Reserves 19289, 43080 and 36477 and various parcels of unallocated Crown land.

The management issue of unregulated vehicle access to Cable Beach has been raised as an Agenda item by Rubibi on many occasions. In addition, the On-Site Supervisors for the Minyirr Park Project have liaised directly with relevant Shire staff on this issue. Unregulated vehicle access to the Beach has detrimental affects on cultural heritage and environmental values of the Beach.

Minyirr Park is a joint land-management project of the Shire of Broome and Rubibi. The project arises from the 1999 *Coastal Park Management Plan* (commissioned by the Shire of Broome) and is now in its sixth year of implementation.

#### COMMENT

It should be noted in Council's consideration of this issue, that Rubibi is not merely another "stakeholder" in public consultations, but rather a management 'partner' with the Shire. This partnership has been the basis for the successful Minyirr Park project. In keeping with this partnership, Rubibi looks forward to a collaborative approach to planning aimed at addressing this serious land management issue.

#### CONSULTATION

Public consultation on management options should only take place after:

- (i) the Shire and Rubibi have jointly identified management options for addressing the issue of vehicle access to Cable Beach; and
- (ii) the options so identified have been submitted to Council through the Coastal Park Management Committee.

**STATUTORY ENVIRONMENT**

Aboriginal Heritage Act 1972  
Land Administration Act  
Local Government Act  
Native Title Act 1993-1998  
Off-Road Vehicles Act

**POLICY IMPLICATIONS**

Consistent with the Shire's *Interim Agreement* with Rubibi (signed in May 1996), the findings of the *Local Government Development Program* (1997), the implementation of the Shire's *Coastal Park Management Plan* (April 1999) and the Shire's *Strategic Plan* (2001)

**FINANCIAL IMPLICATIONS**

Nil

**STRATEGIC IMPLICATIONS**

Consistent with the Shire's *Interim Agreement* with Rubibi (signed in May 1996), the findings of the *Local Government Development Program* (1997), the implementation of the Shire's *Coastal Park Management Plan* (April 1999) and the Shire's *Strategic Plan* (2001)

**VOTING REQUIREMENTS**

Simple Majority

**RUBIBI RECOMMENDATION**

*That Council request relevant Shire staff member to submit a report on proposals for a "Vehicle Management Plan" to the next Committee meeting.*

**COMMITTEE RECOMMENDATION**

**Moved: Cr P J Mitchell**

**Seconded: Mr Franz Hoogland**

***That the Rubibi recommendation be adopted.***

**CARRIED UNANIMOUSLY**

#### 5.4 CAMEL OPERATORS: CABLE BEACH ACCESS ROUTE

<b>LOCATION/ADDRESS:</b>	Minyirr Park, Stage 1 & unallocated Crown land
<b>APPLICANT:</b>	Rubibi
<b>FILE:</b>	CTE 28
<b>AUTHOR:</b>	Ben Wurm
<b>CONTRIBUTOR/S:</b>	Nil
<b>RESPONSIBLE OFFICER:</b>	Nil
<b>DISCLOSURE OF ANY INTEREST:</b>	N/A
<b>DATE OF REPORT:</b>	24 March 2004

**SUMMARY:** Rubibi seeks Shire support for:

- (i) dedication of an agreed route to Cable Beach for licensed camel operator; and
- (ii) protection of cultural heritage values at Hidden Valley.

#### BACKGROUND

Some licenced camel operators have adopted the practice of taking their camel trains through Hidden Valley to Cable Beach to commence tours.

This practice is not acceptable to Rubibi because it compromises the extremely important cultural heritage values of the Hidden Valley area. The area was registered as an "Aboriginal site" under the *Aboriginal Heritage Act 1972*, many years ago. Any interference with the area, contrary to protection of its cultural heritage values, therefore constitutes a breach of the *Heritage Act*.

In addition, camel access through the area has led to an increase in other human impacts, such as the dispersal of feral plants, litter and ingress of illegal trail bikes. The Shire struggles, with existing resources, to address the enforcement issues raised by illegal trail bikes in this area.

#### COMMENT

It is understood that licences are issued to camel operators by the Shire administration and that these licences stipulate an authorised access route to Cable Beach.

Rubibi has identified an acceptable access route for the current, licenced camel operators: Lullfitz Drive – Sanctuary Road – Cable Beach Road West. This is outlined on the map at

**Attachment 1.** This route minimizes detrimental impacts on cultural heritage and environmental values.

Rubibi seeks confirmation from the Shire that this is the route stipulated in the current camel operators' licences and if it is not, asks that the licences be amended accordingly by the Shire. Further, Rubibi seeks the Shire's support in ensuring the compliance of licenced camel operators.

In relation to the illegal trail bikes, Rubibi seeks the assistance of the Shire to install appropriate signage and bollards on the Lullfitz Drive perimeter of Hidden Valley. In addition, Rubibi seeks an increased ranger presence in this area to assist in compliance.

## **CONSULTATION**

Shire consultation with licence camel operators to ensure compliance will be necessary.

## **STATUTORY ENVIRONMENT**

Aboriginal Heritage Act 1972  
Land Administration Act  
Local Government Act  
Native Title Act 1993-1998

## **POLICY IMPLICATIONS**

Consistent with the Shire's *Interim Agreement* with Rubibi (signed in May 1996), the findings of the *Local Government Development Program* (1997), the implementation of the Shire's *Coastal Park Management Plan* (April 1999) and the Shire's *Strategic Plan* (2001)

## **FINANCIAL IMPLICATIONS**

Minor recurrent expenditure only (eg signage & bollards).

Breaches of the *Aboriginal Heritage Act* can incur fines.

## **STRATEGIC IMPLICATIONS**

Consistent with the Shire's *Interim Agreement* with Rubibi (signed in May 1996), the findings of the *Local Government Development Program* (1997), the implementation of the Shire's *Coastal Park Management Plan* (April 1999) and the Shire's *Strategic Plan* (2001)

## **VOTING REQUIREMENTS**

Simple Majority

**RUBIBI RECOMMENDATION**

That Council:

- (i) Ensures that the current licenced camel operators comply with the access route specified on the map at Attachment 1.
- (ii) Supports the installation of appropriate signage, bollards and other measures in consultation with Rubibi, on the Lullfitz Drive perimeter of Hidden Valley to address the current illegal access by trail bikes.

**COMMITTEE RECOMMENDATION**

**Moved: Mr Franz Hoogland**

**Seconded: Cr E R M Foy**

That Council:

- (i) Ensures that the current licenced camel operators comply with the access route specified on the map at Attachment 1.
- (ii) Supports the installation of appropriate signage, bollards and other measures in consultation with Rubibi, on the Lullfitz Drive perimeter of Hidden Valley to address the current illegal access by trail bikes.
- (iii) That camel traffic signs be installed along the designated route of Lullfitz and Millington Roads.
- (iv) That the public access route be re-opened along the northern boundary of the Cable Beach Club Resort.

**CARRIED UNANIMOUSLY**

[Attachment: 1 page](#)

**6. MEETING CLOSURE**

There being no further business, the Chairperson declared the meeting closed at 10.12am.