

LG Submission Form 2021-2022 - Applications

Submission date: **18 February 2021, 4:36PM**

Receipt number: **32**

Related form version: **2**

IPART Special Variation Submission Form - Applications

Industry	Local Government
Review	(LG) Special Variations & Minimum Rates 2021-2022
Document Reference	
Council	Central Coast Council, Special Variation Application

If you have any general feedback regarding your council's proposed SV, please leave your comments in the comment box below.

Please refer to uploaded submission from Community as complete.

Snippets included here in text boxes are just indicative.

Case in Objection seeking dismissal of Application for SRV +15% (incl 2% peg + 13% SRV)

Clearly as the evidence will show the Applicant does not have a mandate from the people to even seek less obtain a +15% SRV before you. In addition, I will show that the financials presented to you in his Part-B submission lack veracity and cannot be relied upon. I will also show that the amount he seeks is disproportionately small, even poultry (5%) compared to the total amount he is chartered to remedy. I will show that continuing with a prescribed "peg of +2%" is a better option. I will show his Application is inappropriate in its timing and quantum and has a tone of alarmism which should be resisted by the Tribunal

The implementation of a prescribed +2% will put an appropriate level of pressure as necessary control on the Administrator to perform and motivate him to increase the effectiveness and efficiency of the Council overall. Especially in his planned activity to divest 1-2% of the total assets of Council and reduce operating expenses by \$150M for which he does have a mandate from community. Further, if achieved as he plans, (other than +13% SRV over the prescribed peg) his identified and planned sources of funds will negate his application for \$22.5 M extra. In addition, the many opportunities for other funding I show herein that the Applicant has identified to the quantum of \$423M

Your comments on Criterion 1:

See submission document uploaded:

The Application has failed the "good reasons" test at law.

The Applicants own survey, a significant exercise, has confirmed that the majority of Community being 72% have said "NO" to the SRV

Clearly the Applicant has NO mandate and so assessment of his SRV should be rejected outright by the Tribunal.

The Applicant has failed to prove his SRV is of significance to addressing the financial remedy under common law. His SRV at just \$22.5M being only 5% of the available Financial resources available of \$423M being the Applicants own figures

Your comments on Criterion 2:

refer submission document uploaded

"Under change management of the Administrator, the Applicant needs time to implement with urgency but not reckless actions – like poking the bear of ratepayers and Community, which has already occurred and reported on the local newspapers and over 10,000 complaints so far"

In addition to the 10,299 ratepayers (survey respondents). Part-B shows that

nearly 80 % of those surveyed did not support the +15% (option 2)

The Comments on social media has reached a whopping 26,862,589 comments and 26 shares. 525 people linked through from the post to the Your Voice Our Coast webpage. It would be imperative for the Tribunal to know how many of the 27 M comments were in any way positive to the Applicants SRV.

Your comments on Criterion 3:

refer submission document uploaded

"The Administrator needs the support of Community throughout the Applicants' tenure, we want him to succeed. He does not need Community as an adversary nor does he need micro scrutiny and relentless questioning to distract him. But letting the SRV Application fester for too long in a disgruntled Community will have a far greater social cost and hinder the Applicant important agenda to success – to put in jeopardy the biggest stake-shareholder goodwill for a poultry misplaced tactic, the Applicant SRV for just \$22.5M extra makes no common sense. That is not to say a future SRV application cannot be applied down the track.

"Does the Applicants SRV in its timing and reason and quantum and surrounding circumstances at this time, when Community is still recovering financially and emotionally from the impact of bushfires around Gosford environs and health threat and limitations upon social freedoms due to the China Covid-19 Virus and flooding and now on top the financial burden and worry placed upon them by the misconduct of the third level of Government in the CCC's executive and Councillors all inflicted upon a very fragile Community. Is that worth a poultry \$22.5 M claimed in the Applicants Application"

His application for SRV borders on frivolous as I show in my submission.

Hi application for his SRV does not meet the test of "good reasons" (Human Rights Articles #17 and #30) nor is it on "just terms" (s51(xxi) of the Australian Constitution).

Your comments on Criterion 4:

Not Known - did the Applicant do this? - if not one more reason for the SRV to be rejected.

This is your responsibility that his submission complies with any statutes and due process - not me as Community.

What does IP&R even stand for - its your internal bureacratic acronym, not Community - I suggest you explain in the fixed fields to this entry form as better communication exercise = if it is important then "please explain"

My guess - Internal Planning and Resourcing? - was I right?

Your comments on Criterion 5:

Refer submission document uploaded here

Understand question but do I have an understanding or clarity of the trends in productivity and improvements - need to see figures for past and future not easily seen, despite weeks of research. and rereading that I would have to do to get to the bottom (not there yet) of the situation facing the Applicant after the illegal mischief of past years executives. The Applicant is CCC under Administration so the past three months the Administrator has been busy uncovering the mischief.

I dont think despite the pressure on him, the Adminstrator, he has covered this off yet fully. To really answer this question I would probably have to have insight to internal reports and that is not appropriate - he has bigger fish to fry and I have to focus of getting this outrageous SRV dismissed and thrown out.

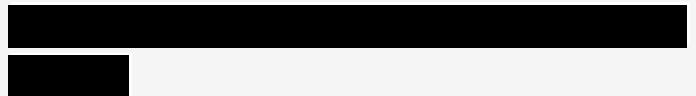
But what I can tell you, before the Administrators Appointment Oct 2020 I bet Im right :

Productivity improvement - nil

Cost containment - absolutely nil

All due to a failed amalgamation implimentation so big issues throughout.

If you have attachments you would like to include with your feedback, please attach them below.



Your Details

Are you an individual or organisation?

Individual

If you would like your submission or your name to remain confidential please indicate below.

Anonymous - my submission can be published but my name should remain anonymous

First Name

Last Name

Organisation Name

Position

Email



IPART's Submission Policy

I have read & accept IPART's Submission Policy