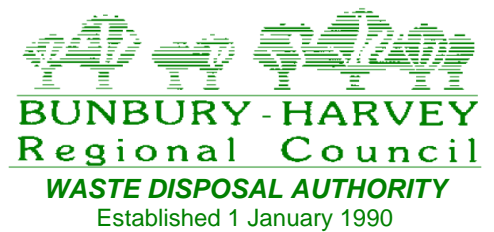


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17 July 2017

Chief Executive Officer
City of Bunbury
PO Box 21
BUNBURY WA 6231

RE: REQUESTING CHANGES TO THE EXISTING BHRC CONSTITUTION AGREEMENT

Dear Mal,

I would like to request that the two Member Councils of the Bunbury-Harvey Regional Council – City Of Bunbury and the Shire of Harvey review the current BHRC Constitution which was formulated back in 1990. The current constitution is very restrictive to the services that BHRC can provide and limits the BHRC in expanding its Waste Management options in the future.

Please refer to section 6 – Designated Functions of the attached Regional Council Constitution Agreement for current services that can be provided.

The following objectives are the changes that the BHRC request to be made to an updated Establish agreement.

The objectives of the BHRC are:

- a) To provide effective and cost efficient waste collection and disposal, consistent with safeguarding all environmental elements, for the benefit of the participants and the residents of the Region;
- b) To ensure the region's waste services are able to meet demands associated with projected population growth, and proposed state and federal government policy.
- c) To operate programmes to dispose of waste accepted by the BHRC via landfill, recycling and reuse in accordance with best practice;
- d) To implement one or more preferred waste treatment methods, including landfill, organics processing, recycling and waste-to-energy either separately, or with others, for treatment of at least that waste generated within the Region;
- e) To support initiatives to minimise waste-at-source generation through interaction with government, industry groups and the community;

- f) To establish business systems necessary for the ongoing management of the BHRC's business, maximising the life of existing landfill facilities;
- g) To obtain the appropriate level of resources, financial and physical, for the operation of the BHRC business activities;
- h) To use best endeavours to operate profitably, to be self-funding and to be responsible for the raising of any necessary capital or loans to meet its needs independent of the Participants;
- i) Provide the local agricultural industry with high quality organic compost to build up soil with carbon and trace elements;
- j) Provide the communities of the region with mulch for rehabilitation.

The attached Draft BHRC Establishment Agreement has been reviewed by Lawyers Slee Anderson and Pidgeon with their initial correspondence attached, further processing of document by Slee Anderson and Pidgeon has been put on hold pending Member Councils response to the above request.

It would be appreciated if this matter could be formally considered by Executives and Council and a response to the request be forwarded to the BHRC.

Please do not hesitate in contacting me to discuss any issues with the above proposal.

Yours sincerely



Tony Battersby
Chief Executive Officer