

**LOCAL GOVERNMENT ACT 1993**  
**INSTRUMENT UNDER SECTION 508A**  
**SHOALHAVEN CITY COUNCIL**

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The Independent Pricing and Regulatory Tribunal (IPART), as delegate of the Minister for Local Government pursuant to the delegation dated 6 September 2010, determines under section 508A of the *Local Government Act 1993* (Act) that:

1. The percentage by which Shoalhaven City Council (Council) may increase its general income for the period from Year 2018-19 to Year 2020-21 (inclusive) is 29.10%, consisting of the following annual increases:

|    | Year    | Annual increase in general income (%) | Cumulative increase in general income (%) |
|----|---------|---------------------------------------|---|
| Y1 | 2018-19 | 17.10                                 | 17.10                                     |
| Y2 | 2019-20 | 5.00                                  | 22.96                                     |
| Y3 | 2020-21 | 5.00                                  | 29.10                                     |

“Year” means the period from 1 July to the following 30 June.

*[Note: The Council is required to reduce its general income for Year 2018-2019 to reflect any expiring special variation amount before increasing its general income for that year in accordance with clause 1 of this instrument. The instrument under section 508(2) in respect of the Council dated 23 May 2017 requires the Council to reduce its general income for Year 2018-19 by \$7,112,881. However, in its application for special variation submitted to IPART on 8 February 2018, the Council proposed to reduce its general income by \$7,178,226 to reflect the expiring special variation.]*

2. The percentage increase set out in clause 1 above (Special Variation) is subject to the following conditions:
  - I. The Council uses the Additional Income for the purposes of funding the proposed program of expenditure (Proposed Program) set out in Appendix B of the Report.

“Additional Income” means:

- a) the additional general income raised in accordance with clause 1 above, less
- b) the additional general income that would otherwise be available to the Council under section 506 of the Act.

“Report” means IPART’s report entitled “Special variation increase – Shoalhaven City Council 2018-19” dated May 2018 on IPART’s determination under section 508A of the Act.

- II. The Council reports, in its annual report for each Year from Year 2018-19 to Year 2027-28, on the following for that Year:
- a) the program of expenditure that was actually funded by the Special Variation;
  - b) any significant differences between the Proposed Program and the program of expenditure that was actually funded by the Special Variation and the reasons for those differences;
  - c) the outcomes achieved as a result of the Special Variation;
  - d) the Council's actual revenues, expenses and operating balance against the projected revenues, expenses and operating balance as outlined in the Long Term Financial Plan; and
  - e) any significant differences between the Council's actual revenues, expenses and operating balance and the projected revenues, expenses and operating balance as outlined in the Long Term Financial Plan and the reasons for those differences.

"Long Term Financial Plan" means the long term financial plan for the period from Year 2018-19 to Year 2027-28 summarised in Appendix C of the Report.

Dated 16 May 2018

A handwritten signature in black ink, appearing to read 'Peter J. Boxall', written in a cursive style.

**Dr Peter J. Boxall, AO**  
**Chair, Independent Pricing and Regulatory Tribunal**