

## 15.2 TWO PROPOSED AMENDMENTS TO 2025/26 FEES

<b>FILE NO:</b>	35/33/21
<b>ATTACHMENTS:</b>	Nil
<b>RESPONSIBLE OFFICER:</b>	<b>Mary O'Leary - Executive Manager Finance</b>
<b>AUTHOR:</b>	<b>Michael Burfitt - Manager Financial Reporting</b>
<b>MAITLAND +10</b>	Outcome 4 Achieving together
<b>COUNCIL OBJECTIVE:</b>	4.1.3 Transparent decision making

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### EXECUTIVE SUMMARY

*An administrative error resulted in the omission of two fee items from the draft 2025/26 Fees and Charges schedule that was publicly exhibited and subsequently adopted by Council at its meeting of 17 June 2025. These items relate to one development application fee category and one specific burial fee classification. The development application fee provides a charge based on a rate per \$1,000 of the value of developments in the one to ten million dollar cost category. This rate is currently \$1.19/\$1,000, however the Environmental Planning & Assessment Regulation 2021 provides for \$1.44/\$1,000. The burial fee item relates to burials for destitute persons. These are currently treated as being exempt in Council's fee schedule. However, with the influx of these burials from outside of the LGA, the exemption is proposed to be removed. These burials will be funded by the NSW Public Health Dept with no impact to LGA rate payers. These changes are to be placed on exhibition for at least 28 days and then returned to Council for approval.*

### OFFICER'S RECOMMENDATION

#### THAT

- 1. Council resolves to place two draft 2025/26 fee amendments, as outlined in this report, on public exhibition for at least 28 days prior to final consideration by Council.**

### REPORT

There are two proposed amendments to the 2025/26 Schedule of Fees & Charges for the financial year 2025/26, adopted by Council at its meeting of 17 June 2025.

The development application fee provides a charge based on a rate per \$1,000 of the value of developments in the one to ten million dollar cost category. This rate is currently \$1.19/\$1,000. However, the Environmental Planning & Assessment Regulation 2021 provides for a fee of \$1.44/\$1,000. The move to the new fee aligns with the requirement to be consistent with the Regulation.

The cemetery charges fee schedule provided an exemption for burials for destitute persons. However, given the influx of these burials from outside of the LGA, the exemption is

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proposed to be removed. Council has also identified there are limited spaces for burials and charging for these services may curb those applications from outside the LGA, providing additional space for residents of the LGA. It should be noted that these charges are funded by the Department of NSW Public Health with no impact to ratepayers of the LGA.

These changes are to be placed on exhibition for at least 28 days and then returned to Council for approval.

The proposed amendments to the fees for 2025/26 are marked up as follows:

Customer and Digital Services		2025/2026 FEE AMOUNT		2025/2026 Amount Inc.	
FEE NAME	Updated Description	EXC. GST	GST \$	GST	GST
<b>Cemetery Charges</b>		<b>\$ exc GST</b>	<b>GST \$</b>	<b>\$ inc GST</b>	
Application for burial permit interment (per application)	No charge applies to destitute persons or children 0-2yrs, reduced charge applies for children over 2yrs-12yrs.	\$ 295.54	\$ -	\$	295.54
Interment Service Levy CCNSW (for burial)	No charge applies to destitute persons or children 0-2yrs, reduced charge applies for children over 2yrs-12yrs.	\$ 156.00	\$ 15.60	\$	171.60
Application for interment of ashes (in burial plot per application)	No charge applies to destitute persons or children 0-2yrs, reduced charge applies for children over 2yrs-12yrs.	\$ 295.54	\$ -	\$	295.54
Interment Service Levy CCNSW (for ashes)	No charge applies to destitute persons or children 0-2yrs, reduced charge applies for children over 2yrs-12yrs.	\$ 63.00	\$ 6.30	\$	69.30
Application order of Interment ashes (into the columbarium wall)	No charge applies to destitute persons or children 0-2yrs, reduced charge applies for children over 2yrs-12yrs.	\$ 295.54	\$ -	\$	295.54
<b>CITY PLANNING</b>					
FEE NAME	2024/2025 FEE DESCRIPTION	2025/2026 FEE AMOUNT		2025/2026 Amount Inc.	
<b>Development Application And Subdivision Fees</b>					
<b>Scale of fees - Development</b>					
<b>Item 2.1 - What is the fee for a development application?</b>					
Development Application for development, other than a development application referred to in item 2.2 or 2.3, involving the erection of a building, the Estimated cost of development (clause 251 of the Environmental Planning & Assessment Regulation 2021 details what should be included in					
\$1,000,001 to \$10,000,000		\$3,484 plus an additional \$1.19 \$1.44 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$1,000,000	\$ -	\$	\$3,484 plus an additional \$1.19 \$1.44 for each \$1,000 (or part of \$1,000) by which the estimated cost exceeds \$1,000,000

**CONCLUSION**

The proposed amended 2025/26 fees represent changes in line with regulatory provisions and community purpose.

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**FINANCIAL IMPLICATIONS**

The revenue generated by the amending fees has been factored into the adopted 2025/26 budget.

**POLICY IMPLICATIONS**

This matter has no specific policy implications for Council.

**STATUTORY IMPLICATIONS**

This report is prepared considering Council obligations under the:

- *Local Government Act 1993*
- *Local Government (General) Regulation 2021*

