



# **BUSINESS PAPER**

**Joint Committee Meeting  
Wednesday, 8 March 2023**

**INVERELL SHIRE COUNCIL**  
**NOTICE OF JOINT COMMITTEE MEETING**

2 March, 2023

A Joint Committee Meeting will be held in the Committee Room, Administrative Centre, 144 Otho Street, Inverell on Wednesday, 8 March, 2023, commencing at the conclusion of the Civil and Environmental Services Committee Meeting.

Your attendance at this Joint Committee Meeting would be appreciated.

Please Note: Under the provisions of the Code of Meeting Practice the proceedings of this meeting (including presentations, deputations and debate) will be recorded. The audio recording of the meeting will be uploaded on the Council's website at a later time. Your attendance at this meeting is taken as consent to the possibility that your voice may be recorded and broadcast to the public.

**I would like to remind those present that an audio recording of the meeting will be uploaded on the Council's website at a later time and participants should be mindful not to make any defamatory or offensive statements.**

**P J HENRY PSM**

**GENERAL MANAGER**

## **Agenda**

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## Ethical Decision Making and Conflicts of Interest

A guiding checklist for Councillors, officers and community committees

### Ethical decision making

- Is the decision or conduct legal?
- Is it consistent with Government policy, Council's objectives and Code of Conduct?
- What will the outcome be for you, your colleagues, the Council, anyone else?
- Does it raise a conflict of interest?
- Do you stand to gain personally at public expense?
- Can the decision be justified in terms of public interest?
- Would it withstand public scrutiny?

### Conflict of interest

A conflict of interest is a clash between private interest and public duty. There are two types of conflict:

- **Pecuniary** – regulated by the *Local Government Act 1993* and Office of Local Government
- **Non-pecuniary** – regulated by Codes of Conduct and policy. ICAC, Ombudsman, Office of Local Government (advice only). If declaring a Non-Pecuniary Conflict of Interest, Councillors can choose to either disclose and vote, disclose and not vote or leave the Chamber.

### The test for conflict of interest

- Is it likely I could be influenced by personal interest in carrying out my public duty?
- Would a fair and reasonable person believe I could be so influenced?
- Conflict of interest is closely tied to the layperson's definition of 'corruption' – using public office for private gain.
- Important to consider public perceptions of whether you have a conflict of interest.

### Identifying problems

- 1st** Do I have private interests affected by a matter I am officially involved in?  
**2nd** Is my official role one of influence or perceived influence over the matter?  
**3rd** Do my private interests conflict with my official role?

### Local Government Act 1993 and Model Code of Conduct

For more detailed definitions refer to the *Local Government Act 1993*, Chapter 14 Honesty and Disclosure of Interest and Model Code of Conduct.

### Disclosure of pecuniary interests / non-pecuniary interests

Under the provisions of Section 440AAA(3) of the *Local Government Act 1993* (pecuniary interests) and the Model Code of Conduct it is necessary for you to disclose the nature of the interest when making a disclosure of a pecuniary interest or a non-pecuniary conflict of interest at a meeting.

**A Declaration form should be completed and handed to the General Manager** as soon as practicable once the interest is identified. Declarations are made at Item 3 of the Agenda: Declarations - Pecuniary, Non-Pecuniary and Political Donation Disclosures, and prior to each Item being discussed: The Declaration Form can be downloaded at [Declaration Form](#)

- 1 APOLOGIES**
- 2 DISCLOSURE OF CONFLICT OF INTERESTS/PECUNIARY AND NON-PECUNIARY INTERESTS**

### 3 DESTINATION REPORTS

#### 3.1 FURTHER INFORMATION REGARDING REQUEST TO HOST 2023 JOEY'S MINI WORLD CUP

**File Number:** S26.3.6 / 23/6280

**Author:** Peter Caddey, Manager Administrative and Marketing Services

#### **SUMMARY:**

Following a presentation to Council at the February Ordinary Meeting by Mr Heinrich Haussler regarding a request to host the 2023 Joey's Mini World Cup (JMWC), further information and clarification on issues was sought. Council is requested to consider the information contained in the report and determine what, if any further action it may wish to take.

#### **RECOMMENDATION:**

*A matter for Council.*

#### **COMMENTARY:**

#### **SPONSORSHIP REQUEST**

Council has received an approach from Joeys Mini World Cup Tournament Founder and Director, Mr Heinrich Haussler and is being requested to pay a hosting fee of \$50,000.00 in cash to secure the tournament for 2023. Organisers are seeking to continue to host the JMWC in Inverell for the foreseeable future. The \$50,000.00 hosting fee is an ongoing hosting rights charge, payable per year.

The funding provided by Council would be utilised for the following:

- Promotion
- Website fees
- Referees costs
- Printing and advertising
- Cup booklet
- Trophies
- Event insurance
- Presentation night expenses
- First aid
- Administration

Council is permitted to seek alternative funding streams such as grant funding and sponsorship to offset some of the cost to Council.

In addition to the \$50,000 hosting fee Council is required to provide the following football fields and ground facilities at no cost:

#### **Football Fields**

- Supply 10 to 12 suitable fields that are well prepared and line marked

- Fields have to be equipped with suitable goals and nets in working order
- Technical areas to be marked
- At least 4 fields have to have suitable lighting in order to have games played after 6 pm

#### Ground Facilities

- 1 to 2 suitable administration rooms
- 1 Referee administration room
- Toilets
- Change Rooms
- PA System
- Designated parking area
- Canteen facilities

Council is also asked to provide the following services “free of costs”:

- Additional toilet hire if required
- Provision of waste services
- Field maintenance during the event
- Traffic management if required

The estimated cost to Council to supply these services for the duration of the tournament is between \$15K - \$25K.

Whilst it hasn't been requested, traditionally Council has supplied administrative support from Tourism staff to assist in promoting the event and other activities in the lead up to the tournament and support activities during the conduct of the event. These 'in-kind' costs have not been included.

A report was presented to the February Council meeting and Mr Heinrich Haussler also presented during Public Forum. The below is the resolution passed by Council:

***‘That Council complete further due diligence on the Joeys Mini World Cup competition and its future and report back to the March 2023 Committee Meetings.’***

Following the February Ordinary Meeting of Council, Mr Haussler was invited to attend a meeting with Acting General Manager Mr Brett McInnes and Director of Economic and Corporate Services Mr Paul Pay on Friday, 24 February. The purpose of the meeting was to address questions raised by Council after Mr Haussler's presentation and the review of the associated report prepared by Manager Administrative and Marketing Services Mr Peter Caddey.

Mr Haussler was requested to provide information relating to appropriate insurance coverage of the event and a detailed financial return supplied to Lismore City Council at the conclusion of the 2022 Joeys Mini World Cup (JMWC). Mr Haussler was also questioned in relation to information suggesting the commitment to Lismore City Council and Destination NSW was in fact inclusive of events to be held in Lismore in 2023 & 2024 and that no event termination had been confirmed.

Emailed documents detailing the financial return and insurance were received by Council on the afternoon of 24 February.

**LISMORE CITY COUNCIL:**

Contact will be made with Lismore City Council during the week commencing 28 February, 2023. If a definitive position from Lismore City Council is not available prior to the distribution of the business papers, a verbal update will be provided at the meeting.

**DESTINATION NSW:**

Several attempts have been made to speak to the appropriate officer at Destination NSW, however no definitive comment is available. A verbal update will be provided at today's meeting.

**FINANCIAL SUMMARY:**

Mr Haussler was requested to supply Council with the detailed financial return completed for Lismore City Council after the conclusion of JMWC in 2022. Below is a summary of the figures provided and the complete detailed financial return as supplied is attached to this report as **Attachment 1 - Detailed Budget for 2022 Event**.

<b>LISMORE JOEYS MINI WORLD CUP BUDGET FINANCIAL SUMMARY</b>		
<b>Income</b>		
Destination NSW		\$ 50,000.00
Team Nominations		\$ 2,700.00
Player Registrations		\$ 68,885.00
<b>TOTAL INCOME</b>		<b>\$ 121,585.00</b>
<b>Expenditure</b>		
Pre Tournament Expenses		\$ 5,400.00
<b>Tournament Expenses</b>		
Hub Payments	4,500.00	
Individual Payments	9,235.00	
Group Payments	3,945.00	
Merchandise (trophies, Bags, Booklet etc)	11,121.61	
Accommodation	11,979.00	
Playing Strips & merchandise	53,663.60	\$ 94,444.21
Tour Subsidies		\$ 21,400.00
<b>TOTAL EXPENDITURE</b>		<b>\$ 121,244.21</b>
<b>SURPLUS / (DEFICIT)</b>		
		\$ 340.79

It is noted, the above Financial Summary does not include subsidies for players to participate in the Germany Football tour as promoted in the proposal.

Mr Haussler was contacted and supplied the attached email (**Attachment 2 - Subsidy Information**) detailing costings for the subsidies relating to the tour.

Forty (40) subsidies were offered to players at \$1,000.00 per player and twenty-seven (27) accepted. A number of players selected were from the 14 and 15 years age category which is not usually the case. Due to the ages of those players, ten (10) parents elected to accompany their children on the tour.

According to the information supplied by Mr Haussler, ten (10) parents offset the subsidy for ten (10) Players, leaving by his calculation a shortfall of \$15,000.00. In a telephone conversation with Peter Caddey, Mr Haussler confirmed he will be funding the shortfall personally.

The above Financial Summary delivers a \$340.79 surplus. However, the shortfall not included in the Financial Summary delivers a deficit for the 2022 JMWC of \$14,659.21

### **CANCELLATION OF 2023 EVENT AT LISMORE:**

At 1:54pm on Monday, 27 February, 2023 (one day shy of the 1-year anniversary of the devastating floods in Lismore), Manager Administrative and Marketing Services Peter Caddey was cc'd in an email sent to the Events Team of Lismore City Council, cancelling the 2023 and 2024 JMWC in Lismore.

Mr Haussler conveyed his regret and assured them a great deal of consideration had gone into making the decision.

Lack of support from local clubs, a lack of helpers and volunteers, a lack of referees, uncertainty of field availability, accommodation availability and cost and uncertainty surrounding how the event funding would be distributed were detailed as reasons for cancelling the Lismore agreement.

The cancellation letter is attached as **Attachment 3 - Cancellation Letter**

### **MINUTES OF POST EVENT MEETING WITH LISMORE CITY COUNCIL:**

An excerpt of the minutes of the post event meeting held on 7 November, 2022 have been supplied to Council by Mr Haussler. **Attachment 4 - Meeting Minutes**.

Mr Haussler also had to terminate the agreement with Hervey Bay before the agreed term was concluded. Details of those issues and correspondence are included. **Attachment 5 - Hervey Bay Cancellation**.

### **INSURANCE:**

#### **Hervey Bay**

During the years the Cup was hosted on Frasers Coast (Hervey Bay), the tournament was a sanctioned event. The event was covered for the first 2 years by the Buccaneers Football Club and then by United Warriors as the hosting clubs. Both these clubs were covered for public liability and injuries of players, coaches and referees through Football Queensland's insurance.

#### **Lismore**

The event was not sanctioned by Northern New South Wales Football in 2022 and organisers were therefore required to provide their own insurance for players, coaches, managers ground staff and referees.

The policy was taken out with **icare**. Insurance information brochure and policy is shown below.

#### **If Inverell hosts the Tournament.**

Should Council accede to hosting the JMWC in Inverell, there will be two (2) scenarios for player and public liability insurance.

1. If the event is sanctioned by Northern New South Wales Football, the tournament will be covered for public liability and injury insurance via the policy covering Inverell FC as the host club.
2. If the event is not sanctioned, event organisers will be required to purchase appropriate cover through **icare** NSW Sporting Injuries Insurance Scheme.

Public liability insurance will also be required and will come from the same insurer as the 2022 event. Shown below is a copy of the premium notice for the 2022 policy.

These policies will be arranged and available to council when team entries close at beginning of August 2023.



icare <sup>™</sup> sporting injuries insurance		premium notice	
Heinrich Haussler Lismore Joeys Mini World Cup PO Box 623 INVERELL NSW 2360		invoice number	1017208239
		policy number	231152501
name of insured organisation Lismore Joeys Mini World Cup		authorised sporting activity/ies: Soccer	
amount payable: \$575.08		date payable: 31/10/2022	
cover from 26/09/2022		cover to 26/09/2023	

Dear Heinrich

Please find enclosed your tax invoice which provides the details of your 2022/23 renewal premium and 2021/22 adjustment premium.

If you have any questions or would like further information on your policy we're happy to help. You can visit our website <http://www.icare.nsw.gov.au/sporting-injuries>, call us on (02) 7922 5392 or email us at [sportinginjuries@icare.nsw.gov.au](mailto:sportinginjuries@icare.nsw.gov.au)

Yours sincerely

Jackie Schram  
Sporting Injuries Underwriter, Loss Prevention and Pricing  
NSW Sporting Injuries

### Payment methods

BANK DEPOSIT	DETAILS	ADDRESS
Email Remittance once deposit complete to <a href="mailto:sportinginjuries@icare.nsw.gov.au">sportinginjuries@icare.nsw.gov.au</a> and include the invoice number in your reference field on the deposit. Payment Terms: <b>Net 31 Days</b> . ABN 35 257 315 026	Account Name: <b>Sporting Injuries Compensation Authority</b> Bank: <b>Westpac Banking Corporation</b> Account Number: <b>470861</b> SWIFT Code: <b>WPACAU25</b> BSB: <b>032 007</b>	92-100 Donnison St, Gosford NSW 2250 Tel: (02) 7922 5392

icare<sup>™</sup> is the brand of Insurance & Care NSW and provides services to the Sporting Injuries Compensation Authority ABN 35 257 315 026

Copy of premium notice supplied by Mr Haussler.

**CONCLUSION**

Council has received an unsolicited approach from Tournament Founder/Director Mr Heinrich Haussler to host the 2023 Joeys Mini World Cup, with the potential for entering into a longer-term arrangement.

Mr Haussler has provided a very limited timeframe for Council to consider the proposal and make a decision. There are concerns in regards to the veracity of the information provided to Council upon which the request is made.

Council currently has no specific budget allocation for sponsorship of this event.

Whilst there is little doubt of the economic benefits to an area that would host a sports tourism event such as the Joeys Mini World Cup, this is difficult to accurately determine the quantum of this economic benefit due to a number of vagaries associated with the proposal and current information to hand.

**RISK ASSESSMENT:**

Nil

**POLICY IMPLICATIONS:**

Nil

**CHIEF FINANCIAL OFFICERS COMMENT:**

Council has previously sponsored the Joeys Mini World Cup as follows:

1. 2012 – Donation of \$5,000
2. 2013 – Donation of \$5,000
3. 2014 – Donation of \$10,000

In addition to the above cash donations, Council also provided the following in-kind support for each year the event was held in Inverell:

1. Supply and preparation of fields at no cost;
2. Free Town hall hire for presentations; and
3. Waste Management.

The Event Organiser is seeking a cash contribution of \$50,000 and in-kind support estimated at \$25,000 from Council to host the 2023 Joeys Mini World Cup.

Council does not have a specific budget allocation to host this event. The most appropriate budget allocation would be "Joint Industry Promotions budget", which has an annual budget allocation of \$100,000 from 2023/2024.

Council would need to decide if any sponsorship is for a single year, or multiple years.

Should Council accede to the funding request, it is recommended that it be conditional upon the following:

- i) *Council be recognised and appropriately acknowledged as the major sponsor of the event;*
- ii) *the Event Organiser unconditionally indemnify (release) Council from all claims, suits, demands, actions or proceedings (whether at law, in equity or arising under any statute) arising out of, or in connection with, the conduct of the Event or associated activities;*
- iii) *the contribution be subject to any other terms and conditions as determined appropriate by the General Manager; and*
- iv) *Council offset the sponsorship provided in point 1 above by seeking grants or other third-party sponsorships.*

It is noted that verbal information from Mr Haussler is not consistent with the written documentation provided. There are concerns regarding the accuracy of the information provided to Council in support of the funding request.

**LEGAL IMPLICATIONS:**

Nil

**ATTACHMENTS:**

1. Detailed Budget for 2022 Event
2. Subsidy Information
3. Cancellation Letter
4. Meeting Minutes
5. Hervey Bay Cancellation

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Report: Further Information Regarding Request to Host 2023 Joey's  
Mini World Cup

Attachment: Detailed Budget for 2022 Event

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Attachment: Meeting Minutes

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