

**NORTH BURNETT REGIONAL COUNCIL
REGISTER OF COUNCILLOR INTERESTS AS AT 7 July 2016**

DISCLOSURE OF INTEREST - KEY

Section notes

The header of each field includes a reference in italics to the relevant section of the *Local Government Regulation 2012*.

#	Notes	Definitions
1	<ul style="list-style-type: none"> - If a councillor, complete section A - If a related person to a councillor, complete section A and B 	<p><i>A related person</i> is a spouse, a dependent child or someone whose affairs are so closely connected with the affairs of a councillor, chief executive officer or senior executive employee, that a benefit derived by that person, or a substantial part of it, could pass to the councillor, chief executive officer or senior executive employee.</p>
2	<p>2.1</p> <ol style="list-style-type: none"> 1. If relevant person is a shareholder or has a controlling interest in a corporation state the name of the corporation. 2. If the relevant person holds a controlling interest in the corporation tick the box. 3. List the shareholdings of the corporation in any other corporation/s. 4. If any of the shareholdings are held in a proprietary company/s tick the box and move on to section 2.2 <p>2.2</p> <ol style="list-style-type: none"> 1. State the name of the proprietary company/s. 2. List any investments of the proprietary company/s. 3. If any of the investments are a subsidiary to the proprietary company tick the box. 4. In column four list the investments of the subsidiary company you have listed in column two and if the investments include a subsidiary to that company, state the name of the company or its investment(s)—you may need to provide this information in a separate signed attachment. <ul style="list-style-type: none"> - The number or monetary value of shares does not need to be stated. - The monetary value of investments does not need to be stated. 	<p><i>A Corporation</i> includes—</p> <ul style="list-style-type: none"> • a company; • any body corporate (whether incorporated in this jurisdiction or elsewhere); • an unincorporated body that under the law of its place of origin, may sue or be sued, or may hold property in the name of its secretary or of an office holder of the body duly appointed for that purpose. <p><i>Holding company</i>—in relation to a body corporate, means a body corporate of which the first body corporate is a subsidiary</p> <p><i>Proprietary company</i>—A proprietary company is a company that is registered as, or converts to, a proprietary company under the <i>Corporations Act 2001</i></p> <p><i>Share</i> means any of the following -</p> <ul style="list-style-type: none"> • a share in the share capital of the corporation • stock • a convertible note or • an option contract. <p><i>Subsidiary</i> – A body corporate is a subsidiary of another body corporate if, and only if:</p> <ul style="list-style-type: none"> • the other body: <ul style="list-style-type: none"> ○ controls the composition of the first body’s board or

		<ul style="list-style-type: none"> ○ is in a position to cast, or control the casting of, more than one-half of the maximum number of votes that might be cast at a general meeting of the first body or ○ holds more than one-half of the issued share capital of the first body (excluding any part of that issued share capital that carries no right to participate beyond a specified amount in a distribution of either profits or capital); or • the first body is a subsidiary of a subsidiary of the other body.
3	<p>– Complete if you are an officer of a corporation, including if you are an officer of any corporations you have stated in section two.</p>	<p><i>Officer of a corporation</i> means:</p> <ul style="list-style-type: none"> • a director or secretary of the corporation; or • a person: <ul style="list-style-type: none"> ○ who makes, or participates in making, decisions that affect the whole, or a substantial part, of the business of the corporation or ○ who has the capacity to affect significantly the corporation's financial standing or ○ in accordance with whose instructions or wishes the directors of the corporation are accustomed to act (excluding advice given by the person in the proper performance of functions attaching to the person's professional capacity or their business relationship with the directors or the corporation) or • a receiver, or receiver and manager, of the property of the corporation or • an administrator of the corporation or • an administrator of a deed of company arrangement executed by the corporation or • a liquidator of the corporation or • a trustee or other person administering a compromise or arrangement made between the corporation and someone else.
4	<p>– If providing a description of the trust or nominee corporation, the description must be sufficient to identify the trust or corporation.</p> <p>– The monetary value of beneficial interests does not need to be stated.</p>	<p><i>Trust</i>—does not include the duties incidental to an estate conveyed by way of mortgage, but with that exception <i>trust</i> extends to implied, resulting, bare and constructive trusts, and to cases where the trustee has a beneficial interest in the trust</p> <p>property, and to the duties incidental to the office of a personal representative.</p> <p><i>Nominee corporation</i>—means a corporation</p>

		whose principal business is holding marketable securities as a trustee or nominee.
5	– Complete if you are a trustee of the fund or, if the trustee of the fund is a corporation, a director of the trustee.	<i>Director</i> - see the <i>Corporations Act 2001</i>
6	– If providing a description of the trust, the description must be sufficient to identify the trust.	<i>Trust</i> —does not include the duties incidental to an estate conveyed by way of mortgage, but with that exception <i>trust</i> extends to implied, resulting, bare and constructive trusts, and to cases where the trustee has a beneficial interest in the trust property, and to the duties incidental to the office of a personal representative.
7	– If providing a description of the partnership or joint venture, the description must be sufficient to identify the partnership or joint venture.	<i>Joint venture</i> —business enterprise for which two or more parties join forces (not necessarily in partnership or by the formation of a company) <i>Partnership</i> —the legal relationship of persons carrying on some business together with a view to profit (provided that they are not members of an incorporated body)
8	– Includes any land leased, owned or mortgaged, whether the interest is held alone, jointly or in common with any other person. – Examples of property where you may hold an interest: <ul style="list-style-type: none"> ○ Residential property leased, owned or mortgaged by you which may be your place of residence or where you have established a business ○ Commercial property leased, owned or mortgaged by you which may be where you have established a business ○ Residential property where you are the lessor of a property to another party. ○ Commercial property where you are the lessor of a property to another party. For privacy reasons, if the lessee is a corporation, state the name of the corporation (individuals do not need to be stated) ○ Investment property—property held for capital gain (not leased or inhabited) ○ Native Title land—granted or where an application is pending – The full street address of the property does not need to be stated. – The monetary value of investments or beneficial interests does not need to be stated.	
9	– Amounts of \$10,000 or less do not need to be disclosed. – The debt does not need to be disclosed if it arises	<i>Private company</i> —means a proprietary company in which a relevant person holds securities

	<p>from the supply of goods or services supplied in the ordinary course of your business or the business of a <i>trust</i> or <i>private company</i>.</p> <ul style="list-style-type: none"> - The financial amount of liabilities does not need to be stated. - A line of credit does not need to be disclosed until such time as it is used. 	<p><i>Trust</i>—means a trust of which a relevant person is a beneficiary</p>
10	<ul style="list-style-type: none"> - May include such investments as a term life insurance policy where a return of the policy's premium may occur. - The monetary value of investments does not need to be stated. 	<p><i>Debenture</i>—see the <i>Corporations Act 2001</i></p>
11	<ul style="list-style-type: none"> - The account number of, or financial amounts held in, savings or investment accounts do not need to be stated. 	
12	<ul style="list-style-type: none"> - This does not include gifts received from related persons or other persons related by blood or marriage or friends - Includes election donations made to an individual councillor and election donations made to a group of candidates of which the councillor is associated with. 	<p><i>Gift</i> means either of the following -</p> <ul style="list-style-type: none"> • the transfer of money or other property: <ul style="list-style-type: none"> ○ without consideration; or ○ for a consideration substantially less than full consideration; or • a loan of money or other property made on a permanent or indefinite basis, other than an overdraft facility.
13	<ul style="list-style-type: none"> - This does not include incidental travel or accommodation that involve little to no value. For example, sleeping a night at a family or friend's house or car pooling arrangements. 	<p>A person receives a <i>sponsored hospitality benefit</i> if—</p> <ul style="list-style-type: none"> • the person, other than in an official capacity— <ul style="list-style-type: none"> ○ undertakes travel or ○ uses accommodation and • a contribution, whether financial or non-financial, for the cost of the travel or accommodation is made by another person. <p><u>Note:</u> A person does not however receive a sponsored hospitality benefit if the contribution was made by the person's spouse, or other family member or friend <i>unless</i> there could be a perception of a conflict of interest, financial or otherwise, relating to the contribution.</p>
14	<ul style="list-style-type: none"> - Includes honorary patrons, honorary members etc. 	
15	<ul style="list-style-type: none"> - This excludes: <ul style="list-style-type: none"> ○ household and personal effects ○ motor vehicles used mainly for personal use ○ superannuation entitlements 	
16	<ul style="list-style-type: none"> - Includes income of a proprietary company and of trusts in which the relevant person has an interest. - Includes any employment where earnings are more than \$500 per year 	
17	<ul style="list-style-type: none"> - The particulars required for each other interest of a relevant person are sufficient details of the interest to identify it. 	<p><i>Interest</i>, of the relevant person, means a financial interest or non-financial interest—</p> <ul style="list-style-type: none"> • of which the relevant person is aware and • that raises, appears to raise, or could raise, a conflict between the relevant person's duty under the Act and the holder of the interest.

Register of Councillor's Interest

Mayor Rachel Chambers

11	Savings and investments	Savings A/C – Suncorp Savings A/C – NAB Savings A/C – Bendigo Savings A/C – Bendigo
15	Other Assets Over \$5,000	Motor Vehicle

Councillor John Bowen

8	Interest in land	50 ha – Grazing – Owned; 129 ha – Grazing – Owned; 180 ha – Grazing – Rental; 200 ha – Grazing – Rental.
11	Savings and investments	Cheque A/C – NAB M.L.C. Master Key – Superannuation Gold Star

Councillor John Zahl

2.1	Shareholdings	Peanut Co. of Australia Gayndah Fruit Growers Co-Operative Trading Society
3	Positions held as on officer of a corporation	North Burnett Community Enterprises Ltd
8	Interest in land	1000m2 – Residential – Joint Tenancy; 2 ha – Residential – Joint Tenancy; 50 ha – Farming – 100% owned;
11	Savings and investments	Savings A/C – NAB - Sole; Cheque A/C – NAB – Joint Investment A/C – NAB – Joint Investment A/C – Bendigo Bank Mundubbera – Joint
15	Other Assets	Superannuation Livestock Motor Vehicle
16	Other Income	Farming Invested Funds Rental Income

Councillor Robert Radel

2.1	Shareholdings	Radel Farms Pty Ltd
2.2	Shareholdings	Radel Farms Pty Ltd – Trustee Company
3	Positions Held	Radel Farms Pty Ltd – Trustee Company - Director
4	Beneficial interests in trusts	Radel Discretionary Trust – Dairy Farming - Beneficiary
7	Interest in partnerships	GR, J & RP Radel – Land Rental – 50%
8	Interest in land	Lease Farming – 50% Land – through partnership
9	Liabilities	Car Loan

11	Savings and Investments	Personal Joint A/C – NAB Partnership A/C – Suncorp Trust A/C - Suncorp
14	Memberships	Port Curtis Milk Supplies Co-Operative
15	Other Assets	Plant & Equipment owned by Trust Plant & Equipment owned by Partnership
16	Other Income	Port Curtis Milk Supplies Co-Operative

Councillor Paul Lobegeier

2.1	Shareholding	Commonwealth Bank of Aust.; Ware House Group; CML; MLC
3	Positions held as on officer of a corporation	Rural Getaway – President; Bundaberg North Burnett Regional Tourism – Board Member; Burnett Catchment Care - President; Age Care Monto Inc. – President; Qld
7	Interests in partnerships and joint ventures	PW & MM Lobegeier
8	Interest in land	225.8 acre – Farming – 50% share 197.98 acre – Farming – 50% share
10	Debentures and similar	Sun Super – Super fund Super – Super fund CML – Insurance MLC - Insurance
11	Savings and investments	Cheque A/C – NAB; Farm Management A/C - NAB Savings A/C – NAB Term Deposit - NAB
14	Membership	Liberal National Party; Age care Monto; Club; Garden Club
15	Other assets over \$5000	Farm Equipment; Cattle on Hand;
16	Other Sources of Income	Farming Cattle Partnership; Wage

Councillor Peter Webster

2.1	Shareholdings	Eidsvold Trading – 100% Bellerive Pty Ltd – 51%
3	Positions held as on officer of a corporation	Eidsvold Traders – Director Bellerive Pty Ltd – Director
8	Interest in land	2984 ha – grazing – owned 80 ha – home & grazing – joint owner ¼ ha – supermarket – joint owner ¼ acre – residential - owner
9	Liabilities	Car Lease
11	Savings and Investments	Savings A/C – Commonwealth Bank
14	Membership	Foodworks Mitrecom
15	Other assets over \$5000	Boat; Truck; Prado; Tipping Trailer; Tractors; Loader
16	Other Sources of Income	Eidsvold Trading Grazing Property

Deputy Mayor Councillor Faye Whelan

5	Self managed superannuation fund	Property & Shares Investment – Commercial property Mundubbera + Share Portfolio
8	Interest in land	Residential – Sole Ownership; Commercial – Sole Ownership; Commercial – Sole Ownership Residential – Sole Ownership
9	Liabilities	Loan – ANZ Loan – Bendigo Bank
11	Savings and investments	Super/fund A/C – Westpac; Savings A/C – ANZ; Business A/C – Bendigo Community Bank
14	Membership	Mundubbera Community Development Association; Mundubbera Enterprise Association; Mundubbera Cricket Association; Eidsvold Race Club; Mundubbera Hospital Aux.
15	Other assets over \$5000	Motor Vehicles; Clothing Footwear Business – Gayndah; Clothing Footwear – Mundubbera; Florist Giftware Nursery – Mundubbera; Bendigo Community Bank Agency – Gayndah; Lease Premises Bendigo Community Bank – Mundubbera; Lease Premises Butcher Shop – Gayndah; Telstra shares
16	Other Sources of Income	Business enterprises Mundubbera & Gayndah; Lease of commercial premises Mundubbera & Gayndah