

STORMWATER MANAGEMENT AUTHORITY

MEETING NO. 10

2:00PM TUESDAY 17 FEBRUARY 2009

LEVEL 6 ROMA MITCHELL HOUSE, 136 NORTH TERRACE, ADELAIDE

MINUTES

Present: Barry Grear AO (Presiding Member)
Brian Clancey
Kym Good
Andrew Grear
Anne Howe
Grant Hudson
Colin Pitman

In Attendance: Terry Stewart (General Manager)
Michael Barry (LGA)

1 APOLOGIES Nil

2 CONFIRMATION OF MINUTES

The Minutes of the ninth meeting of the Stormwater Management Authority held on 16 December 2008 were confirmed as an accurate record.

3 FINANCIAL REPORT

Resolution: Members noted the Stormwater Management Fund financial report as at 31 January 2009.

4 FORMER CMSS COMMITMENTS (TO 30 JUNE 2006)

Resolution: Members noted the status of remaining funding commitments approved under the former Catchment Management Subsidy Scheme.

5 APPLICATIONS SUMMARY

Resolution: Members noted the summary of applications received since January 2006.

5A CONFLICT OF INTEREST

Members briefly discussed the practice of members leaving the meeting for discussion and decisions on items where there may be a conflict of interest.

The Honesty and Accountability Paper No. 1: Duties of Corporate Agency Members that applies to all members is attached.

The conflict of interest provisions of the *Local Government Act 1999* being sections 73 – 75 (for Council members) and section 120 (for Council employees) are also attached.

The LGA Guidelines on these provisions is available at http://www.lga.sa.gov.au/webdata/resources/files/Conflict_of_Interest.pdf.

Resolution: The Authority resolved to continue the established practice whereby members choose to leave the meeting for discussion and decisions on items where there may be, or where it could be perceived that the member has a conflict of interest.

6 CURRENT APPLICATIONS

Colin Pitman explained the additional information requested and citing a potential conflict of interest as a City of Salisbury employee left the meeting for item 6.1.

6.1 City of Salisbury (60/08) Burton West Industrial Drain

Resolution: The Authority resolved to **approve a total contribution of up to \$1.9 million** towards land acquisition costs and **approve a total contribution of up to \$1.1 million** towards the Stage 2 Works on a dollar for dollar basis with the applicant for final completion of the Burton West Industrial Drain project.

Colin Pitman returned to the meeting.

7 ADMINISTRATIVE ARRANGEMENTS

Members noted that a total amount of \$26,800 (including Accommodation \$5,400, PC & Operating System Support \$3,200 and Corporate Overhead \$18,200) per annum subject to CPI adjustment will be charged by DWLBC. All other operating costs will be reimbursed to DWLBC as incurred in accordance with current practice.

Resolution: The Authority resolved to authorise the Presiding Member to agree and approve final administrative arrangements for the Authority to be hosted by Office for Water Security / DWLBC.

8 URBAN STORMWATER HARVESTING OPTIONS STUDY

Members noted that the contract to undertake the Urban Stormwater Harvesting Options Study had been awarded to Wallbridge & Gilbert.

9 GAWLER RIVER FLOOD MITIGATION SCHEME

Members noted the update on the Gawler River Flood Mitigation Scheme.

10 BROWN HILL AND KESWICK CREEKS PROJECT

Grant Hudson cited a potential conflict of interest as a Mitcham Councillor and left the meeting for the duration of item 10.

The Authority noted that the Brown Hill and Keswick Creeks Flood Mitigation Study / Flood Management Master Plan was commissioned by the former Patawalonga Catchment Water Management Board on behalf of the Flood Management Group made up of the Senior Executives of the Adelaide, Burnside, Mitcham, Unley and West Torrens Councils as well as representatives from the Department of Water, Land and Biodiversity Conservation, Department of Planning and Local Government (formerly Planning SA), Department of the Premier and Cabinet and Department for Transport, Energy and Infrastructure.

Preparation of the Plan commenced in December 2004. It identifies opportunities to reduce the impact of flooding given the long history of flooding issues in the catchment and the most recent flooding in Mitcham and Unley in November 2005. The Plan was completed and presented to Councils in December 2006.

Funding had been approved by the interim Stormwater Management Committee in September 2006 for feasibility and design of flood control dams in Brown Hill Creek identified as a priority during preparation of the Plan.

Notwithstanding that the Plan preceded establishment of the Stormwater Management Authority and approval of the Stormwater Management Planning Guidelines in July 2007, the CEO Group representing the five Councils sought approval of the Plan in order to facilitate implementation of priority flood mitigation works at the earliest opportunity. The CEO Group undertook to explore opportunities for aquifer storage and recovery or other stormwater use schemes throughout the catchment as part of this project.

The Authority, in February 2008, resolved to approve the Plan as the Brown Hill and Keswick Creeks Stormwater Management Plan subject to the following condition:

Any proposal to implement a component of works identified in (or arising out of) the Stormwater Management Plan must incorporate, wherever practicable, aquifer storage and recovery or other stormwater reuse scheme together with improvement in water quality and biodiversity outcomes to the satisfaction of the Authority.

Notice of approval of the Stormwater Management Plan was published in the South Australian Government Gazette on 6 March 2008.

Stage 1 – Preliminary Assessment of Flood Detention Basins on Brown Hill Creek was completed in October 2008.

Stage 2 – Further Investigation & Preliminary Design of Flood Mitigation Basins on Brown Hill Creek and Stage 3 – Final Design have yet to be undertaken.

Resolution: The Authority resolved to request the Councils to proceed with the Stage 2 Further Investigation & Preliminary Design of Flood Mitigation Basins on Brown Hill Creek but on the basis that opportunities for stormwater use and improved environmental outcomes are addressed, including how the proposed flood mitigation basins may also contribute to achievement of such objectives downstream, for further consideration by all parties.

The Authority also resolved to convey to the Councils and LGA its concern that flooding risk must be addressed and its strong support for genuine progress in this matter. To this end, the Authority is willing to contribute resources to assist in facilitating identification of the outstanding issues between the Councils with a view to achieving an agreed strategy for the Brown Hill and Keswick Creeks that addresses:

- a) Flood Management
- b) Stormwater Use
- c) Improved Environmental Outcomes
- d) Institutional Arrangements

Grant Hudson returned to the meeting.

11 OTHER BUSINESS

11.1 Disclosure of Interest and Register of Interest

Disclosure of Interest Statements together with an updated Register of Interests following the appointment of Brian Clancey are attached.

12 NEXT MEETING

2:00pm on Tuesday 21 April 2009 at Level 6 Roma Mitchell House.

13 STRATEGIC PLANNING WORKSHOP

The Commissioner for Water Security, Robyn McLeod and the Chief Executive of the LGA, Wendy Campana joined the meeting for discussion on the proposed Strategic Planning Workshop.

Robyn McLeod outlined the role of the Office for Water Security, the need to work closely with the Authority and input information from the Urban Stormwater Harvesting Options Study into the Water Security Plan to be completed by June 2009.

Wendy Campana outlined the study on Local Government's role in Water Security undertaken by the SA Centre for Economic Studies. It was noted that the report would be helpful in identifying those Councils involved in stormwater management activities as well as Councils that may require follow up in terms of stormwater management planning and other initiatives.

Members agreed that the primary objective of the workshop is to develop an operating plan for the Authority including what it seeks to achieve in what timeframe.

Major items include:

Flood Mitigation – outstanding works

Stormwater Harvesting & Use – projects arising out of the Urban Stormwater Harvesting Options Study targeting recently announced \$200 million Commonwealth funding.

Project Funding – Criterion and Priority

It was noted that Hon Karlene Maywald, Minister for Water Security and Hon Jay Weatherill, Minister for Environment and Conservation would be invited to address the workshop.

Barry Grear, Anne Howe, Colin Pitman and Terry Stewart undertook to organise the workshop to be held in March / April 2009.

Members undertook to nominate invitees and suggest possible facilitators ideally with knowledge of stormwater issues.

The Presiding Member closed the meeting at 5:00pm.

HONESTY AND ACCOUNTABILITY PAPER NO. 1: DUTIES OF CORPORATE AGENCY MEMBERS

Prepared by the Boards and Committees Unit of the Department of the Premier and Cabinet, June 2005

What is a "corporate agency member"?

The *Public Sector Management Act 1995* defines a corporate agency member as being:

- a member of a public sector agency that is a body corporate; or
- a member of the governing body of a public sector agency that is a body corporate.

The Boards and Committees Unit of the Department of the Premier and Cabinet has undertaken an assessment of government boards and committees and determined that, for the purposes of the *PSM Act*, the body of which you are a member is a corporate agency. If you consider this assessment to be incorrect, you should advise your executive officer and request that they contact the Boards and Committees Unit as soon as possible.

Duties of corporate agency members under Division 3 of Part 2 of the *PSM Act*

The government's honesty and accountability reforms have amended the *PSM Act* to impose a number of duties on corporate agency members (cf. Division 3 of Part 2 of the Act). Failure to carry out these duties may attract penalties under the Act.

1. *Duty to exercise care and diligence (section 6D)*

As a corporate agency member, you are required to exercise at all times a reasonable degree of care and diligence in the performance of your functions. If you are culpably negligent in the performance of your functions, you are guilty of an offence attracting a fine of \$15,000.

In order to be found culpably negligent, a court must be satisfied that your conduct fell sufficiently short of the standards required under the Act to warrant the imposition of a criminal sanction. In addition, you do not commit any breach of duty under these provisions if your conduct resulted from you acting in accordance with a direction or requirement of the minister responsible for your agency.

2. *Duty to act honestly (section 6E)*

You must act honestly at all times in the performance of your functions whether within or outside of South Australia. The penalty for failure to comply with this duty is a \$15,000 fine, four years' jail or both. However, the duty to act honestly does not apply to conduct that is merely of a trivial nature and does not result in significant detriment to the public interest.

3. Duty not to be involved in unauthorised transactions with your agency or a subsidiary of your agency (section 6F)

Neither you nor your associates may be directly or indirectly involved in a transaction with your agency or a subsidiary of your agency without the prior approval of the minister responsible for your agency. Your associates are:

- your relatives;
- your spouse's relatives;
- any body corporate in which you, your relatives or your spouse's relatives hold 10 percent or more of the nominal value of the shares; or
- the trustees of any trust of which you or your associates are a beneficiary.

As a corporate agency member, you must not in any way be knowingly concerned in or party to a breach of the duty described above. If it is proved that you have contravened this duty with an intention to deceive or defraud your agency or another party, the penalty is \$15,000, four years' jail or both. In any other case, the penalty is a \$4,000 fine.

A person is treated as being indirectly involved in a transaction if that person initiates, promotes or takes part in negotiations leading to a transaction with a view to obtaining a benefit of some kind either for themselves or for an associate.

A person is not taken to be involved in an unauthorised transaction in the following cases:

- the transaction involves the provision of services by the agency in the course of its ordinary business; or
- the transaction involves the employment of a person by the agency under a contract of service, or is a transaction incidental to such employment.

If you or your associates are involved in an unauthorised transaction with your agency, the agency or the responsible minister is entitled to void that transaction. However, if a person acquires property through a transaction in good faith and without being notified that such a transaction constitutes a breach of this section, the agency or minister may not void the transaction.

4. Duty not to have an unauthorised interest in your agency or a subsidiary of your agency (section 6G)

Neither you nor your associates are permitted to have a financial interest in your agency or a subsidiary of your agency without the prior approval of your agency's minister. This includes the following:

- having or acquiring a beneficial interest in shares, debentures or managed investment schemes of the agency or a subsidiary of the agency;

- having, holding or acquiring a right or option to acquire or dispose of shares, debentures or managed investment schemes of the agency or a subsidiary of the agency; and
- being a party to or being entitled to a benefit under a contract under which a person has a right to call for or make delivery of shares, debentures or managed investment schemes of the agency or a subsidiary of the agency.

Accordingly, you must not in any way be knowingly concerned in or party to a contravention of this duty. Contravention of this duty where an intention to deceive or defraud your agency or another party is proved renders you liable to a \$15,000 fine, four years' jail or both. In any other case, contravention of this duty attracts a \$4,000 fine.

5. *Duty with respect to conflict of interest (section 6H)*

If you have a direct or indirect personal or pecuniary interest in a matter before your agency or your board, you must:

- as soon as reasonably practicable, disclose the interest in writing to your agency;
- not take part in any discussion concerning that matter;
- not take part in any vote concerning that matter; and
- be absent from the meeting room while any such discussion or voting is taking place.

Further, where you acquire an interest or become the holder of a position such that it is reasonably foreseeable that a conflict of interest might arise with your position as a corporate agency member, you must as soon as practicable advise your agency of this in writing.

You are also taken to have an interest in a matter by virtue of the fact that an associate of yours has an interest in that matter. Such interests must be disclosed in the same manner as those held by you personally.

You are not taken to have an interest where you are unaware that the interest exists, but if proceedings are brought against you, the burden of proof is on you to show that you were unaware of the interest at the relevant time.

Failure to comply with any one of the requirements detailed above can render you liable to a \$15,000 fine.

Any disclosure of interest made to your agency must be recorded in the minutes of the agency and reported to the responsible minister. If the minister responsible for your agency is of the opinion that your interest is of such significance that it is incompatible with your position as a corporate agency member, he or she may require you to either divest yourself of the interest or resign as a corporate agency member.

If you fail to disclose an interest in a contract under consideration by your agency, the contract may be voided by the agency or the responsible

minister. However, if a person acquires property through a contract in good faith and without being notified that such a transaction constitutes a breach of this section, the agency or minister may not void the transaction. Further, if you make a disclosure of interest in regard to a contract under consideration by your agency, that contract cannot be voided by the agency and you are not liable to account for any profit you may derive from the contract.

6. Removal of corporate agency members from office (section 6I)

Failure to comply with any of the duties imposed on you as a corporate agency member will be considered grounds for the termination of your appointment.

7. Civil liability for contravention of Division 3 (section 6J)

If you are convicted of an offence under Division 3 of Part 2 of the *PSM Act* other than culpable negligence, you may, in addition to being penalised, be required to pay to your agency:

- any profit you derived as a result of the offence; and
- compensation for any damage suffered by the agency as a result of the offence.

Where you are guilty of an offence other than culpable negligence under Division 3 of Part 2 but proceedings are not brought against you in a court of law, your agency or the minister responsible for your agency may recover through the court system any profit you derived or compensation for damage you caused as a result of your offence.

Your general immunity from liability under the *PSM Act*

Under section 74 of the *PSM Act*, no civil liability attaches to you as a corporate agency member for an act or omission in the exercise or purported exercise of your official powers or functions. Any action that would lie against you will instead lie against the corporate agency. However, section 74 does not prevent the corporate agency from bringing proceedings against you for an act or omission not in good faith.

Further information

If you have any questions in regard to this information, speak to your executive officer in the first instance. Should further advice be required, please contact Michael Brougham, Team Leader, Boards and Committees at the Department of the Premier and Cabinet. Michael can be contacted by phone on 8226 2052, by email at brougham.michael@saugov.sa.gov.au or by post at Level 16, 200 Victoria Square, Adelaide, 5000.

A copy of the *PSM Act* can be viewed at <http://www.parliament.sa.gov.au/Catalog/legislation/Acts/p/1995.39.un.htm>.

- (b) a board member of the subsidiary were a member of a council.
- (3) If the provisions of this Division apply in relation to a regional subsidiary—
 - (a) a board member must submit a primary return, and ordinary returns, to the chief executive officer of each constituent council; and
 - (b) the subsidiary must, in consultation with the chief executive officers of the constituent councils, ensure that a Register of Interests relating to its board members (made up of the information required to be included in returns under this Division) is maintained at the principal office of the subsidiary, or at a council office nominated by the subsidiary, and is available for public inspection during ordinary office hours.
- (4) A person is entitled, on payment of a fee fixed by the subsidiary's constituent councils, to a copy of the Register maintained under subsection (3).
- (5) A member of a council who has submitted the appropriate returns under a preceding provision of this Division is not required to submit additional returns under this section.

Division 3—Conflict of interest

73—Conflict of interest

- (1) A member of a council has an interest in a matter before the council if—
 - (a) the member or a person with whom the member is closely associated would, if the matter were decided in a particular manner, receive or have a reasonable expectation of receiving a direct or indirect pecuniary benefit or suffer or have a reasonable expectation of suffering a direct or indirect pecuniary detriment; or
 - (b) the member or a person with whom the member is closely associated would, if the matter were decided in a particular manner, obtain or have a reasonable expectation of obtaining a non-pecuniary benefit or suffer or have a reasonable expectation of suffering a non-pecuniary detriment,(not being a benefit or detriment that would be enjoyed or suffered in common with all or a substantial proportion of the ratepayers, electors or residents of the area or a ward or some other substantial class of persons).
- (2) A person is closely associated with a member of a council—
 - (a) if that person is a body corporate of which the member is a director or a member of the governing body; or
 - (b) if that person is a proprietary company in which the member is a shareholder; or
 - (c) if that person is a beneficiary under a trust or an object of a discretionary trust of which the member is a trustee; or
 - (d) if that person is a partner of the member; or
 - (e) if that person is the employer or an employee of the member; or

- (f) if that person is a person from whom the member has received or might reasonably be expected to receive a fee, commission or other reward for providing professional or other services; or
 - (g) if that person is a relative of the member.
- (3) A member of a council who is a member, officer or employee of an agency or instrumentality of the Crown, will be regarded as having an interest in a matter before the council if the matter directly concerns that agency or instrumentality but otherwise will not be regarded as having an interest in a matter by virtue of being a member, officer or employee of the agency or instrumentality.
- (4) In this section—
agency or instrumentality of the Crown includes—
 - (a) an administrative unit of the Public Service;
 - (b) a body corporate comprised of, or including or having a governing body comprised of or including, a Minister or Ministers of the Crown or a person or persons appointed by the Governor or a Minister or other agency or instrumentality of the Crown.

74—Members to disclose interests

- (1) A member of a council who has an interest in a matter before the council must disclose the interest to the council.
- (2) A member in making a disclosure under subsection (1) must provide full and accurate details of the relevant interest.
- (3) A disclosure made under subsection (1) must be recorded in the minutes of the council (including details of the relevant interest).
- (4) A member of a council who has an interest in a matter before the council must not—
 - (a) propose or second a motion relating to the matter; or
 - (b) take part in discussion by the council relating to that matter; or
 - (c) while such discussion is taking place, be in, or in the close vicinity of, the room in which or other place at which that matter is being discussed; or
 - (d) vote in relation to that matter.
- (4a) The following qualifications apply:
 - (a) subsections (1) and (4) do not apply—
 - (i) to questions relating to allowances or benefits that a council is empowered to pay to, or confer on, members, their spouses, domestic partners or members of their families; or
 - (ii) to matters of a class exempted by regulation from the provisions of those subsections; or
 - (iii) to matters in relation to which the Minister has granted an exemption from the provisions of those subsections;

- (b) a member of a council who has disclosed an interest under subsection (1) may, by permission of the council, attend during proceedings of the council on the relevant matter in order to ask or answer questions, provided that the meeting is open to the public, the member withdraws from the room after asking or answering the questions, and the member does not in any other way take part in any debate or vote on the matter;
 - (c) subsection (4) does not apply in relation to a matter in which the member has an interest by virtue only of the fact that the member or a person closely associated with the member—
 - (i) is a member of, or director or member of the governing body of, a non-profit association; or
 - (ii) is a member of a body (whether corporate or unincorporate) comprised of or including, or having a governing body comprised of or including, a person or persons appointed by the council;
 - (d) a member does not contravene this section if the interest was unknown to the member at the relevant time.
- (5) The fact that a member or members of a council have failed to comply with this section in relation to a particular matter does not, of itself, invalidate a resolution or decision on that matter but, if it appears that the non-compliance may have had a decisive influence on the passing of the resolution or the making of the decision, the District Court may, on the application of the council, the Minister or a person affected by the resolution or decision, annul the resolution or decision and make such ancillary or consequential orders as it thinks fit.
- (6) In this section—
- non-profit association** means a body (whether corporate or unincorporate)—
- (a) that does not have as its principal object or one of its principal objects the carrying on of a trade or the making of a profit; and
 - (b) that is so constituted that its profits (if any) must be applied towards the purposes for which it is established and may not be distributed to its members,
- and includes the LGA.

75—Application of Division to members of committees and subsidiaries

- (1) The provisions of this Division extend to committees and to members of committees established by councils as if—
 - (a) a committee were a council; and
 - (b) a member of a committee were a member of a council.
- (2) The provisions of this Division extend to subsidiaries and to board members of subsidiaries as if—
 - (a) a subsidiary were a council; and
 - (b) a board member of a subsidiary were a member of a council.

119—Restrictions on disclosure

- (1) A person must not disclose to any other person any information furnished pursuant to this Division unless the disclosure—
- (a) is necessary for the purposes of the preparation or use of the Register by the chief executive officer; or
 - (b) is made at a meeting of the council, a council committee or a subsidiary of the council.

Maximum penalty: \$10 000.

- (2) Despite any other provision of this Act—
- (a) the public must be excluded from attendance at any part of a meeting of the council, a council committee or a subsidiary of the council where information is disclosed under subsection (1)(b); and
 - (b) any part of the minutes of a meeting of the council, a council committee or a subsidiary of the council which contains information disclosed under subsection (1)(b) is not available for public inspection under this Act.

Division 3—Conflict of interest

120—Conflict of interest

- (1) The chief executive officer of a council who has an interest in a matter in relation to which he or she is required or authorised to act in the course of official duties—
- (a) must disclose the interest to the council; and
 - (b) must not, unless the council otherwise determines during a council meeting that is open to the public, act in relation to the matter.

Maximum penalty: \$5 000.

- (2) An employee of a council (other than the chief executive officer) who has an interest in a matter in relation to which he or she is required or authorised to act in the course of official duties—
- (a) must disclose the interest to the chief executive officer; and
 - (b) must not, unless the chief executive officer otherwise determines, act in relation to the matter.

Maximum penalty: \$5 000.

- (3) It is a defence to a charge for an offence against subsection (1) or (2) to prove that the defendant was, at the time of the alleged offence, unaware of the interest.
- (4) If an employee is entitled to act in relation to a matter by virtue of subsection (2)(b) and the employee is providing advice or making recommendations to the council or a council committee on the matter, the employee must also disclose the relevant interest to the council or council committee.

Maximum penalty: \$5 000.

Local Government Act 1999—1.1.2006

Chapter 7—Council staff

Part 4—Conduct of employees

Division 3—Conflict of interest

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- (5) An employee has an interest in a matter if the employee, or a person with whom the employee is closely associated, would, if the employee acted in a particular manner in relation to the matter, receive or have a reasonable expectation of receiving a direct or indirect pecuniary benefit or a non-pecuniary benefit or suffer or have a reasonable expectation of suffering a direct or indirect pecuniary detriment or a non-pecuniary detriment.
- (6) A person is closely associated with an employee of a council—
- (a) if that person is a body corporate of which the employee is a director or a member of the governing body; or
 - (b) if that person is a proprietary company in which the employee is a shareholder; or
 - (c) if that person is a beneficiary under a trust or an object of a discretionary trust of which the employee is a trustee; or
 - (d) if that person is a partner of the employee; or
 - (e) if that person is the employer or an employee of the employee; or
 - (f) if that person is a person from whom the employee has received or might reasonably be expected to receive a fee, commission or other reward for providing professional or other services; or
 - (g) if that person is a relative of the employee.
- (7) However, an employee, or a person closely associated with an employee, will not be regarded as having an interest in a matter—
- (a) by virtue only of the fact that the employee or person—
 - (i) is a ratepayer, elector or resident in the area of the council; or
 - (ii) is a member of a non-profit association, other than where the employee or person is a member of the governing body of the association or organisation; or
 - (b) in a prescribed circumstance.
- (8) In this section—
- employee** of a council includes—
- (a) a consultant engaged by the council; and
 - (b) a person working for the council on a temporary basis;
- non-profit association** means a body (whether corporate or unincorporate)—
- (a) that does not have as its principal object or one of its principal objects the carrying on of a trade or the making of a profit; and
 - (b) that is so constituted that its profits (if any) must be applied towards the purposes for which it is established and may not be distributed to its members,
- and includes the LGA.
- (9) For the purposes of subsection (6)(e) and (f), employment with the council is to be disregarded.


STORMWATER MANAGEMENT AUTHORITY

DISCLOSURE OF INTEREST STATEMENT (Board Members)

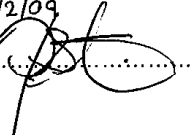
Name: Brian Clancey
Current Position: Member

- A I declare that I do not have a pecuniary or a non-pecuniary interest which:
- (i) in the normal course of my current duties may influence my conduct of those duties, or
 - (ii) may create an impression in the public that there may be bias in my dealings.
- B My interests declared in the attached Register of Interests, to the best of my knowledge, do not create a conflict of interest nor should they create a perception by others of a potential conflict.

I undertake to advise as soon as practicable of any material change in my interests that could be seen to create a conflict of interest.

Signed: 

Date: 3/2/09

Noted:  (General Manager)

Disclosure of Interest Brian Clancey

STORMWATER MANAGEMENT AUTHORITY

DISCLOSURE OF INTEREST STATEMENT (Board Members)

Name: Kym Good
Current Position: Member

- A I declare that I do not have a pecuniary or a non-pecuniary interest which:
- (i) in the normal course of my current duties may influence my conduct of those duties, or
 - (ii) may create an impression in the public that there may be bias in my dealings.
- B My interests declared in the attached Register of Interests, to the best of my knowledge, do not create a conflict of interest nor should they create a perception by others of a potential conflict.

I undertake to advise as soon as practicable of any material change in my interests that could be seen to create a conflict of interest.

Signed: Kym Good

Date: 11 September 2007

Noted: [Signature] (General Manager)

Disclosure of Interest Kym Good.doc

STORMWATER MANAGEMENT AUTHORITY

DISCLOSURE OF INTEREST STATEMENT (Board Members)

Name: Andrew Grear
Current Position: Member

- A I declare that I do not have a pecuniary or a non-pecuniary interest which:
- (i) in the normal course of my current duties may influence my conduct of those duties, or
 - (ii) may create an impression in the public that there may be bias in my dealings.
- B My interests declared in the attached Register of Interests, to the best of my knowledge, do not create a conflict of interest nor should they create a perception by others of a potential conflict.
- I undertake to advise as soon as practicable of any material change in my interests that could be seen to create a conflict of interest.

Signed: A. Grear

Date: 30/7/08

Noted: [Signature] (General Manager)


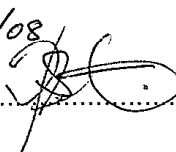
Disclosure of Interest Andrew Grear

STORMWATER MANAGEMENT AUTHORITY

DISCLOSURE OF INTEREST STATEMENT (Board Members)

Name: Barry Grear
Current Position: Presiding Member

- A I declare that I do not have a pecuniary or a non-pecuniary interest which:
- (i) in the normal course of my current duties may influence my conduct of those duties, or
 - (ii) may create an impression in the public that there may be bias in my dealings.
- B My interests declared in the attached Register of Interests, to the best of my knowledge, do not create a conflict of interest nor should they create a perception by others of a potential conflict.
- I undertake to advise as soon as practicable of any material change in my interests that could be seen to create a conflict of interest.

Signed: 
Date: 7/7/08
Noted:  (General Manager)

Disclosure of Interest Barry Grear.doc

STORMWATER MANAGEMENT AUTHORITY

DISCLOSURE OF INTEREST STATEMENT (Board Members)

Name: Anne Howe
Current Position: Member

- A I declare that I do not have a pecuniary or a non-pecuniary interest which:
- (i) in the normal course of my current duties may influence my conduct of those duties, or
 - (ii) may create an impression in the public that there may be bias in my dealings.
- B My interests declared in the attached Register of Interests, to the best of my knowledge, do not create a conflict of interest nor should they create a perception by others of a potential conflict.

I undertake to advise as soon as practicable of any material change in my interests that could be seen to create a conflict of interest.

Signed: 

Date: 15/11/08

Noted:  (General Manager)

Disclosure of Interest Anne Howe.doc

STORMWATER MANAGEMENT AUTHORITY

DISCLOSURE OF INTEREST STATEMENT (Board Members)

Name: Grant Hudson
Current Position: Member

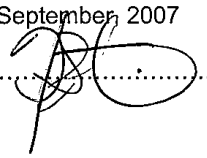
A I declare that I do not have a pecuniary or a non-pecuniary interest other than those disclosed in the "Register of Interests" which:

- (i) in the normal course of my current duties may influence my conduct of those duties, or
- (ii) may create an impression in the public that there may be bias in my dealings.

B I undertake to advise as soon as practicable of any material change in my interests that could be seen to create a conflict of interest.

Signed: 

Date: 14th September, 2007

Noted:  (General Manager)

Disclosure of Interest Grant Hudson

STORMWATER MANAGEMENT AUTHORITY

DISCLOSURE OF INTEREST STATEMENT (Board Members)

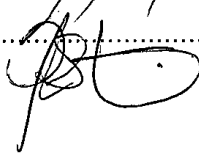
Name: Colin Pitman
Current Position: Member

- A I declare that I do not have a pecuniary or a non-pecuniary interest which:
- (i) in the normal course of my current duties may influence my conduct of those duties, or
 - (ii) may create an impression in the public that there may be bias in my dealings.
- B My interests declared in the attached Register of Interests, to the best of my knowledge, do not create a conflict of interest nor should they create a perception by others of a potential conflict.

I undertake to advise as soon as practicable of any material change in my interests that could be seen to create a conflict of interest.

Signed: 

Date: 11/09/07

Noted:  (General Manager)

Disclosure of Interest Colin Pitman.doc

STORMWATER MANAGEMENT AUTHORITY

REGISTER OF INTERESTS

6 February 2009

| Board Member (voting) | Interests Declared |
|-----------------------|---|
| Barry Grear AO | <ul style="list-style-type: none">♦ President, World Federation of Engineering Organisations♦ Administrator, State Emergency Relief Fund♦ Chair, Bureau of Meteorology Advisory Board♦ Chair, Faculty of Engineering Industry Advisory Board, University of Adelaide |
| Brian Clancey | <ul style="list-style-type: none">♦ General Manager, Infrastructure and Projects District Council of Mount Barker |
| Kym Good | <ul style="list-style-type: none">♦ General Manager, Adelaide and Mt Lofty Ranges Natural Resources Management Board |
| Andrew Grear | <ul style="list-style-type: none">♦ Director, Strategic Development, Planning SA♦ Ministerial Appointee, Adelaide and Mount Lofty Ranges Natural Resources Management Board♦ Ministerial Appointee, Planning Committee for Non-Government Schools |
| Anne Howe | <ul style="list-style-type: none">♦ Chief Executive, SA Water |
| Grant Hudson | <ul style="list-style-type: none">♦ Councillor, City of Mitcham♦ Centennial Park Cemetery Authority |
| Colin Pitman | <ul style="list-style-type: none">♦ Director City Projects, City of Salisbury |