

Policy 117 Business Grants

Policy number	Policy 117
Policy title	Business Grants
Strategic outcomes supported	CL6 – Finances are managed appropriately, sustainably and transparently for the benefit of the community. EC1 – A desirable place for commerce and tourism that supports equity, diverse local employment and entrepreneurship. S3 – An empowered community with a sense of pride, safety and belonging.

Policy objective:

To establish transparent and effective guidelines for the administration of grants to local businesses and business groups that support vibrancy, innovation and economic development.

Policy scope:

This policy applies to any party seeking funding from the Town of Victoria Park for a Business Grant.

Policy definitions:

advertised closing date is the date by which the Town of Victoria Park requires complete applications to be received for an advertised funding round.

auspice organisation means a legal entity which must take responsibility for applying, receiving, holding, administering and acquitting against a grant or funding on behalf of an unincorporated organisation or individual.

incorporated association means an association, as defined by the Associations Incorporation Act 2015 [WA], inclusive of any association, society, club, institution, community group or body formed or carried on for a lawful purpose. All profits made by the association must be used to benefit the association or, in the case of a charity, the beneficiaries of that charity, and not for the gain of its individual members.

match-funding is a requirement for the applicant to provide a specified percentage of the total amount needed to deliver the project, activity or program.

medium business is an Australian legal entity with an Australian Business Number, which has between 20 and 199 full-time equivalent employees and maximum annual turnover of \$10 million (excl. GST).

regulatory approval means an approval, licence or permit required by a government body, statutory authority or similar for the carrying out of works or activities, including but not limited to Development Approvals, Building Licences, Liquor Licences, Food Business Registration and Free Trade Area Permits.

small business is an Australian legal entity or individual with an Australian Business Number, which has 19 or fewer full-time equivalent employees and maximum annual turnover of \$10 million (excl. GST).

standard operating expenses are expenses that are core to the basic operation of a business and not directly related to delivering a unique project, activity or program.

Policy statement:

Administration of Business Grants

1. The Town of Victoria Park may administer Business Grants to support economic development objectives provided in the Economic Development Strategy.
2. Business Grants are subject to a regular budget review process and availability of funding. The Town of Victoria Park reserves the right to suspend the administration or availability of Business Grants at any time.
3. The Town of Victoria Park will advertise when it is accepting applications for Business Grants on its website and such other appropriate mediums. Applications may be accepted during set funding rounds or on an ongoing basis.
4. The Chief Executive Officer will be responsible for the operational management of Business Grants.
5. All funding provided under this policy is to be reported on in the Annual Report.
6. The Town must ensure that all documentation relating to the Business Grants, including executed agreements, is recorded, as required under the *State Records Act 2000*.

Conflicts of Interest

7. In the administration and awarding of Business Grants any real, potential or perceived conflicts of interest are to be managed in keeping with the *Local Government Act 1995*, the code of conduct and the Town's values.
8. In order to achieve this, in keeping with the requirements of the *Local Government Act 1995*, *Local Government (Rules of Conduct) Regulations 2007* and *Local Government (Administration) Regulations 1996* employees and elected members with any involvement in Business Grants shall declare:
 - a. any financial, indirect financial, proximity or gift interests that they have with any applicant for a Business Grant; and
 - b. any impartiality interests they have with any applicant for a Business Grant.
9. As is required under the Act, where any employee or elected member discloses a financial, indirect financial, proximity or gift related interest they must not be involved in that particular Business Grants application. If:
 - a. this is as a member of a panel, they must not participate in the panel and the [CEO] should appoint another person as a member of the panel;
 - b. as an employee who awards or assesses applications for a grant, the application must be referred to another appropriate employee who can award or undertake the assessment for the grant; and
 - c. the application is referred to a committee or Council, in accordance with the requirements of the Act.
10. Where an impartiality interest by an employee is disclosed, the interest should be referred to the CEO to establish if it continues to be appropriate for that employee to be involved in the assessment process.

Commented [JB1]: @Carly Pidco this legislation no longer exists. This has been replaced by the Town's Code of Conduct for Council Members, Committee Members and Candidates

Commented [JB2]: @Carly Pidco the policy uses Chief Executive Officer and CEO. The first instance in the policy should be in full with CEO in brackets, then CEO should be used for the rest of the document

Eligibility

11. Any party wishing to apply for a Business Grant must:
 - a. hold Public Liability insurance of \$10 million; and
 - b. own or hold the appropriate permission to use any intellectual property associated with the proposed project, activity or program; and
 - c. meet any additional eligibility criteria for the Business Grant category being applied for.
12. The following ineligibility criteria apply to all Business Grants administered under this Policy:
 - a. The applicant has an outstanding debt to the Town of Victoria Park;
 - b. The applicant has failed to submit a satisfactory acquittal for a previous Business Grant (including COVID-19 Business Grants) or Community Grants Program;
 - c. The applicant has failed to comply with the operational Terms and Conditions of the Business Grant being applied for;
 - d. The applicant has previously received any type of grant from the Town of Victoria for the same project; or
 - e. The applicant is a Town employee or Elected Member.

Business Grants Categories and Assessment Criteria

13. The Business Grants program will be subject to annual review. At each review, it will be determined:
 - a. The category or categories of Business Grants that will operate for that financial year, having regard for the objectives of the Economic Development Strategy or economic development objectives of any other adopted strategic plan; and
 - b. For each category of Business Grants:
 - i. The category objective;
 - ii. Assessment criteria;
 - iii. Any additional eligibility or ineligibility criteria;
 - iv. Maximum value;
 - v. Whether match-funding will be required; and
 - vi. Whether applications will be accepted on an ongoing basis or in set funding rounds.
14. The parameters in clause 13 will be published on the Town's website and within an information pack for applicants prior to the opening of any Business Grant round.
15. In addition to the specific assessment criteria for each Business Grant category determined in accordance with clause 13, the following assessment criteria will apply to all Business Grants:
 - a. The proposed project, activity or program occurs within, or substantially benefits economic development outcomes within, the Town of Victoria Park local government area;
 - b. The applicant can demonstrate the feasibility of the proposed project, activity or program and their capability to successfully deliver the proposed project, activity or program; and
 - c. The proposed project, activity or program is a discrete piece of work and is not, in the opinion of the Town of the Victoria Park, a standard operational expense.

Approval Process

16. The Town of Victoria Park will only assess applications that are:
 - a. Received from applicants meeting the eligibility requirements laid out in this policy; and
 - b. Received by any advertised closing date.
17. The Town of Victoria Park will convene a panel of no less than three members to assess all eligible applications received. The panel will assess applications against the requirements and Assessment Criteria laid out in this policy.

18. It is the applicant's responsibility to demonstrate in their application how the proposed project, activity or program meets the Assessment Criteria for the category of Business Grant being applied for.
19. The Town of Victoria Park reserves the right to:
 - a. Refuse a grant application, having regard for availability of funds and/or which applications best satisfy the Assessment Criteria;
 - b. Offer partial-funding of a grant application, having regard for availability of funds, match-funding, which applications best satisfy the Assessment Criteria, and ability of the applicant to deliver the proposal with partial-funding; and
 - c. Not award any Business Grants where no applications received are considered to adequately satisfy the Assessment Criteria.
20. The Town of Victoria Park reserves the right to deny funding to any party should the proposed program or initiative or party conflict with the Town of Victoria Park's Vision, Mission or Values, or bring the Town of Victoria Park's brand or reputation into disrepute, at its discretion.
21. Where a proposed project, activity or program requires a regulatory approval to commence, the Town of Victoria Park may, at its discretion, award a Business Grant subject to the required regulatory approvals being obtained prior to the commencement of the proposed project, activity or program, and within a timeframe to be specified by the Town of Victoria Park.
22. The Town of Victoria Park will notify applicants of its decision within 30 business days of the advertised closing date or receipt of a complete application, whichever is the later.
23. The Chief Executive Officer may approve an application for a Business Grant for \$15,000 or less. Applications which exceed \$15,000 will be referred to Council for determination where deemed appropriate by the Chief Executive Officer, and dependent upon available funding.

Acquittal Terms

24. Recipients will be required to acquit the funds within six weeks of the completion of the project, activity or program.
25. Recipients may be required to provide photographs and/or written testimonials for use by the Town of Victoria Park to promote the Business Grants program and local economy.

Related documents

Practice 117.1 Business Grants (UNDER PREPARATION)

Responsible officers	Place Leader – Economic Development
Policy manager	Manager Place Planning
Approval authority	Council
Next evaluation date	TBC

Revision history

Version	Action	Date	Authority	Resolution number	Report number
1					