

# Council Policy

<b>Council policy title:</b>	<b>Investment Policy</b>
<b>Council policy ref no:</b>	C/POL/COR/051
<b>Council policy owner:</b>	Director Corporate Services
<b>Adopted by:</b>	Bayside City Council
<b>Date adopted:</b>	January 2016
<b>Scheduled review:</b>	January 2020

(Council Policy is a public statement formally resolved by Council, which clearly states Council's requirements in relation to a particular matter or issue. For Council policy approval process see Section 10 and Appendix 1 of the Policy Handbook.)

## 1. Policy intent

The intent of this policy is to provide the framework for the investment of funds in accordance with the requirements of the Local Government Act 1989.

## 2. Purpose/Objective

To invest Council surplus funds having regard to the risk and the rate of return available for that particular investment type.

While exercising the power to invest, priority is to be given to preservation of capital, liquidity, and return on investment in accordance with these guiding principles:-

- Preservation of capital is the principal objective of the investment portfolio. Funds are to be invested in a manner that seeks to ensure security of the investment portfolio. This includes managing credit and interest rate risk within approved thresholds and parameters;
- The investment portfolio will ensure there is sufficient liquidity to meet all reasonably anticipated cash flow requirements, as and when they fall due, without incurring costs due to the unanticipated early maturity of investments;
- Investments are expected to achieve a prudent rate of return that takes into account Council's risk tolerance. Return on investment will be monitored and compared to the benchmark set for the investment category.

## 3. Scope

The policy applies to all funds invested in financial institutions by Council officers on behalf of Council.

#### **4. Legislative requirements**

Council will comply with the following in relation to investments

- Local Government Act 1989 ('the Act') – Sec 136 requires Council to “manage its financial risks prudently with due regard to economic circumstances’.
- Investments are limited to those identified in Sec 143 of the Local Government Act and those authorised investments as advised by the Minister for Local Government. Refer Appendix 1
- Local Government (Planning and Reporting) Regulations 2014.

#### **5. Accounting Standards**

Council will comply with all applicable Australian Accounting Standards (AASB) including

- AASB7 Financial Instruments Disclosure
- AASB13 Fair Value Measurement
- AASB132 Financial Instruments Presentation
- AASB136 Impairment of Assets
- AASB139 Financial Instruments Recognition and Measurement

#### **6. Monitoring, evaluation & review**

The Council's adopted budget includes the budgeted cash-flow, investments and expected return on investment for the year. Council's monthly finance report will include an Investment Report which will measure compliance with the investment portfolio matrix and performance of the portfolio including

- Investments held;
- Investment ratings;
- Investment maturity dates;
- Investment performance against relevant benchmarks and budget.

Documentary evidence will be held for each investment, the details maintained in an investment register, and a reconciliation of the investment register to the general ledger will be completed and reviewed monthly.

Compliance will also be monitored through periodic reviews of control processes by the Manager Finance, in addition to internal and external audits.

This policy shall be reviewed every four years by the Manager Finance or as a result of changes to Sec 143 of the Local Government Act and or Investments as authorised by the Minister for Local Government.

## 7. Liquidity Risk

Liquidity risk includes the risk that, as a result of operational liquidity requirements sufficient funds will not be available to settle a transaction when required, we will be forced to sell a financial asset at below value or may be unable to settle or recover a financial asset.

Liquidity Risk will be managed by

- Maintaining on a monthly basis the annual cash flow forecast in order to assess the short, medium and long term liquidity requirements of Council
- Having a liquidity target for a minimum and average level of cash and cash equivalents to be maintained
- Having readily accessible standby facilities in place such as an overdraft facility
- Having a liquidity portfolio structure that requires surplus funds to be invested within various bands of liquid investments
- Monitoring of budget to actual performance on a monthly basis
- Set limits on direct borrowings and loan guarantees relating to the percentage of loans to rate revenue

## 8. Policy Statement

Subject to the restrictions contained in S.143 of the Act, and any other manner approved by the Minister (Refer Appendix 1) Council will invest in any of the investments as described in section 8.1 below and the investment Credit Matrix Table 1 below.

Council's own requirements as detailed in this policy must also be met.

**Table 1 Investment Credit Matrix**

Investment Grade	Long Term Rating (Standard & Poors)	Short Term Rating (Standard & Poors)	Maximum % With One Financial Institution	Maximum Term to Maturity	Maximum Weighting as % of Total Investment
Extremely/Very Strong	AAA to AA-	A1+	60	5 years	100
Strong Adequate	A+ to A- BBB+ to BBB	A1 A2	30 20	1 year 180 days	50 30

Maximum term to maturity excludes Managed Funds Refer 8.3

Maximum % with any one Managed Fund 40% Refer 8.3

## 8.1 Approved Investments

Investment	Description	Features	Benchmark	Horizon
At Call Deposits	Cash funds invested on overnight deposits	Ready access to funds. No fees.	Reserve Bank Cash rate less 0.10% (10 basis points)	Short Term
Term Deposits	Investment held at a financial institution for an agreed rate of interest over a fixed amount of time	Highly liquid product with a fixed rate of return	90 Day BBSW	Short Term/Long Term
Commercial Bill	Highly negotiable product sold at a discount to their face value. The bank undertakes to pay the investor the face value upon maturity.	Highly liquid product which can be redeemed at any time by selling back to the bank	Bloomberg Ausbond Bank Bill Index	Short Term
Floating Rate Notes	RFN's are available for terms ordinarily of 1-3 years with regular coupons (interest) usually paid quarterly	Interest rate is set at the beginning of the period and is paid in arrears. It is normally set at a fixed margin over the 90 day Bank Bill Swap Rate (BBWS)	90 Day BBSW + appropriate margin (agreed at time of investment)	Long Term
Government and semi Government Bonds	Long dated maturities with a sovereign debt rating.	Very high credit rating with a relatively low return in terms of yield	Bloomberg Ausbond Composite Bond Index	Long Term
Managed Funds with a minimum AAf rating	Enhanced cash funds independently managed by Fund Managers	Increase in duration and active investment in a broader range of high-quality, short-term investments.	Bloomberg Ausbond Bank Bill Index + 0.20% (20 basis points)	Short Term/Long Term

## 8.2 Selection of Investments

- a) Adequate funds should be retained to meet daily cash flow requirements.
- b) A minimum of three (3) quotes shall be obtained from authorised deposits-taking institutions before investing, rollover or re-investing funds.
- c) The best possible investment rate must be used subject to limits outlined in Table 1 Investment Portfolio Matrix.
- d) If the credit rating of a financial institution in which Council has funds invested is downgraded, such that they no longer fall within the credit rating limits they must be divested as soon as practicable.
- e) Where the credit rating limit is exceeded as the result of an investment being redeemed, the exposure will be adjusted at the next available opportunity when funds are to be invested.
- f) All new investments must be authorised by the Manager Finance or Director Corporate Services
- g) Any two of the following authorised signatories have the authority to provide investment instructions
  - Director Corporate Services
  - Manager Finance
  - Coordinator Accounting Services
  - Financial Accountant
- h) Upon redemption, all investments must be transferred to Council's operating bank account. Investments are not to be transferred from one financial institution to another.

## 8.3 Council Investment with Fund Managers

Fund managers will be selected using external independent advice and the following criteria:

- a) Standard & Poors AAm or AAf or equivalent in other rating categories
- b) Certification of having read and understood relevant legislation and policies including
  - The Local Government Act 1989 S143 pertaining to Local Government Investments;
  - Any Ministerial Releases in relation to investments for Local Government;
  - Bayside City Council Investment Policy
- c) No one fund manager shall hold more than 40% of Council's total annual average funds
- d) Access to Socially Responsible Investments which encourage corporate practices that promote environmental stewardship, consumer protection, human rights, and diversity. "Socially responsible investing" is one of several related concepts and approaches that influence and, in some cases govern, how asset managers invest portfolios. The term "socially responsible investing" narrowly refers to practices that seek to avoid harm by screening companies included in an investment portfolio.

## 8.4 Prohibited Investments

This investment policy prohibits any investment carried out for speculative purposes including:

- Derivative based instruments (excluding floating rate notes).
- Principal only investments or securities that provide potentially nil or negative cash flow
- Stand-alone securities issued that have underlying futures, options, forward contracts or swaps of any kind
- Subordinate debt instruments eg Collateralised Debt Obligations
- Highly structured products
- The use of leveraging (borrowing to invest) for an investment

## 8.5 Investment Advisor

An investment advisor if appointed must be licensed by the Australian Securities and Investment Commission. The advisor must be an independent person who has no actual or potential conflict of interest in relation to investment products being recommended

## 9 Related Documents

<b>Policies</b>	Risk Management Policy Financial sub Delegation Fraud Control Policy Loan Guarantee Policy
<b>Strategies</b>	Long Term Financial Plan Council Plan
<b>Procedures</b>	
<b>Guidelines</b>	

**Please note:** This policy is current as at the date of approval. Refer to Council's website ([www.bayside.vic.gov.au](http://www.bayside.vic.gov.au)) or staff intranet to ensure this is the latest version.

## Appendix 1

### Principles of Sound Financial Management (section 136 LGA)

A Council must implement the principles of sound financial management.

The principles of sound financial management are that a Council must:

- a) manage financial risks faced by the Council prudently, having regard to economic circumstances;
- b) pursue spending and rating policies that are consistent with a reasonable degree of stability in the level of the rates burden;
- c) ensure that decisions are made and actions are taken having regard to their financial effects on future generations;
- d) ensure full, accurate and timely disclosure of financial information relating to the Council.

### Investments (section 143, LGA)

A Council may invest any money:

- a) in Government securities of the Commonwealth;
- b) in securities guaranteed by the Government of Victoria;
- c) with an authorised deposit-taking institution;
- d) with any financial institution guaranteed by the Government of Victoria;
- e) on deposit with an eligible money market dealer within the meaning of the Corporations Act;
- f) in any other manner approved by the Minister after consultation with the Treasurer either generally or specifically, to be an authorised manner of investment for the purposes of this section.

**The Minister for Local Government authorised the following investments for the purposes of section 143(f) in July 2007:**

- Certificates of deposit and bills of exchange
- Investments in the Treasury Corporation of Victoria
- Investments in managed investment schemes with a rating of AAm or AAf from Standard and Poors Australian Ratings
- Fixed interest securities of an Australian Authorised Deposit Taking Institution and Shares listed on the Australian Stock Exchange, subject to certain conditions. *These conditions include compliance with the Prudential Statement issued by the Minister for Local Government and approval of such investments under an appropriate plan by the Department of Treasury & Finance*
- Fixed interest securities of the Australian States and Territories





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Circular No. 14/2007

The Chief Executive Officer  
All Councils and Regional Library Corporations  
(As addressed)

Dear Sir/Madam

### **AUTHORISED INVESTMENTS – SECTION 143, LOCAL GOVERNMENT ACT 1989**

I wish to advise that on 19 July 2007, the Minister for Local Government, the Hon. Richard Wynne MP, following consultation with the Treasurer, the Hon. John Brumby MP, approved a new form of investment as an authorised investment for the purposes of section 143(f) of the *Local Government Act 1989* (the Act). This approval was published in the Government Gazette of 26 July 2007, G30 (copy of approval attached).

The Minister has now approved the direct investment in fixed interest securities of the other Australian States and Territories subject to these securities being issued and guaranteed by a State or Territory Government and which have a credit rating equivalent to a Standard & Poor rating of AA or better as an authorised investment for the purposes of section 143(f) of the Act.

You will note that the power to invest in fixed interest securities of the other Australian State and Territories is not new. In 1998, these investments were similarly approved along with investments in shares in corporations listed on the Australian Stock Exchange (the ASX). However, under the 1998 approval, investments could only be made at arms length through a managed fund and only after a council had:

- lodged a report on financial and investment objectives and investment strategies under Section 6 of the Prudential Statement on Investment Powers of Councils dated February 1998; and
- received confirmation from the Department of Treasury and Finance that the council complies with the requirements of the Prudential Statement.

The approval of 19 July 2007 will enable councils to invest directly in fixed interest securities of the other Australian States and Territories. It should be noted however that investments in shares of a corporation listed on the ASX continue to be restricted consistent with the 1998 approval.

The new approval has provided the opportunity to remove previously authorised investments, which had, with the passage of time, become redundant.





The Minister's approval of 19 July 2007 therefore revokes all previously authorised general investments and restates those that continue to apply, including the new investments.

The Minister's approval of 19 July 2007 provides a single list of all investments authorised generally to apply to all councils and regional library corporations under section 143(f) of the Act.

Please feel free to contact Paul Rozario, Analyst Governance & Legislation on 9208 3611 or by e-mail at [paul.rozario@dvc.vic.gov.au](mailto:paul.rozario@dvc.vic.gov.au) should you have any queries in relation to this matter.

Yours sincerely



**Prue Digby**  
Executive Director  
Local Government, Employment and Adult Education

25 July 2007

Encl.

# Local Government Act 1989

## APPROVAL OF AUTHORISED MANNERS OF INVESTMENTS FOR THE PURPOSES OF SECTION 143(F) OF THE LOCAL GOVERNMENT ACT 1989

I, Richard Wynne MP, Minister for Local Government, pursuant to section 143(f) of the *Local Government Act 1989* (the Act), hereby revoke all investments previously authorised generally to apply to all councils and regional library corporations under this provision.

Pursuant to section 143(f) of the Act, I authorise as approved manners of investment to apply generally to all councils and regional library corporations:

### 1. *Certificates of Deposit and Bills of Exchange*

- (a) a certificate of deposit, whether negotiable, convertible or otherwise, issued by an authorised deposit taking institution as defined by section 3 of the *Trustee Act 1958*;
- (b) a bill of exchange which at the time of acquisition has a maturity date of not more than 200 days and which if purchased for value confers on the holder in due course a right of recourse against an authorised deposit taking institution, as defined by section 3 of the *Trustee Act 1958*, as the acceptor or endorser of the bill for an amount equal to the face value of the bill.

### 2. *Investments in the Treasury Corporation of Victoria.*

### 3. *Investment in managed investment schemes*

Investments in managed investment schemes which:

- have a rating of AAm or a rating of AAF from Standard and Poors Australian Ratings;
- are registered under section 601EB of the *Corporations Law 2001* (Commonwealth); and
- are liquid within the meaning of section 601KA(4) of the *Corporations Law 2001* (Commonwealth) and have a constitution that provides for members to withdraw from the scheme.

**4. Fixed interest securities of an Australian Authorised Deposit Taking Institution and Shares listed on the Australian Stock Exchange**

Investments in:

1. fixed interest securities of or guaranteed by an Australian authorised deposit taking institution; and
2. shares of a corporation listed on the Australian Stock Exchange.

Investments in fixed interest securities of an Australian authorised deposit taking institution and shares listed on the Australian Stock Exchange are subject to the following terms and conditions

***Terms and Conditions***

These investment powers may only be used by councils which have:

- [a] lodged a report on financial and investment objectives and investment strategies under Section 6 of the Prudential Statement on Investment Powers of Councils dated February 1998; and
- [b] received confirmation from the Department of Treasury and Finance that the council complies with the requirements of the Prudential Statement.

Investments must not be made directly but only through trust vehicles managed by the Victorian Funds Management Corporation or a private sector fund manager with specialist expertise in investment.

**5. Fixed interest securities of the Australian States and Territories**

Investments in the fixed interest securities of the other Australian States and Territories subject to these securities being:

- issued and guaranteed by a State or Territory Government; and
- which have a credit rating equivalent to a Standard & Poor rating of AA or better.

Dated 19 July 2007

**RICHARD WYNNE MP**  
**Minister for Local Government**