

AMENDED ITEM

27 July 2011
To the Ordinary Meeting

Procedural Item
Corporate Services Department

1.5 Notice of Intention to Deal with Matters in Confidential Session

TRIM REFERENCE: F2011/00027 - D02667280
AUTHOR: Jacquie Elvidge; Administration Assistant
MANAGER: Lesley Crawley, Manager Corporate Governance

SUMMARY

It is necessary for the Council to adopt a resolution to formalise its intention to deal with certain matters in Confidential Session. The reports are incorporated in the "Confidential" business paper which has been circulated to Councillors.

The Local Government Act, 1993 requires the General Manager to identify those matters listed on the business paper which may be categorised as confidential in terms of Section 10A of the Local Government Act, 1993.

RECOMMENDATION

- 1 ***That Council consider the following matters in Confidential Session, pursuant to Sections 10A (2a) and (2c) of the Local Government Act 1993:***

***Item no 10.1 General Manager's Performance Appraisal
Item no 10.2 Contract Variations and Finalisation – June 2011***

- 2 ***That Council note its reason for considering the above Items in confidential session are as follows:***

Item no 10.1 General Manager's Performance Appraisal because it contains information relating to personnel matters concerning a particular individual.

Item no 10.2 Contract Variations and Finalisation – June 2011 because it contains information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

- 3 ***That Council request the General Manager to report on this matter in open session of Council.***

Note: Explanation - Section 10A of the Local Government Act 1993 states, in part, as follows:

10A *Which parts of a meeting can be closed to the public?*

(1) A council, or a committee of the council of which all the members are councillors, may close to the public so much of its meeting as comprises:

...(2) (a) personnel matters concerning particular individuals (other than Councillors),

(2) (c) Information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business