



BOUNDARY CHANGE COMMITTEE

NOTICE OF MEETING

To: **Members**

Cr Mark Osterstock, Presiding Member

Cr Nathan Daniell

Cr Leith Mudge

Cr Kirsty Parkin

Cr Chris Grant

Notice is given pursuant to the provisions under Section 87 of the *Local Government Act 1999* that the next meeting of the Boundary Change Committee will be held on:

Wednesday 28 August 2024

6.30pm

63 Mt Barker Road Stirling

A copy of the Agenda for this meeting is supplied under Section 87 of the Act.

Committee meetings are open to the public and members of the community are welcome to attend. Public notice of the Agenda for this meeting is supplied under Section 88 of the Act.

A handwritten signature in black ink, appearing to read 'GG', is positioned above the name of the Chief Executive Officer.

Greg Georgopoulos
Chief Executive Officer



BOUNDARY CHANGE COMMITTEE

AGENDA FOR MEETING
Wednesday 28 August 2024
6.30pm
63 Mt Barker Road Stirling

ORDER OF BUSINESS

1. COMMENCEMENT

1.1. Acknowledgement of Country

Council acknowledges that we meet on the traditional lands and waters of the Peramangk and Kaurna people. We pay our respects to Elders past, present and emerging as the Custodians of this ancient and beautiful land. Together we will care for this country for the generations to come.

2. APOLOGIES/LEAVE OF ABSENCE

2.1. Apology

2.2. Leave of Absence

2.3. Absent

3. MINUTES OF PREVIOUS MEETINGS

Boundary Change Committee – 22 April 2024

That the minutes of the Boundary Change Committee meeting held on 22 April 2024 as supplied, be confirmed as an accurate record of the proceedings of that meeting.

4. PRESIDING MEMBER'S OPENING REMARKS

5. DELEGATION OF AUTHORITY

The Boundary Change Committee operates in accordance with the relevant sections of the *Local Government Act 1999*, and its Terms of Reference.

6. DECLARATION OF CONFLICT OF INTEREST BY MEMBERS OF THE PANEL

7. MOTIONS ON NOTICE

Nil

8. OFFICER REPORTS – DECISION ITEMS

8.1. Boundary Change Committee - Terms of Reference Report

9. MOTIONS WITHOUT NOTICE

10. QUESTIONS WITHOUT NOTICE

11. COMMUNICATION FOR NOTING

11.1. Letter from Woodforde Residents Association to SA Local Government Boundaries Commission Chair, Rob Donaldson

11.2. Letter from Morialta Residents Association to SA Local Government Boundaries Commission Chair, Rob Donaldson

11.3. Letter from SA Local Government Boundaries Commission Chair, Rob Donaldson to Greg Georgopoulos, Chief Executive Officer

11.4. Letter from to Greg Georgopoulos, Chief Executive Officer to SA Local Government Boundaries Commission Chair, Rob Donaldson

12. CONFIDENTIAL ITEMS

12.1. Boundary Change Proposal Project and Governance Arrangements

12.2. Boundary Change Advocacy Strategy

12.3. Strategic Communication & Engagement Plan Updates

13. NEXT MEETING

The next Boundary Change Committee meeting, time and location to be advised.

14. CLOSE MEETING

Minutes of Boundary Change Committee

**ADELAIDE HILLS COUNCIL
BOUNDARY CHANGE COMMITTEE
MINUTES OF MEETING
MONDAY 22 APRIL 2024
63 MOUNT BARKER ROAD STIRLING**

In Attendance

Presiding Member: Cr Mark Osterstock

Members:

Cr Nathan Daniell	
Cr Leith Mudge	
Cr Kirsty Parkin	
Cr Chris Grant	

In Attendance:

Greg Georgopoulos	Chief Executive Officer
Zoë Gill	Governance and Risk Coordinator
David Waters	Director Environment and Infrastructure
Jess Charlton	Acting Director Community and Development
Ashley Curtis	Acting Director Corporate Services
Jennifer Blake	Manager, Communication, Engagement and Events
Michael Richardson	Director, BRM Advisory
Lisa Teburea	Director, BRM Advisory

1. COMMENCEMENT

The meeting commenced at 6:30 PM

1.1. Acknowledgement of Country

Council acknowledges that we meet on the traditional lands and waters of the Peramangk and Kaurna people. We pay our respects to Elders past, present and emerging as the Custodians of this ancient and beautiful land. Together we will care for this country for the generations to come.

2. APOLOGIES/LEAVE OF ABSENCE

2.1 Apology

Nil

**ADELAIDE HILLS COUNCIL
BOUNDARY CHANGE COMMITTEE
MINUTES OF MEETING
MONDAY 22 APRIL 2024
63 MOUNT BARKER ROAD STIRLING**

2.2 Leave of Absence
Nil

2.3 Absent

3. MINUTES OF PREVIOUS MEETINGS

3.1 Boundary Change Committee – 30 May 2023

**Moved Cr Grant
S/- Cr Parkin**

BCC1/24

That the minutes of the Boundary Change Committee meeting held on 30 May 2023 as distributed, be confirmed as an accurate record of the proceedings of that meeting

Carried Unanimously

4. PRESIDING MEMBER'S OPENING COMMENTS

Cr Mark Osterstock welcomed the members, noting it had been a long time since the last meeting. The presiding member also thanked external guests and staff for their reports and attendance at the meeting.

5. DELEGATION OF AUTHORITY

The Boundary Change Committee operates in accordance with the relevant sections of the *Local Government Act 1999*, and its Terms of Reference.

6. DECLARATION OF CONFLICT OF INTEREST BY MEMBERS OF THE COMMITTEE

6.1 Nil

7. MOTIONS ON NOTICE

Nil

8. OFFICER REPORTS – DECISION ITEMS

See confidential items

**ADELAIDE HILLS COUNCIL
BOUNDARY CHANGE COMMITTEE
MINUTES OF MEETING
MONDAY 22 APRIL 2024
63 MOUNT BARKER ROAD STIRLING**

9. MOTIONS WITHOUT NOTICE

Nil

10. QUESTIONS WITHOUT NOTICE

Nil

11. CONFIDENTIAL ITEMS

**ADELAIDE HILLS COUNCIL
BOUNDARY CHANGE COMMITTEE
MINUTES OF MEETING
MONDAY 22 APRIL 2024
63 MOUNT BARKER ROAD STIRLING**

11.1 Forensic Analysis of Campbelltown Submission – Exclusion of the Public

**Moved Cr Mudge
S/- Cr Grant**

BCC2/24

Pursuant to section 90(2) of the *Local Government Act 1999* the Boundary Change Committee (the Committee) orders that all members of the public, except:

- **CEO, Greg Georgopoulos**
- **Acting Director Corporate Services, Ashley Curtis**
- **Acting Director Community and Development, Jess Charlton**
- **Director Environment and Infrastructure, David Waters**
- **Governance and Risk Coordinator, Zoë Gill**
- **Manager Communication Engagement & Events, Jennifer Blake**
- **BRM Director, Michael Richardson**
- **BRM Director, Lisa Teburea**

be excluded from attendance at the meeting for Agenda Item 11.1: (Forensic Analysis of Campbelltown Submission) in confidence.

The Panel is satisfied that it is necessary that the public, with the exception of Council staff in attendance as specified in (a) above, be excluded to enable the Panel to consider the report at the meeting on the following grounds:

Section 90(3) (b) of the Local Government Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of Council and would, on balance, be contrary to the public interest.

Section 90(3) (i) of the Local Government Act, the information to be received, discussed or considered in relation to this Agenda Item is information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council.

Accordingly, on this basis the principle that meetings of the Panel should be conducted in a place open to the public has been outweighed by the need to keep the information and discussion confidential.

Carried Unanimously

**ADELAIDE HILLS COUNCIL
BOUNDARY CHANGE COMMITTEE
MINUTES OF MEETING
MONDAY 22 APRIL 2024
63 MOUNT BARKER ROAD STIRLING**

11.1.1 Forensic Analysis of Campbelltown Submission – Confidential Item

**ADELAIDE HILLS COUNCIL
BOUNDARY CHANGE COMMITTEE
MINUTES OF MEETING
MONDAY 22 APRIL 2024
63 MOUNT BARKER ROAD STIRLING**

11.1.2 Forensic Analysis of Campbelltown Submission – Duration of Confidentiality

**Moved Cr Parkin
S/- Cr Grant**

BCC4/24

Subject to the CEO, or his delegate, disclosing information or any document (in whole or in part) for the purpose of implementing Council’s decision(s) in this matter in the performance of the duties and responsibilities of office, Council, having considered Agenda Item 11.1 in confidence under sections 90(2) and 90(3) (b) and (i) of the *Local Government Act 1999*, resolves that an order be made under the provisions of sections 91(7) and (9) of the *Local Government Act 1999* to retain the Items in confidence as detailed in the Duration of Confidentiality Table below:

Item	Duration of Confidentiality NB: Item to be reviewed every 12 months if not released
Report	22 April 2028
Related Attachments	22 April 2028
Minutes	22 April 2028
Other (presentation, documents, or similar)	22 April 2028

Carried Unanimously

**ADELAIDE HILLS COUNCIL
BOUNDARY CHANGE COMMITTEE
MINUTES OF MEETING
MONDAY 22 APRIL 2024
63 MOUNT BARKER ROAD STIRLING**

11.2 Strategic Communications & Engagement Plan Woodforde, Teringie and Rostrevor –
Exclusion of the Public

**Moved Cr Parkin
S/- Cr Grant**

BCC5/24

Pursuant to section 90(2) of the *Local Government Act 1999* the Boundary Change Committee (the Committee) orders that all members of the public, except:

- **CEO, Greg Georgopoulos**
- **Acting Director Corporate Services, Ashley Curtis**
- **Acting Director Community and Development, Jess Charlton**
- **Director Environment and Infrastructure, David Waters**
- **Governance and Risk Coordinator, Zoë Gill**
- **Manager Communication Engagement & Events, Jennifer Blake**
- **BRM Director, Michael Richardson**
- **BRM Director, Lisa Teburea**

be excluded from attendance at the meeting for Agenda Item 11.2: (Strategic Communications & Engagement Strategy Woodforde, Teringie & Rostrevor) in confidence.

The Panel is satisfied that it is necessary that the public, with the exception of Council staff in attendance as specified in (a) above, be excluded to enable the Panel to consider the report at the meeting on the following grounds:

Section 90(3) (b) of the Local Government Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of Council and would, on balance, be contrary to the public interest.

Section 90(3) (i) of the Local Government Act, the information to be received, discussed or considered in relation to this Agenda Item is information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council.

Accordingly, on this basis the principle that meetings of the Panel should be conducted in a place open to the public has been outweighed by the need to keep the information and discussion confidential.

Carried Unanimously

**ADELAIDE HILLS COUNCIL
BOUNDARY CHANGE COMMITTEE
MINUTES OF MEETING
MONDAY 22 APRIL 2024
63 MOUNT BARKER ROAD STIRLING**

11.2.1 Strategic Communications & Engagement Plan Woodforde, Teringie and Rostrevor –
Confidential Item

**ADELAIDE HILLS COUNCIL
BOUNDARY CHANGE COMMITTEE
MINUTES OF MEETING
MONDAY 22 APRIL 2024
63 MOUNT BARKER ROAD STIRLING**

11.2.2 Strategic Communications & Engagement Plan Woodforde, Teringie and Rostrevor –
Duration of Confidentiality

Moved Cr Grant
S/- Cr Kirsty

BCC7/24

Subject to the CEO, or his delegate, disclosing information or any document (in whole or in part) for the purpose of implementing Council’s decision(s) in this matter in the performance of the duties and responsibilities of office, Council, having considered Agenda Item 11.2 in confidence under sections 90(2) and 90(3) (b) and (i) of the *Local Government Act 1999*, resolves that an order be made under the provisions of sections 91(7) and (9) of the *Local Government Act 1999* to retain the Items in confidence as detailed in the Duration of Confidentiality Table below:

Item	Duration of Confidentiality NB: Item to be reviewed every 12 months if not released
Report	22 April 2028
Related Attachments	22 April 2028
Minutes	22 April 2028
Other (presentation, documents, or similar)	22 April 2028

Carried Unanimously

**ADELAIDE HILLS COUNCIL
BOUNDARY CHANGE COMMITTEE
MINUTES OF MEETING
MONDAY 22 APRIL 2024
63 MOUNT BARKER ROAD STIRLING**

12. NEXT MEETING

The next Boundary Change Committee meeting will be held at a time and place to be determined by the Committee.

13. CLOSE MEETING

The meeting closed at 8.43PM

Administration Reports

ADELAIDE HILLS COUNCIL
BOUNDARY CHANGE COMMITTEE MEETING
Wednesday 28 August 2024
AGENDA BUSINESS ITEM

Item: 8.1

Responsible Officer: Zoë Gill
Governance and Risk Coordinator
Office of the Chief Executive

Subject: Boundary Change Committee – Terms of Reference Report

For: Decision

SUMMARY

This report seeks endorsement for the review of the Boundary Change Committee Terms of Reference (ToR) to streamline decision making processes in response to the Boundary Change proposal.

Proposed amendments to the existing TOR have been drafted (*Appendix 1*).

RECOMMENDATION

The Boundary Change Committee resolves:

1. That the report on Boundary Change Committee – Terms of Reference be received and noted.
2. To recommend that Council adopts the amended Boundary Change Committee Terms of Reference in *Appendix 1* for the Boundary Change Committee.
3. To recommend to Council that the Chief Executive Officer be authorised to make any formatting, nomenclature or other minor changes to the Boundary Change Committee Terms of Reference as per *Appendix 1*.

OR

The Boundary Change Committee resolves:

1. That the report on Boundary Change Committee – Terms of Reference be received and noted.
 2. To recommend to Administration that the proposed changes to the Boundary Change Committee Terms of Reference in *Appendix 1* for the Boundary Change Committee be discussed at a workshop with Council.
-

1. BACKGROUND

The Boundary Change Committee and Terms of Reference (ToR) were established in August 2022.

6.1 Establishment of a Boundary Change Committee

Moved Cr Mark Osterstock
S/- Cr John Kemp

200/22

Council resolves:

1. That the report be received and noted.
2. To adopt the draft *Boundary Change Committee Terms of Reference*, as contained in Appendix 4 with a change to clause 5.1.1. to remove the reference to the Mayor and replace with the Deputy Mayor and to authorise the CEO to make any minor amendments recommended by Council's legal advisers.

Carried Unanimously

Under the current ToR, the principle role of the Committee is to provide advice and recommendations to Council:

3.1 Within the context of the role of the Committee, its specific functions are:

- 3.1.1 To review and provide advice to Council regarding any correspondence or reports produced by the South Australian Boundaries Commission (the 'Boundaries Commission');
- 3.1.2 To oversee and provide advice to Council on:
 - 3.1.2.1 the development of submissions to the Boundaries Commission or its associated parties;
 - 3.1.2.2 the development of communications strategies to the affected residents and ratepayers;
 - 3.1.2.3 risk and risk management associated with any potential boundary change;
 - 3.1.2.4 financial and other budgetary considerations associated with any potential boundary change; and
 - 3.1.2.5 other matters as the Committee may determine
- 3.1.3 To seek legal and/or other professional advice to enable the Committee to discharge its role and functions within the limits of its applicable financial delegation.

The current Presiding Member of the Committee, Cr Mark Osterstock was appointed at the 28 November 2023 Meeting:

Moved Cr Melanie Selwood
S/- Cr Chris Grant

302/23

Council resolves:

1. That the report be received and noted.
2. To retain the Boundary Change Committee for the term of the Council with the Terms of Reference, as contained in Appendix 1.
3. To appoint Cr Mark Osterstock to the position of Boundary Change Committee Presiding Member for a 24 month term to commence 30 November 2023 and conclude on 30 November 2025 (inclusive).

Carried Unanimously

The proposed changes to the Boundary Change Committee Terms of Reference will provide greater decision-making powers to the Committee and Presiding Member.

2. ANALYSIS

➤ Strategic Management Plan/Functional Strategy/Council Policy Alignment

Strategic Plan 2020-24 – A brighter future

Goal 5	A Progressive Organisation
Objective O4	We actively represent our community
Priority O4.3	Advocate to, and exert influence with, our stakeholders on behalf of our community to promote the needs and ambitions of the region
Priority O4.4	Explore council boundary reform options that best serve the community.

➤ Legal Implications

There are no legal implications in receiving this report.

The Boundary Change Committee is established under Section 41 of the *Local Government Act 1999*.

In accordance with section 41(2)(d) of the Act, committees may exercise, perform or discharge delegated powers, functions or duties.

Currently the Boundary Change Committee has been delegated limited powers.

By amending the Terms of Reference as recommended the Boundary Change Committee and Presiding Member will be delegated greater decision-making powers.

➤ Risk Management Implications

The information in the report will assist Council in mitigating the risk of:

Realignment of Council boundaries bordering Campbelltown City Council leading to financial, resource allocation, social and representation changes

Inherent Risk	Residual Risk	Target Risk
Extreme	High	Low

➤ **Financial and Resource Implications**

There are no direct financial or resourcing implications in receiving this report.

➤ **Customer Service and Community/Cultural Implications**

There are significant impacts on the community if the Boundary Change Inquiry is not managed well and the outcome is not reflective of community needs.

➤ **Sustainability Implications**

Not applicable.

➤ **Engagement/Consultation conducted in the development of the report**

Consultation on the development of this report was as follows:

<i>Council Committees:</i>	Nil
<i>Council Workshops:</i>	Nil
<i>Advisory Groups:</i>	Nil
<i>External Agencies:</i>	BRM Advisory
<i>Community:</i>	Nil

➤ **Additional Analysis**

Administration Recommendations

Updating the ToR to provide more authority and appropriate delegations to the Committee to act in accordance with Council's endorsed strategy is recommended to streamline decision making processes.

Under the Committees current ToR the Committee holds limited power to make decisions or implement actions. As the Boundary Change Investigation commences it is likely that agile decision making will need to occur in order for Adelaide Hills Council to effectively execute defence to the proposal. The administration propose that providing increased delegation to the Committee to act in accordance with the position and strategic intent approved by Council will assist AHC to participate in the investigation in a timely manner.

Update the ToR so that the Presiding Member is given reasonable authority to act in relation to matters where timeframes do not reasonably allow for a meeting of Council or the Committee to be held.

The Presiding Member currently holds limited delegation. Providing broader delegations to the Presiding Member will act as a contingency should time sensitive matters occur during the investigation and will allow Adelaide Hills Council the opportunity to capitalise on opportunities to strengthen the defence to the proposed boundary alignment as they arise.

3. OPTIONS

The Committee has the following options:

- I. Receive the report and make recommendation to Council to delegate the authority to make changes to the Term of Reference as detailed in Appendix 1
- II. To recommend to administration that the review of the terms of reference be discussed with Council at a workshop
- III. To not receive the report. (Not Recommended)

4. APPENDICES

- (1) Proposed Boundary Committee Terms of Reference

Appendix 1

Proposed Boundary Committee Terms of Reference

ADELAIDE HILLS COUNCIL

Boundary Change Committee



TERMS OF REFERENCE

1. ESTABLISHMENT

- 1.1 The Boundary Change Committee (the 'Committee') of Council is established under Section 41 of the *Local Government Act 1999* (the 'Act').
- 1.2 The Committee does not have executive powers or authority to implement actions in areas which management has responsibility.
- 1.3 The Committee and its Members do not have any delegations except as provided for in this Terms of Reference.

2. ROLE

- 2.1 The role of the Committee is to oversee and authorise the development and operationalisation of plans and strategies that advance Council's endorsed position to oppose of assist Council to in the Campbelltown City Council Woodforde/Rostrevor boundary change proposal (the boundary change proposal). ~~oversee the operationalisation of Council's strategic position of fulfil its role and functions by providing advice regarding the operation and implications of Chapter 3 – Constitution of councils, Part 2 – Reform proposals of the Act associated with opposition to the Campbelltown City Council Woodforde/Rostrevor boundary change proposal (the boundary change proposal).~~

3. SPECIFIC FUNCTIONS

- 3.1 Within the context of the role of the Committee, its specific functions are:

~~3.1.1 To review and provide advice to Council regarding any correspondence or reports produced by the South Australian Boundaries Commission (the 'Boundaries Commission');~~

3.1.23.1.1 To oversee and provide advice to Council on:

~~3.1.2.12.1.1.1 the development of submissions to the Boundaries Commission or its associated parties;~~

~~3.1.2.22.1.1.1 the development of communications strategies to the affected residents and ratepayers;~~

3.1.2.33.1.1.1 risk and risk management associated with any potential boundary change;

~~3.1.2.42.1.1.1 financial and other budgetary considerations associated with any potential boundary change; and~~

~~3.1.2.52.1.1.1~~

~~3.1.2.62.1.1.1 other matters as the Committee may determine~~

3.1.2.73.1.1.2

~~the development of submissions to the Boundaries Commission or its associated parties;~~

3.1.2 To review and respond to any correspondence or reports produced by the South Australian Local Government Boundaries Commission (the 'Boundaries Commission');

3.1.3 The development and endorsement of project plans and strategies relevant to the boundary change proposal;

3.1.4 The development and endorsement of communications strategies to the affected residents and ratepayers;

3.1.5 The development and endorsement of submissions to the Boundaries Commission or its associated parties;

3.1.6 To seek legal and/or other professional advice to enable the Committee to discharge its role and functions within the limits of its applicable financial delegation;

3.1.3 Report regularly to Council on its activities related to its functions; -and

3.1.7

Any

3.1.8 other matters relevant to Council's opposition to the boundary change proposal, as the Committee may determine

4. OTHER MATTERS

4.1 The Committee shall:

4.1.1 Have access to reasonable resources in order to carry out its duties, recognising the constraints within Council's Budget.

4.1.2 Be provided with appropriate and timely training, both in the form of an induction programme for new committee members and on an ongoing basis for all committee members.

4.1.3 Have delegated financial responsibility as resolved by Council in Resolution 179/22 and any subsequent resolutions. Any procurement activity resulting from the Committee's use of its delegation will be undertaken by the Administration. For clarity, individual Committee Members do not have any authority to commit Council funds.

4.1.4 At least once in each full term, review its own performance and these Terms of Reference to ensure it is operating at maximum effectiveness and recommend changes it considers necessary to the Council for approval.

4.1.5 Upon being provided notification by the Boundaries Commission and/or the Minister for Local Government that the ~~Campbelltown City Council Woodforde/Rostrevor~~ boundary change proposal has either been concluded, withdrawn, or will not be proceeding in a timely manner, the Committee will provide advice to the Council on the continuance of the Committee.

~~4.2 The Presiding Member of the Committee, or their delegate, will be the Principal spokesperson for Council in relation to the boundary change proposal and related matters.~~

~~4.2 Principal Member of Council will be the principal spokesperson for the Committee and for all matters associated with the Campbelltown City Council Woodforde /Rostrevor boundary change proposal. Consistent with clause 4.1 of the Council Member Conduct Policy, the Principal Member may delegate this role to another Council Member or Officer on agreed terms.~~

~~4.3 Where information is required to be provided to the Boundaries Commission or an associated party in a timeframe that does not reasonably allow:~~

~~4.3.1 the Committee to make a recommendation to Council, the Committee has the delegation to approve the provision of the requested information directly to the requesting party. A report will be provided to the next meeting of Council on the exercise of this delegation; or~~

~~4.3.2 the Committee to meet to consider the requested information, the Committee Presiding Member has the delegation, following consultation with the Mayor (or the Deputy Mayor if the Mayor is the Presiding Member) and CEO, to approve the provision of the requested information directly to the requesting party. A report will be provided to the next meeting of the Committee on the exercise of this delegation.~~

5. MEMBERSHIP

5.1 The Committee will comprise five (5) members of Council. ~~as follows:~~

~~The Deputy Mayor of the Council; and~~

~~Four (4) Council Members.~~

5.2 All members of the Committee will generally be appointed by the Council for a period of three (3) years but will expire at each periodic local government election.

~~5.3 It is desirable for the Council Members to be appointed to the Committee to have a sound understanding of provisions of Chapter 3, Part 2 of the Act and the Campbelltown City Council Woodforde/Rostrevor boundary change proposal.~~

5.3 In considering appointments to the Committee, Council should give consideration to:

5.3.1 ~~T~~the diversity of the membership.

5.3.2 Whether the Elected Member has a real or perceived conflict of interest in relation to the boundary change proposal

~~5.3.15.3.3~~ Whether the Elected Member has a sound understanding of provisions of Chapter 3, Part 2 of the Act and the details of the Campbelltown City Council Woodforde/Rostrevor boundary change proposal.

5.4 Members of the Committee are eligible for reappointment at the expiration of their term of office.

5.5 The Committee may be assisted by independent advisors that the Committee may determine from time to time.

6. PRESIDING MEMBER

- 6.1 The Council will appoint the Presiding Member of the Committee.
- 6.2 The Council authorises the Committee to determine if there will be a Deputy Presiding Member of the Committee and, if so, authorises the Committee to make the appointment to that position for a term determined by the Committee.
- 6.3 If the Presiding Member of the Committee is absent from a meeting the Deputy Presiding Member (if such position exists) will preside at that meeting. If there is no position of Deputy Presiding Member, or both the Presiding Member and the Deputy Presiding Member of the Committee are absent from a meeting of the Committee, then a member of the Committee chosen from those present will preside at the meeting until the Presiding Member (or Deputy Presiding Member, if relevant) is present.
- 6.4 The role of the Presiding Member includes:
- 6.4.1 overseeing and facilitating the conduct of meetings in accordance with the Act and the *Local Government (Procedures at Meetings) Regulations 2013* (the Regulations); and
- 6.4.2 Ensuring all Committee members have an opportunity to participate in discussions in an open and encouraging manner.
- 6.4.3 Being the Principal spokesperson for Council in relation to the boundary change proposal and related matters as per 4.2.
- 6.4.26.4.4 Where information is required to be provided to the Boundaries Commission or an associated party in a timeframe that does not reasonably allow the Committee to meet in a timely fashion to consider the requested information, the Committee Presiding Member has the delegation, following consultation with the CEO, to approve the provision of the requested information directly to the requesting party. A report will be provided to the next meeting of the Committee on the exercise of this delegation.

7. SITTING FEES

- 7.1 No additional allowance will be paid to the Members of the Committee over and above the allowance already received by Council Members in accordance with the determination of the Remuneration Tribunal.

8. REPORTING RESPONSIBILITIES

- 8.1 For the purposes of Section 41(8) of the Act, the Committee's reporting and accountability requirements are:
- ~~8.1.1~~ Minutes of a meeting of the Panel will be provided to all Committee members as soon as practicable after the meeting and, in accordance with the Act, to all Council members within five (5) days after the meeting. ~~Minutes shall be presented to Council at the next Ordinary Council Meeting.~~
- ~~8.1.28.1.1~~
- ~~8.1.38.1.2~~ All resolutions of the Committee, including recording the names of those present will be minuted and the minutes will otherwise comply with the requirements of the Regulations.

~~8.1.48.1.3~~ Agendas and Reports of the Committee forwarded to the Committee will also be forwarded to Council members for their information prior to the Committee meeting, having regard for any confidentiality provisions that may apply.

~~8.1.58.1.4~~ The minutes of each Committee meeting will be included in the agenda papers of the next ordinary meeting of the Council;

~~8.1.68.1.5~~ Agenda, Reports and Minutes will be made available to the public consistent with legislative requirements.

~~8.1.78.1.6~~ The Presiding Member will attend a meeting of the Council at least once per annum to present a report on the activities of the Committee;

~~8.1.88.1.7~~ The Committee shall make whatever recommendations to the Council it deems appropriate on any area within these terms of reference where in its view action or improvement is needed; and

~~8.1.98.1.8~~ The Presiding Member may attend a Council meeting at any time that the Presiding Member sees fit to discuss any issue or concern relating to the Committee's functions. Depending on the nature of the matter, this may be held in confidence in accordance with Section 90 of the Act and staff may be requested to withdraw from the meeting.

~~8.1.108.1.9~~ The Committee shall report to Council on an as-needs basis or upon Council's request with a summary of its activities.

9. CONFLICTS OF INTEREST

Where a member of the committee has a conflict of interest in a matter before the Committee, the member must act in accordance with the requirements of section 73 ~~to and~~ 75D of the *Local Government Act 1999*.

10. QUORUM

A quorum for a meeting of the Committee will be three (3) members. No business can be transacted at a meeting of the Committee unless a quorum is present.

11. MEETING PROCEDURE

11.1 The meeting procedure for the Committee is as set out in the Act, Parts 1, 3 and 4 of the Regulations. Insofar as the Act, the Regulations, or these Terms of Reference do not prescribe the procedure to be observed in relation to the conduct of a meeting of the Committee, the Committee may determine its own procedure.

11.2 In accordance with Section 90(7a) of the Act, one or more Committee members may participate in the meeting by telephone or other electronic means provided that members of the public can hear the discussion between all Committee members.

11.3 Only members of the Committee are entitled to vote in Committee meetings. Unless otherwise required by the Act not to vote, each member must vote on every matter that is before the Committee for decision.

- 11.4 All decisions of the Committee shall be made on the basis of a majority decision of the Members present and in the event of a tied vote the matter be referred to the Council for decision.
- 11.5 Council Employees may attend any meeting as observers, to provide advice and/or be responsible for preparing papers for the Committee.
- 11.6 The Committee can request and/or engage other persons or organisations to make presentations and/or provide advice and/or respond to questions.

~~11.7 The Committee does not enjoy the delegation of any powers, functions and duties of the Council as set out in these Terms of Reference. All decisions of the Committee will, therefore, constitute recommendations to the Council.~~

12. SECRETARIAL RESOURCES

- 12.1 The Chief Executive Officer shall provide sufficient administrative resources to the Committee to enable it to adequately carry out its functions.

13. FREQUENCY OF MEETINGS

- 13.1 The Committee shall meet at least four times a year at appropriate times and places as determined by the Committee. A special meeting of the Committee may be called in accordance with the Act.
- 13.2 If after considering advice from the CEO or delegate, the Presiding Member of the Committee is authorised to cancel the respective Committee meeting, if it is clear that there is no business to transact for that designated meeting.

14. NOTICE OF MEETINGS

- 14.1 Notice of the meetings of the Committee will be given in accordance with Sections 87 and 88 of the Act. Accordingly, notice will be given:

14.1.1 To members of the Committee by email or as otherwise agreed by Committee members; and

14.1.2 To the public as soon as practicable after the time that notice of the meeting is given to members by causing a copy of the notice and agenda to be displayed at the Council's principle office and on the Council's website.

14.2 PUBLIC ACCESS TO MEETINGS & DOCUMENTS

- 14.3 Members of the public are able to attend all meetings of the Committee, unless prohibited by resolution of the Committee under the confidentiality provisions of Section 90 of the Act.
- 14.4 Members of the public have access to all documents relating to the Committee unless prohibited by resolution of the Committee under the confidentiality provisions of Section 91 of the Act.

Correspondence for Noting

Mr Rob Donaldson,
Chairman, South Australian Local Government Boundaries Commission
GPO Box 2329
Adelaide SA 5001
boundaries.commission@sa.gov.au

14th August 2024

CAMPBELLTOWN CITY COUNCIL
Proposed boundary realignment with the Adelaide Hills Council

Dear Mr Donaldson

The Woodforde Residents Association (Incorporation Number: A45322), represents residents and ratepayers from Woodforde within the Adelaide Hills Council. The majority of residents in this area have opposed Campbelltown City Council's proposal, as has been identified in separate independent surveys conducted by both the Adelaide Hills Councils and another by McGregor Tan for Campbelltown City Council. Each one strongly favoured that Woodforde remain within the AHC (approximately 65% of surveyed residents). As you are aware both of these surveys' results have been ignored by Campbelltown City Council and so they continue to pursue their case before the Commission.

We are also in alliance with, and are in support of the Morialta Residents Association and further to their own letter, seek your assurance that residents will be adequately and properly surveyed as part of the public consultation undertaken, on your behalf, by BDO.

Section 31(3)(b) of the Local Government Act 1999 requires that an inquiry must consider the extent of support for the general proposal within the affected community.

- Is the Boundaries Commission planning an online survey for this review, similar to that being run by consultants BDO for the Gawler boundary change inquiry? [Town of Gawler Boundary Change Inquiry - Community Engagement | YourSAy](#)
- Will surveys be specific to residents of both Woodforde and Campbelltown City Council rather than open to anyone, as is possible in the Town of Gawler Boundary Survey Change Inquiry?
- Can the Commission be confident that the results of an online survey, such as that being used in the Gawler review, would be accurate and represent the extent of community sentiment in the area?
- Will the Commission provide opportunity for residents other than online surveys only?

- Following the Commission's official announcement that an inquiry will proceed Campbelltown City Council has continued its multi-year media campaign of misinformation in support of its claim. Will the Commission ensure that councils and the community have access to all relevant information on boundary change proposals. Can we have assurance that this will be the case?
- At what stage will all relevant information supplied by Campbelltown City Council to the Commission in support of its case be made accessible to the affected community? Including, data and evidence to justify its unsubstantiated claims of costly, widespread use of resources, roads and services, as well as publicly stated claims that it has to fund infrastructure, traffic, lighting and stormwater issues directly arising from the Adelaide Hills Council area. (Adelaide Hills Council and Hamilton Hill developer Kite Properties have both publicly rejected Campbelltown's stormwater run-off claims in the media in the recently.)

A recent request was made by email to residents in Woodforde seeking their views about this boundary realignment matter. All residents who responded are keen to ensure that views of the community are heard and that a transparent consultation process is put in place. There are some frustrations about the overall support that local government authorities offer however, I can summarise that the respondents are overwhelmingly against the boundary alignment on the grounds that:

- The community consider that the bid is based predominantly on Campbelltown City Councils financial ambition to secure the rates, particularly with the new higher density Hamilton Hill development.
- Campbelltown City Council have not listened to the preferences of the Woodforde residents.
- Campbelltown City Council have made spurious claims about the impost of the Woodforde suburb on the roads, infrastructure and facilities of their council.
- Woodforde residents have observed and do not want to experience the massive infill and construction in the Campbelltown City Council area, resulting in increased traffic, parking congestion, overcrowded streetscape and reduction in vegetated land and tree canopy which have diminished the environment and community.
- Residents consider that the Adelaide Hills Council maintains infrastructure, and particularly footpaths, kerbside spaces, parks, green spaces and reserves to a higher standard than Campbelltown City Council. There is a strong view that residents would be much more likely to keep the bushland ambience of Hamilton Hill Estate and Woodforde under Adelaide Hills

Council. The residents seek to be part of, and have selected to live in a community which identifies with the bushland, not one that advocates dense urbanisation.

- Residents noted that in a democratic country, people who live in local government council areas should have their opinions listened to, especially in cases where there is an overwhelming majority of opinion.

We look forward to receiving your response to the above and will keep our residents fully informed during this process.

Yours Sincerely,

A handwritten signature in black ink, appearing to read 'Janet Spouse', with a long horizontal flourish extending to the right.

Janet Spouse

Chair – Working Party

Woodforde Residents Association



1 Marola Avenue, Rostrevor 5073 • 8337 3264
www.morialtaresidents.net • info@morialtaresidents.net

August 8, 2024

Mr Rob Donaldson,
Chairman, South Australian Local Government Boundaries Commission,
GPO Box 2329 , Adelaide SA 5001
via email: boundaries.commission@sa.gov.au

CAMPBELLTOWN CITY COUNCIL
Proposed boundary realignment with the Adelaide Hills Council

Dear Sir,

The Morialta Residents' Association, represents residents and ratepayers in the Adelaide Hills Council section of Rostrevor. The clear majority of residents in this area vigorously oppose Campbelltown's proposal, as has been demonstrated in separate independent surveys conducted by both the Campbelltown City and Adelaide Hills Councils. Both of these surveys' results have been ignored by Campbelltown City Council in its decision to pursue its case before the Commission.

We now seek your assurance that residents will be adequately and properly surveyed as part of the public consultation undertaken on your behalf by BDO.

Section 31(3)(b) of the Local Government Act 1999 requires that an inquiry must consider the extent of support for the general proposal within the affected community.

- Is the Boundaries Commission planning an online survey for this review, similar to that being run by its consultants BDO for the Gawler boundary change inquiry? <https://yoursay.sa.gov.au/gawler-boundary-review>
- If so, how do the Commission and BDO plan to ensure responses are from genuine residents of the affected areas, given that "have-your-say" registration is all done online at user discretion with no filters or safeguards to ensure only authentic replies?

The earlier surveys by both Campbelltown Council's McGregor Tan and the Adelaide Hills were specifically addressed and physically delivered to the homes of ratepayers in the target areas. This ensured community feedback was specific and accurate – even though Campbelltown Council subsequently ignored the results.

- Can the Commission be confident that the results of an online survey, such as that being used in the Gawler review, would be honest, accurate and truly indicative of the extent of community sentiment in the target areas?

- Is the Commission satisfied that an online survey alone would be sufficient to canvas the views of all target ratepayers, given that many do not have access to the internet?
- Will it therefore require BDO to conduct a hard-copy survey squarely directed at residents and ratepayers of the target areas?

The Commission's own engagement principles state that the Commission will ensure that councils and the community have access to all relevant information on boundary change proposals.

Following the Commission's official announcement that an inquiry will proceed, Campbelltown Council has continued its years-long media campaign of misinformation in support of its claim.

- At what stage will all relevant information supplied by Campbelltown City Council to the Commission in support of its case be made accessible to the affected community?
This includes, among other things, data and evidence to justify its frequently-voiced and unsubstantiated claims of costly, widespread use of resources, roads and services, as well as publicly-stated claims that it has to fund infrastructure, traffic, lighting and stormwater issues directly arising from the Adelaide Hills Council area.
- Given that both the Adelaide Hills Council and Hamilton Hill developer Kite Properties have both publicly rejected Campbelltown's stormwater run-off claims in the media in the past week, will the Commission require CCC to provide its consultants with engineering, topographical, hydrological and financial data to substantiate this central argument in its case?
- Will relevant information and supporting data on all of these issues be made accessible to the public during the review process or only after the Commission has concluded its inquiry and made a recommendation to the Minister or not at all?

We look forward to receiving your replies to these specific queries, so that we may keep our concerned residents fully informed during this process.

your faithfully,



Steve Swann,

Secretary

12 July 2024

Greg Georgopoulos
Adelaide Hills Council
PO Box 44
WOODSIDE SA 5244

By email to: ggeorgopoulos@ahc.sa.gov.au

Dear Greg

Campbelltown City Council Boundary Change General Proposal – Appointment of Investigator

I refer to my letter dated 29 January 2024 regarding the proposed appointment of an Investigator for the Campbelltown City Council Boundary Change General Proposal Inquiry (the Inquiry) and the Adelaide Hills Council (the Council) response dated 13 February 2024.

As you are aware, the Commission has consulted with affected councils and requested feedback on the proposed appointment of an Investigator in accordance with section 31(2)(b) of the *Local Government Act 1999* (the Act) and the Commission's *Guideline 5 – Appointment of Investigators for General Proposals*.

That process is now complete, and the Commission thanks the Council for its feedback.

The Commission has carefully considered the affected councils' responses to the consultation. Enclosed for your information is a table summarising the affected councils' feedback together with the Commission's responses (Attachment 1 – LGBC Council Consultation Feedback Summary Table).

On 21 February 2024, after considering all of the feedback received from the affected councils, together with recommendations from the procurement process, the Commission resolved to appoint BDO Australia as the Investigator to undertake the Inquiry.

In line with the Commission's publication policy, all correspondence between the Commission, affected councils and other bodies will be made publicly available on the Commission's website.

As the appointment of BDO is announced and the Inquiry commences, the Commission anticipates a significant amount of public interest in the Inquiry, particularly in relation to the expected process and timeframe for the Inquiry and its cost.

As you know, the cost estimate for the Inquiry has been determined following a commercial in confidence tender process. While procurement and contract details remain confidential, I confirm that an expected cost of \$160,000 may be disclosed to any interested parties, noting that this is an estimate of the cost of the Inquiry and may not be its final cost.

In preparation for the Inquiry, I request that the Council confirm the details of the nominated Council contact for liaison during the Investigation.

Thank you again for your Council's participation in this process to date. I anticipate that BDO will be working closely with all affected councils as it progresses this important Inquiry.

If you have further questions, please feel free to contact the Commission's Executive Officer, Mr Peter Ilee, on 7133 1311 or by email to boundaries.commission@sa.gov.au.

Yours sincerely



Rob Donaldson

CHAIR

SOUTH AUSTRALIAN LOCAL GOVERNMENT BOUNDARIES COMMISSION

ATTACHMENTS

1. LGBC Council Consultation Feedback Summary Table

South Australian Local Government Boundaries Commission – Campbelltown City Council Boundary Change Proposal

Feedback from Councils on Appointment of Proposed Investigator – Summary, Commission Response – 21 February 2024

Submission	Date Received	Support/Oppose Proposed Investigator	Summary of Submission/Points to be Addressed	Commission Response
Campbelltown City Council	23 January 2024	Support	<p>The Campbelltown City Council:</p> <ul style="list-style-type: none"> • supports the Boundaries Commission’s recommendation to appoint BDO Australia to undertake the inquiry in relation to the boundary change proposal • has no conflict of interest or concerns with the recommended consultant, BDO Australia • will work with BDO Australia to provide the relevant information required throughout the Inquiry 	<ul style="list-style-type: none"> • Noted • Noted • Noted
Adelaide Hills Council	13 February 2024	Object	<ul style="list-style-type: none"> • The Council acknowledges that the <i>Local Government Act 1999</i> (the Act) requires participation in the Inquiry. The Council intends to be constructive and cooperative contributors to the process. • The Council has not been provided with details about BDO’s proposed methodology or approach to the investigation and is not able to compare BDO’s tender to the other tenders. • The Council has a current contractual relationship with BDO as the provider of its external audit service. By virtue of this relationship BDO have access to information and pre-formed views and assumptions relevant to the Inquiry Plan. 	<ul style="list-style-type: none"> • Noted. Section 32A of the Act requires that information required by the Inquiry be provided by councils. • This consultation is in relation to the proposed appointment of an investigator, not the procurement process and/or the full range of tenderers. The Commission is satisfied with the BDO tender submission detail and how the requirements of the Inquiry Plan were addressed. • In the tender submission, BDO provided a detailed response by way of their overall Risk Management strategies and policies regarding conflicts of interest. BDO Audit Pty Ltd (ABN 33 134 022 870), the company which provides audit services for AHC (noted as per the AHC minutes) is a separate business entity from BDO Services Pty Ltd (ABN 45 134 242 434), the company that submitted the tender for the Inquiry. Both firms come under the umbrella of BDO Australia Ltd. • The Commission is satisfied that given the separation of the two entities and BDO’s risk management systems, the Inquiry will not be influenced or affected by information and/or interest held by BDO Audit Pty Ltd. • The BDO Audit Pty Ltd role with the Council is noted.

			<ul style="list-style-type: none"> • The Council sought various procurement process details relating to BDO Audit and possible conflict/s of interest. • The Council expects that community engagement will be designed and delivered by experts with extensive experience in communicating complex and sensitive matters. • The Council is not aware that BDO offer specialist community engagement services delivered by experts in the field. • The Council also sought further information in relation to community engagement and sub-contractors. • The Council is aware that BDO has been appointed by the Commission as the investigator for the Town of Gawler boundary change general proposal Inquiry. The Council is seeking assurance that BDO has the resourcing capacity to satisfy the requirements of the Campbelltown Inquiry. 	<ul style="list-style-type: none"> • Matters relating to the procurement process are outside the scope of this consultation. BDO Services Pty Ltd has confirmed its independence and application of conflict of interest checks in relation to this possible Inquiry. • BDO team members have formal training in community engagement and social psychology. BDO appreciate the level of engagement and sensitivity required to undertake the Inquiry. • The Commission must ensure the preferred consultant team has the specialised skills and expertise in the areas required to conduct a successful investigation. The Commission is satisfied that the proposed investigator has the qualifications, knowledge, expertise and experience (including in and applicable to local government) relevant to the Inquiry (Section 31(2)(a) of the Act). • The consultation with affected councils provided as much information as possible, having regard to the limited disclosure possible during the procurement evaluation process and the provisions of section 32(1)(b) of the Act. • The BDO team includes a sub-consultant for the Land Use and Planning Matters component. The Community Engagement component is being conducted with in-house personnel. • The aspect of resourcing capacity was taken into consideration by the tender evaluation panel.
--	--	--	---	---



63 Mount Barker Road
Stirling SA 5152
Phone: 08 8408 0400
Fax: 08 8389 7440
mail@ahc.sa.gov.au
www.ahc.sa.gov.au

Direct line: 8408 0438
File Ref: Personnel

21 August 2024

Rob Donaldson
Chair
South Australian Local Government Boundaries Commission
GPO Box 2329
Adelaide SA 5001

Dear Rob

Re: Campbelltown City Council Boundary Change General Proposal – Appointment of Investigator

I refer to correspondence dated 12 July 2024 regarding the appointment of an Investigator for the Campbelltown City Council Boundary Change General Proposal Inquiry (the Inquiry).

I can confirm that I will be Adelaide Hills Councils designated Council contact for all liaison during the Investigation.

Contact details:

Mr Greg Georgopoulos
Chief Executive Officer
63 Mount Road
Stirling SA 5152
Phone: 08 8408 0438
Email: ggeorgopoulos@ahc.sa.gov.au

Adelaide Hills Council is committed to participating fully in the Inquiry and working with the appointed investigator; BDO Australia.

Yours sincerely

A handwritten signature in black ink, appearing to read 'GG', followed by a period.

Greg Georgopoulos
Chief Executive Officer

Confidential Items

ADELAIDE HILLS COUNCIL
BOUNDARY CHANGE COMMITTEE MEETING
28 August 2024

Item: 12.1

Responsible Officer: Zoë Gill
Governance and Risk Coordinator
Office of the CEO

Subject: Boundary Change Proposal Project and Governance Arrangements

For: Decision

1. Boundary Change Proposal Project and Governance Arrangements – Exclusion of the Public

Pursuant to section 90(2) of the *Local Government Act 1999* the Boundary Change Committee (the Committee) orders that all members of the public, except:

- Chief Executive Officer, Greg Georgopoulos
- Director Environment & Infrastructure, David Waters
- Director Corporate Services, Gary Lewis
- Acting Director Community & Development, Jess Charlton
- Governance and Risk Coordinator, Zoë Gill
- Minute Secretary, Rebekah Lyons

be excluded from attendance at the meeting for Agenda Item 12.1: (Boundary Change Proposal Project and Governance Arrangements) in confidence.

The Council is satisfied that it is necessary that the public, with the exception of Council staff in attendance as specified above, be excluded to enable Council to consider the report at the meeting on the following grounds:

Section 90(3)(b) and 90(3)(i) of the *Local Government Act 1999*, the information to be received, discussed or considered in relation to this Agenda Item is:

- Information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and would, on balance, be contrary to the public interest;
- information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council;

Accordingly, on this basis the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information and discussion confidential.

2. Boundary Change Proposal Project and Governance Arrangements – Confidential Item

3. Boundary Change Proposal Project and Governance Arrangements – Duration of Confidentiality

Subject to the CEO, or his delegate, disclosing information or any document (in whole or in part) for the purpose of implementing Council's decision(s) in this matter in the performance of the duties and responsibilities of office, Council, having considered Agenda Item 12.1 in confidence under sections 90(2) and 90(3)(b) and 90(3)(i) of the *Local Government Act 1999*, resolves that an order be made under the provisions of sections 91(7) and (9) of the *Local Government Act 1999* to retain the Items in confidence as detailed in the Duration of Confidentiality Table below:

Item	Duration of Confidentiality NB: Item to be reviewed every 12 months if not released
Report	Until further order
Related Attachments	Until further order
Minutes	Until further order
Other (presentation, documents, or similar)	Until further order

Pursuant to section 91(9)(c) of the *Local Government Act 1999*, the Council delegates the power to revoke the confidentiality order either partially or in full to the Chief Executive Officer.

**ADELAIDE HILLS COUNCIL
BOUNDARY CHANGE COMMITTEE MEETING
Wednesday 28 August 2024**

Item: 12.2

Responsible Officer: Zoë Gill
Governance and Risk Coordinator
Office of the Chief Executive

Subject: Boundary Change Advocacy Strategy

For: Decision

1. Boundary Change Advocacy Strategy – Exclusion of the Public

Pursuant to section 90(2) of the *Local Government Act 1999* the Boundary Change Committee (the Committee) orders that all members of the public, except:

- Chief Executive Officer, Greg Georgopoulos
- Director Environment & Infrastructure, David Waters
- Director Corporate Services, Gary Lewis
- Acting Director Community & Development, Jess Charlton
- Governance and Risk Coordinator, Zoe Gill
- Minute Secretary, Rebekah Lyons
- IT Support, Tom Portas

be excluded from attendance at the meeting for Agenda Item 12.2: (Boundary Change Advocacy Strategy) in confidence.

The Council is satisfied that it is necessary that the public, with the exception of Council staff in attendance as specified above, be excluded to enable Council to consider the report at the meeting on the following grounds:

Section 90(3)(b) and 90(3)(i) of the *Local Government Act 1999*, the information to be received, discussed or considered in relation to this Agenda Item is:

- Information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and would, on balance, be contrary to the public interest;
- information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council;

Accordingly, on this basis the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information and discussion confidential.

2. Boundary Change Advocacy Strategy – Confidential Item

3. Boundary Change Advocacy Strategy – Duration of Confidentiality

Subject to the CEO, or his delegate, disclosing information or any document (in whole or in part) for the purpose of implementing Council's decision(s) in this matter in the performance of the duties and responsibilities of office, Council, having considered Agenda Item 12.2 in confidence under sections 90(2) and 90(3)(b) and 90(3)(i) of the *Local Government Act 1999*, resolves that an order be made under the provisions of sections 91(7) and (9) of the *Local Government Act 1999* to retain the Items in confidence as detailed in the Duration of Confidentiality Table below:

Item	Duration of Confidentiality NB: Item to be reviewed every 12 months if not released
Report	Until further order
Related Attachments	Until further order
Minutes	Until further order
Other (presentation, documents, or similar)	Until further order

Pursuant to section 91(9)(c) of the *Local Government Act 1999*, the Council delegates the power to revoke the confidentiality order either partially or in full to the Chief Executive Officer.

**ADELAIDE HILLS COUNCIL
BOUNDARY CHANGE COMMITTEE MEETING
28 August 2024**

Item: 12.3

Responsible Officer: Gary Lewis
Director Corporate Services

Subject: Strategic Communication & Engagement Plan Updates -
Confidential

For: Decision

1. Strategic Communication & Engagement Plan Updates – Exclusion of the Public

Pursuant to section 90(2) of the *Local Government Act 1999* the Boundary Change Committee (the Committee) orders that all members of the public, except:

- CEO, Greg Georgopoulos
- Director Corporate Services, Gary Lewis
- Acting Director Community and Development, Jess Charlton
- Director Environment and Infrastructure, David Waters
- Governance and Risk Coordinator, Zoë Gill
- Minute Secretary, Rebekah Lyons

be excluded from attendance at the meeting for Agenda Item 12.3: (Strategic Communication & Engagement Plan Updates) in confidence.

The Panel is satisfied that it is necessary that the public, with the exception of Council staff in attendance as specified in (a) above, be excluded to enable the Panel to consider the report at the meeting on the following grounds:

Section 90(3) (b) of the Local Government Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of Council and would, on balance, be contrary to the public interest.

Section 90(3) (i) of the Local Government Act, the information to be received, discussed or considered in relation to this Agenda Item is information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council.

Accordingly, on this basis the principle that meetings of the Panel should be conducted in a place open to the public has been outweighed by the need to keep the information and discussion confidential.

2. Strategic Communication & Engagement Plan Updates – Confidential Item

3. Strategic Communication & Engagement Plan Updates – Duration of Confidentiality

Subject to the CEO, or his delegate, disclosing information or any document (in whole or in part) for the purpose of implementing Council’s decision(s) in this matter in the performance of the duties and responsibilities of office, Council, having considered Agenda Item 12.3 in confidence under sections 90(2) and 90(3)(b) and 90(3)(i) of the *Local Government Act 1999*, resolves that an order be made under the provisions of sections 91(7) and (9) of the *Local Government Act 1999* to retain the Items in confidence as detailed in the Duration of Confidentiality Table below:

Item	Duration of Confidentiality NB: Item to be reviewed every 12 months if not released
Report	Until Further Order
Related Attachments	Until Further Order
Minutes	Until Further Order
Other (presentation, documents, or similar)	Until Further Order

Pursuant to section 91(9)(c) of the *Local Government Act 1999*, the Council delegates the power to revoke the confidentiality order either partially or in full to the Chief Executive Officer.