



Bland Shire Council
Minutes
Extraordinary Council Meeting
10 November 2015



OUR VISION, MISSION AND VALUES



ETHICAL DECISION MAKING AND CONFLICTS OF INTEREST
A guiding checklist for Councillors, Officers and Advisory Committees

Ethical Decision Making

- Is the decision or conduct legal?
- Is it consistent with Government policy, Council's objectives and Code of Conduct?
- What will the outcome be for you, your colleagues, the Council, anyone else?
- Does it raise a conflict of interest?
- Could your possible conflict of interest lead to private gain or loss at public expense?
- Can the decision be justified in terms of public interest?
- Would it withstand public scrutiny?

Conflict of Interest

- A conflict of interest is a clash between private interest and public duty. There are two types of conflict: Pecuniary – regulated by the Local Government Act and Office of Local Government and, Non-pecuniary – regulated by Codes of Conduct and policy. ICAC, Ombudsman, Office of Local Government (advice only).

The test for conflict of interest

- Is it likely I could be influenced by personal interest in carrying out my public duty?
- Would a fair and reasonable person believe I could be so influenced?
- Conflict of interest is closed tied to the layperson's definition of "corruption" – using public office for private gain.
- Important to consider public perceptions of whether you have a conflict of interest

Identifying Problems

1st - Do I have private interest affected by a matter I am officially involved in?

2nd - Is my official role one of influence or perceived influence over the matter?

3rd - Do my private interests conflict with my official role?

Whilst seeking advice is generally useful, the ultimate decision rests with the person concerned.

Agency Advice

Officers of the following agencies are available during office hours to discuss the obligations placed on Councillors, Officers and Advisory Committee members by various pieces of legislation, regulation and Codes.

Contact	Phone	Email	Website
Bland Shire Council	6972 2266	council@blandshire.nsw.gov.au	www.blandshire.nsw.gov.au
ICAC	8281 5999 Toll Free: 1800 463 909	icac@icac.nsw.gov.au	www.icac.nsw.gov.au
Office of Local Government	4428 4100	dlg@dlg.nsw.gov.au	www.dlg.nsw.gov.au
NSW Ombudsman	9286 1000 Toll Free: 1800 451 524	nswombo@ombo.nsw.gov.au	www.ombo.nsw.gov.au



Extraordinary Council Meeting Minutes

10 November 2015

commencing at 7:00PM

1.0 INTRODUCTION

The meeting was opened by the Mayor with the welcome and introduction at 7.17pm.

2.0 ATTENDANCE

2.1 Councillors

Cr P Grellman
Cr K Keatley
Cr T Lord
Cr L McGlynn
Cr B Monaghan
Cr L Pike
Cr N Pokoney

2.2 Staff

General Manager – Ray Smith
Director Asset & Engineering Services – Will Marsh
Director Corporate, Community & Development Services – Adele Casey
Executive Assistant – Julie Sharpe

2.3 Apologies

Cr L Hampton
Cr P Templeton

Council Recommendation:

01112015 RESOLVED on the motion of Cr Grellman seconded Cr McGlynn that the apologies submitted by Cr Hampton and Cr Templeton be accepted. CARRIED

3.0 DECLARATIONS OF INTEREST

Nil

4.0 MAYORAL MINUTE

Nil

5.0 STAFF REPORTS

That the Council receive the staff reports.

SECTION 1 – OFFICE OF THE GENERAL MANAGER

5.1 Fit For The Future – IPART Assessment

Council Recommendation:

02112015 RESOLVED on the motion of Cr Lord seconded Cr Pike:

- 1. That the details contained in the attachment to this report forms the basis of Bland Shire Council’s formal response to the IPART Assessment of council’s Fit for the Future submission and that such response be lodged by the closing date of 18 November 2015;**
- 2. That council’s response is modified, if necessary, following the outcome of the public meeting scheduled for 10 November 2015;**
 - That the submission detail the names of all neighbouring councils and note that contact was made with each of them to discuss potential merger options.**
- 3. That each of the adjoining councils to Bland Shire is advised of Bland Shire Council’s response to the IPART Assessment. CARRIED (unanimous)**

6.0 URGENT BUSINESS WITHOUT NOTICE
Nil

7.0 CLOSURE OF THE MEETING TO DISCUSS CONFIDENTIAL BUSINESS UNDER THE PROVISIONS OF SECTION 10A(2) OF THE LOCAL GOVERNMENT ACT
Nil

8.0 RESUMPTION OF THE MEETING AND CONSIDERATION OF RECOMMENDATIONS OF THE CLOSED SECTION OF THE MEETING
Nil

9.0 CLOSE OF THE MEETING
There being no further business the meeting then closed at 7.48pm.

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Chairperson