

Report of Governance to the Ordinary Meeting of Council held on Monday 19 December 2016

GO6 – Annual Review of Closed Reports 2016

GO6 **Annual Review of Closed Reports 2016**
234777

TRIM 2269

EXECUTIVE SUMMARY

- The purpose of this report is to consider the outcomes of the annual review of closed reports.
- Seven closed reports from the previous 12 months have been assessed and reported on along with two previous reports where their status has now changed.
- It is recommended:
 1. That the reports, Items 1, 2, 4, 7 and 8 of this report be released in full.
 2. That the reports, Items 3, 5 and 6 of this report not be released.
 3. That the attachments to all the reports being released remain confidential.

REPORT

The public have the right to attend all Council Meetings except in special circumstances. The types of matters and information that may be dealt with in a closed part of the meeting is set out in section 10A(2) of the Local Government Act 1993.

To increase transparency and accountability it is Council's practice to annually review all reports from Closed Meetings to determine whether confidentiality still exists.

The Public Officer has assessed the closed reports from the previous 12 months and made recommendations as to their release.

Closed reports assessed in earlier annual reviews where confidentiality was maintained are re-assessed and, if their status has changed, reported on again.

CONSULTATION

This report has been prepared in consultation with the Manager Compliance and Administration; Manager Infrastructure Planning; Executive Director Community Services and Corporate Support; Director Planning and Manager Governance (Public Officer).

Governance

Report of Governance to the Ordinary Meeting of Council held on Monday 19 December 2016

GO6 – Annual Review of Closed Reports 2016

In determining whether the contents of a closed report can be released either in part or full, Council must ensure that the release of the information is in the public interest and would not breach the requirements of any legislation. Matters such as legal professional privilege, commercial in confidence and privacy are taken into account as part of the decision making process.

It is proposed that the following reports assessed for release by Council's Public Officer be dealt with as stated.

PLANNING:

1. **Bingara Gorge Estate, Wilton**
19 TRIM 8642

Meeting Date: 15 February 2016
Meeting Item: PE8

Public Officer's Advice: Release the report in full.

This matter is now finalised. The attachments to the report remain confidential.
2. **NSW Land and Environment Court Proceedings – Bingara Gorge Appeal**
266876 TRIM 8642-2

Meeting Date: 18 July 2016
Meeting Item: PE12

Public Officer's Advice: Release the report in full.

This matter is now finalised. The attachments to the report remain confidential.
3. **NSW Land & Environment Court Proceedings- Commercial Development at 55-57 Menangle Street Picton**
265155 TRIM 8999

Meeting Date: 18 July 2016
Meeting Item: PE9

Public Officer's Advice: This report is not to be released.

This matter is ongoing and the information contained within the report remains subject to legal professional privilege.

Governance

Report of Governance to the Ordinary Meeting of Council held on Monday 19 December 2016

GO6 – Annual Review of Closed Reports 2016

4. **NSW Land and Environment Court Proceedings – Bingara Gorge Appeal**
266876 TRIM 8642-2

Meeting Date: 26 September 2016
Meeting Item: PE1

Public Officer's Advice: Release the report in full.

This matter is now finalised. The attachments to the report remain confidential.

5. **NSW Land & Environment Court Proceedings- Commercial Development at 55-57 Menangle Street Picton**
265155 TRIM 8999

Meeting Date: 17 October 2016
Meeting Item: PE14

Public Officer's Advice: This report is not to be released.

This matter is ongoing and the information contained within the report remains subject to legal professional privilege.

GOVERNANCE:

6. **Divestment of Land – Old Post Office**
10845 TRIM 9294

Meeting Date: 17 October 2016
Meeting Item: GO7

Public Officer's Advice: This report is not to be released.

This matter is still ongoing. The report contains information that if released would prejudice the commercial position of both Council to carry out business and the applicant.

INFRASTRUCTURE:

7. **Picton Sportsground Amenities Building Project Update**
203 TRIM 8772

Meeting Date: 17 March 2014
Meeting Item: IN3

Public Officer's Advice: Release the report in full.

Report of Governance to the Ordinary Meeting of Council held on Monday
19 December 2016

GO6 – Annual Review of Closed Reports 2016

The attachments to the report remain confidential.

**8 Tender 2016/07 & 08 Management and Operation of Wollondilly
Community Leisure Centre & Warragamba Pool**

203

TRIM 8772

Meeting Date: 18 July 2016

Meeting Item: IN2

Public Officer's Advice: Release the report in full.

This matter is now finalised. The attachments to the report remain confidential.

FINANCIAL IMPLICATIONS

This matter has no financial impact on Council's adopted budget or forward estimates.

ATTACHMENTS

The attachments to this report remain confidential for consideration of release.

RECOMMENDATION

1. That the reports, Items 1, 2, 4, 7 and 8 of this report be released in full.
2. That the reports, Items 3, 5 and 6 of this report not be released.
3. That the attachments to all the reports being released remain confidential.