

### **11.3 Confidential Item – Issues of Confidentiality**

*Cr Ferguson MOVED:*

1. *That:*
  - a. *under the provisions of Section 90(2) of the Local Government Act 1999 an order be made that the public be excluded from attendance at the meeting in order to consider in confidence this item.*
  - b. *the Council is satisfied that it is necessary that the public be excluded to enable the Council to consider report at the meeting on the following grounds:*
    - *Section 90 (3)(a) of the Local Government Act 1999 the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);*
  - c. *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 or discussion confidential.*

*Seconded by Cr Coomans.*

*CARRIED*

*Cr Schulze MOVED:*

2. *That a report be provided to Council by the end of August 2009 advising Council if there has been an alleged breach of Code of Conduct and/or the Local Government Act by Cr Apap in relation to the Chief Executive Officer's remuneration package.*

*Seconded by Cr Manson.*

*CARRIED*

*Cr Fletcher MOVED:*

*That an order be made under the provisions of Section 91(7) and (9) of the Local Government Act 1999 that this document (or part of such document) including the minutes of the Council/Committee relating to discussion of the subject matter of that document, having been dealt with on a confidential basis under Section 90 of the Act, should be kept confidential on the grounds of information contained in Section 90(3)(a), until the complaint has been resolved.*

*Seconded by Cr Ferguson.*