

7 June 2019

Mr David Mosel  
Acting Chief Executive Officer  
Coorong District Council  
PO Box 399  
TAILEM BEND SA 5260

Dear David


As Presiding Member of Council, I wish to call a Special Meeting of Council on Tuesday 11 June 2019 commencing at 6:30pm at the Coorong Civic Centre Chambers, 95 – 101 Railway Terrace, Tailem Bend.

The Special Meeting is being called for the express purpose of Council considering the following item:

1. Confidential Item – Receipt of Legal Advice in respect of Complaints.

Please make the necessary arrangements for this meeting to be held.

Yours sincerely



Cr. Paul Simmons  
MAYOR

## COORONG DISTRICT COUNCIL

### NOTICE OF SPECIAL MEETING

You are hereby advised that the Mayor has called a Special Meeting of the Coorong District Council to be held at the Coorong Civic Centre Chambers, 95 – 101 Railway Terrace, Tailem Bend on Tuesday 11 June 2019 commencing at 6:30pm to discuss the following item:

1. Confidential Item – Receipt of Legal Advice in respect of Complaints.

An agenda for this meeting appears as follows.



David Mosel  
ACTING CHIEF EXECUTIVE OFFICER

### SPECIAL MEETING OF COUNCIL

to be held at

**Coorong Civic Centre Chambers, 95 – 101 Railway Terrace, Tailem Bend  
on Tuesday 11 June 2019 at 6:30pm**

#### ***Civic Prayer***

*Almighty God, help us to duly and faithfully carry out our numerous duties to the best of our judgement and ability for the advancement of this district and the benefit of all whom we are here to serve.*

*Amen*

#### ***Indigenous Acknowledgement***

*The Coorong District Council acknowledges the traditional owners of the land on which we meet.*

1. Apologies
2. Confidential Item – Receipt of Legal Advice in respect of Complaints.
3. Closure

**2. RECEIPT OF LEGAL ADVICE IN RESPECT OF COMPLAINTS**

**RECOMMENDATION – INTO CONFIDENCE**

2.1 That in accordance with sections 90(2) and 90(3)(a) and (h) of the Local Government Act 1999, the Council orders that the public and staff be excluded from attendance at that part of this meeting relating to item 2, Confidential Item – Receipt of Legal Advice in respect of Complaints, with the exception of Norman Waterhouse Lawyers representatives, Sathish Dasan and Virginia Liu, to enable the Council to consider Item 2 in confidence on the basis the Council considers it necessary and appropriate to act in a meeting closed to the public (excepting the aforementioned persons in order to receive, discuss or consider in confidence the following information or matter relating to Item 2:

- a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

Specifically, item 2 relates to information pertaining to the personal affairs of a person

The disclosure of this information would be unreasonable because it is sensitive to that person and is not a matter of public knowledge.

And

- (h) legal advice.

Specifically, legal advice provided by Norman Waterhouse Lawyers.

Accordingly, on this basis, the Council considers 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 matter confidential.

**RECOMMENDATION - THAT THE MOTION REMAINS IN CONFIDENCE**

2.2 Pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that the following documents shall be kept confidential, being documents relating to a matter dealt with by the Council on a confidential basis under Sections 90(2) and 90(3)(a) and (h) of the Act:

- The minutes of item no. 2 of Special Council meeting date 11 June 2019;
- The documents supplied by Norman Waterhouse Lawyers for the consideration of the Council during item no. 2 of Special Council meeting date 11 June 2019.

On the grounds that the documents relate to:

- a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

Specifically, item 2 relates to information pertaining to the personal affairs of a person

The disclosure of this information would be unreasonable because it is sensitive to that person and is not a matter of public knowledge.

And

- (h) legal advice.

Specifically, legal advice provided by Norman Waterhouse Lawyers.

This order will operate until further order and will be reviewed at least annually in accordance with the Local Government Act 1999.