

A D N E G A

Audit and Governance Committee

Agenda

Notice is hereby given pursuant to the provisions of the Local Government Act, 1999, that a meeting of the Audit and Governance Committee will be held in the Civic Room 1st Floor, 181 Unley Road Unley on

Thursday 22 November 6.30pm

for the purpose of considering the items included on the Agenda.

Peter Tsokas
Chief Executive Officer

AUDIT AND GOVERNANCE COMMITTEE

**Thursday 22 November 2018 – 6.30pm
Room Civic 1st Floor**

AGENDA

MEMBERS:

Mr John Rawson (Presiding Member)
Mr Ed Parker (Independent Member)
Mr Sean Tu (Independent Member)

APOLOGIES

ITEM 97

CONFLICT OF INTEREST

1.

ITEM 98

CONFIRMATION OF MINUTES

2.

That the minutes of the Audit and Governance Committee meeting, held on Monday 29 October 2018, as printed and circulated be taken as read and signed as a correct record.

OFFICER'S REPORTS

- 99 Confidentiality Motion for Item 100 – External Auditor Tender Presentations and External Audit Appointment
- 100 External Auditor Tender Presentations and External Audit Appointment
- 101 Confidentiality Motion to Remain in Confidence for Item 100 – External Auditor Tender Presentations and External Audit Appointment

VERBAL UPDATE

MOTIONS WITHOUT NOTICE

CORRESPONDENCE

OTHER BUSINESS

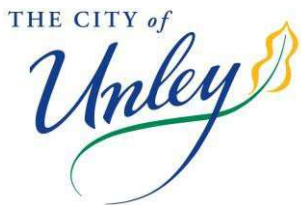
NEXT MEETING DATE

TBC

CONFLICT OF INTEREST

TITLE:	CONFLICT OF INTEREST
ITEM NUMBER:	97
DATE OF MEETING:	22 NOVEMBER 2018
ATTACHMENT:	1. CONFLICT OF INTEREST DISCLOSURE FORM

Members to advise if they have any material, actual or perceived conflict of interest in any Items in this Agenda.



CONFLICT OF INTEREST DISCLOSURE FORM

I, _____ have received a
[insert name]

copy of the agenda for the (Ordinary / Special) **Council / Committee / Board**
[delete that which is not applicable]

meeting to be held on _____
[insert date]

I consider that I have a ***material** conflict of interest pursuant to section 73 / ***actual** or ***perceived** conflict of interest pursuant to section 74 *[*delete that which is not applicable]* of the *Local Government Act 1999* ("the LG Act") in relation to the following agenda item:

[insert details]

which is to be discussed by the ***Council / *Committee / *Board** at that meeting.
[delete that which is not applicable]

The nature of my **material** conflict of interest is as follows *[ensure sufficient detail is recorded, including the reasons why you (or a person prescribed in section 73(1) of the LG Act) stands to obtain a benefit or suffer a loss depending on the outcome of the consideration of the matter at the meeting of the Council in relation to the agenda item described above].*

OR

The nature of my **actual** conflict of interest is as follows *[ensure sufficient detail is recorded, including the reasons why the conflict between your interests and the public interest might lead to a decision that is contrary to the public interest in relation to the agenda item described above].*

I intend to deal with my **actual** conflict of interest in the follow transparent and accountable way *[ensure sufficient detail is recorded as to the manner in which you intend to deal with the actual conflict of interest in a transparent and accountable way]*

OR

The nature of my **perceived** conflict of interest is as follows *[ensure sufficient detail is recorded, including the reasons why you consider that an impartial fair-minded person could reasonably consider that you have a perceived conflict of interest in the matter]*

I intend to deal with the **perceived** conflict of interest in the following transparent and accountable way *[ensure sufficient detail is recorded as to the manner in which you intend to deal with the perceived conflict of interest in a transparent and accountable way]*

Signature

Date

CONFIRMATION OF MINUTES

TITLE:

CONFIRMATION OF MINUTES FOR AUDIT AND
GOVERNANCE COMMITTEE MEETING HELD
ON 29 OCTOBER 2018

ITEM NUMBER:

98

DATE OF MEETING:

22 NOVEMBER 2018

ATTACHMENTS:

NIL

RECOMMENDATION

The minutes of the Audit and Governance Committee Meeting held on Monday 29 October 2018, as printed and circulated, be taken as read and signed as a correct record.

INFORMATION REPORT

REPORT TITLE:	CONFIDENTIALITY MOTION FOR ITEM 100 - EXTERNAL AUDITOR TENDER PRESENTATIONS AND EXTERNAL AUDIT APPOINTMENT
ITEM NUMBER:	99
DATE OF MEETING:	22 NOVEMBER 2018
AUTHOR:	LAUREN BLYTH
JOB TITLE:	EXECUTIVE ASSISTANT BUSINESS SUPPORT AND IMPROVEMENT

Pursuant to section 83(5) of the *Local Government Act 1999* the Chief Executive Officer has indicated that, if Council so determines, this matter may be considered in confidence under Part 3 of the *Local Government Act 1999* on that grounds set out below.

1. **RECOMMENDATION**

That:

1. Pursuant to Section 90(2) and (3)(b)(i) and (ii) and (d) of the *Local Government Act 1999*, the principle that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because it relates to information the disclosure of which:
 - Could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and
 - Would, on balance, be contrary to the public interest.
2. In weighing up the factors related to disclosure:
 - disclosure of this matter to the public would demonstrate accountability and transparency of the Council's operations; and
 - non-disclosure of this item at this time will enable Council to consider the proposals for the provision of External Audit Services without compromising Council's or proponents commercial position.

On that basis, the public's interest is best served by not disclosing Item 100 – External Audit Appointment and External Auditor Presentations and discussion at this point in time.

3. Pursuant to Section 90(2) of the *Local Government Act 1999* it is recommended the Council orders that all members of the public be excluded, with the exception of staff of the City of Unley on duty in attendance.

ITEM 100

Confidential – removed from the public agenda – pages 4 - 9

DECISION REPORT

REPORT TITLE: CONFIDENTIALITY MOTION TO REMAIN IN
CONFIDENCE ITEM 100 - EXTERNAL
AUDITOR TENDER PRESENTATIONS AND
EXTERNAL AUDIT APPOINTMENT

ITEM NUMBER: 101

DATE OF MEETING: 22 NOVEMBER 2018

AUTHOR: LAUREN BLYTH

JOB TITLE: EXECUTIVE ASSISTANT BUSINESS
SUPPORT AND IMPROVEMENT

1. **RECOMMENDATION**

That:

- 1.1 Pursuant to Section 91(7) of the *Local Government Act 1999* the following elements of Item 100 – External Audit Appointment and External Auditor Presentations, considered at the Audit and Governance Committee Meeting on 22 November 2018:

- ☐ Report
- ☐ Attachment
- ☐ Presentation

remain confidential until the conclusion of any contract awarded and not available for public inspection until the cessation of that period.

1. Pursuant to Section 91(9)(c) of the *Local Government Act 1999*, the power to revoke the order under Section 91(7) prior to any review or as a result of any review is delegated to the Chief Executive Officer.
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