

Councillor Code of Conduct Register (June 2020)

Local Government Act 2009 Sections 150DX, 150DY, 150DZ

As of May 2018, Local Governments are required to keep and publish a Councillor Code of Conduct Register detailing orders made about unsuitable meeting conduct of councillors, decisions relating to suspected inappropriate conduct of councillors, decisions about whether or not a councillor engaged in misconduct or inappropriate conduct, dismissed complaints about the conduct of a councillor, and matters investigated about councillor conduct taken no further.

Туре	Legislated Provision	Summary of Matter or Complaint	Councillor Name	Date of Decision or Date Complaint Made	Summary of Decision or Dismissal	Date of Entry in Register
Complaints about councillor conduct dismissed by the Independent Assessor		It is alleged that a Councillor failed to declare a conflict of interest when voting on a particular matter at council meetings	Not Published		The OIA dismissed the complaint pursuant to Section 150X(a)(ii) on the basis that the conduct does not constitute inappropriate conduct or misconduct. The Councillor had a recorded history of declaring conflicts of interest in relation to the matter at council meetings. The minutes of the one meeting in which the Councillor had not declared a conflict of interest were found to be not reliable as to whether the Councillor had declared a conflict or not, due to particular circumstances affecting council minute taking on that day.	23 June 2020
Complaints about councillor conduct dismissed by the Independent Assessor		It was alleged the Councillor gave a direction to an employee of the Cook Shire Council which was in breach of the Councils Acceptable Requests Guidelines Policy and the Local Government Act 2009.	Not Published		The Independent Assessor dismissed the complaint determing the alleged direction to be a discussion about an ongoing Council matter (raised on multiple occasions). The Independent Assessor deemed further invesitagion into the complaint to be an unjustifiable use of resources	23 June 2020
Complaints about councillor conduct dismissed by the Independent Assessor		It is alleged two councillors failed to declare a conflict of interest when the Cook Shire Council voted on the adoption of its Budget for the Financial Year 2019/2020 at the Special Council Meeting of 27 June 2019. The alleged conflict of interest was that both councillors reside along a road that was included in the Councils approved roadworks within that budget.	Not Published		Delegate for the Independent Assessor dismissed the complaint pursuant to section 150X(a)(ii) of the Local Government Act 2009 as the matters before Council were 'ordinary business matters', therefore, no declaration was required pursuant to s 175E(1)(b). The councillors also had no involvement in the decision for the relevant roadworks as that decision was made before they were elected to Council	23 June 2020

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