



AGENDA

Extraordinary Council Meeting

Tuesday, 07 June 2022

**Philip Stone
General Manager**

Order of Business

1. OPENING MEETING	3
2. LIVE STREAMING STATEMENT	3
3. ACKNOWLEDGEMENT OF COUNTRY	3
4. STATEMENT OF PURPOSE	3
5. APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE BY COUNCILLORS	3
6. CONFIRMATION OF MINUTES	3
7. DISCLOSURES OF INTERESTS	3
8. MAYORAL MINUTE(S)	3
9. REPORTS OF COMMITTEES	3
10. REPORTS TO COUNCIL.....	4
10.1. Oath/Affirmation Shannon Sampson.....	4
11. NOTICES OF MOTIONS	5
12. QUESTIONS WITH NOTICE	5
13. CONFIDENTIAL MATTERS	5
14. CLOSE OF MEETING	5

1. OPENING MEETING**2. LIVE STREAMING STATEMENT**

Edward River Council wishes to advise members of the public that Council Meetings will be recorded and will be available after each meeting on Council's website [Councils Website](#). All care will be taken to maintain the privacy of those in attendance, however As a visitor in the public gallery, your presence may be recorded. By remaining In the public gallery, it is assumed your consent is given in the event your image is broadcast. This includes any filming by television cameras if attendance is approved by the General Manager or Mayor.

3. ACKNOWLEDGEMENT OF COUNTRY

"I would like to acknowledge that we are here today on the land of the Wamba Perrepa Perrepa people. I would also like to acknowledge and pay my respects to past Aboriginal Elders, the present Aboriginal and Torres Strait Islander people who reside within this area, and their future generations."

4. STATEMENT OF PURPOSE

I have come here as a Councillor freely and without bias to:

- Represent the views of the community in considering the matters before us today
- To vote in a manner I consider to be in the best interest of the community
- To observe the Code of Conduct and respect the rule of the chair and views of my fellow Councillors.

5. APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE BY COUNCILLORS**6. CONFIRMATION OF MINUTES**

Nil

7. DISCLOSURES OF INTERESTS**8. MAYORAL MINUTE(S)**

Nil

9. REPORTS OF COMMITTEES

Nil

10. REPORTS TO COUNCIL**10.1. OATH/AFFIRMATION SHANNON SAMPSON**

Author: Greg Briscoe-Hough

Authoriser: Phil Stone

RECOMMENDATION

That the General Manager administer the Oath/Affirmation of newly elected Councillor, Shannon Sampson and make the appropriate notice in Council's records.

BACKGROUND

The Local Government Act has the following provision:

233A Oath and affirmation for councillors

A councillor must take an oath of office or make an affirmation of office at or before the first meeting of the council after the councillor is elected.

The oath or affirmation may be taken or made before the general manager of the council, an Australian legal practitioner or a justice of the peace and is to be in the following form -

Oath

I [name of councillor] swear that I will undertake the duties of the office of councillor in the best interests of the people of Edward River and the Edward River Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the Local Government Act 1993 or any other Act to the best of my ability and judgment.

OR

Affirmation

I [name of councillor] solemnly and sincerely declare and affirm that I will undertake the duties of the office of councillor in the best interests of the people of Edward River and the Edward River Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the Local Government Act 1993 or any other Act to the best of my ability and judgment.

A councillor who fails, without a reasonable excuse, to take the oath of office or make an affirmation of office in accordance with this section is not entitled to attend a meeting as a councillor (other than the first meeting of the council after the councillor is elected to the office or a meeting at which the councillor takes the oath or makes the affirmation) until the councillor has taken the oath or made the affirmation.

Any absence of a councillor from an ordinary meeting of the council that the councillor is not entitled to attend because of this section is taken to be an absence without prior leave of the council.

Failure to take an oath of office or make an affirmation of office does not affect the validity of anything done by a councillor in the exercise of the councillor's functions.

The general manager must ensure that a record is to be kept of the taking of an oath or the making of an affirmation (whether in the minutes of the council meeting or otherwise).

ISSUE/DISCUSSION

The General Manager is required to install councillors by way of oath or affirmation as noted in the Local Government Act.

STRATEGIC IMPLICATIONS

The implementation of this section of the Act is mandatory, though saving provisions do not invalidate any council decision made in the absence of its fulfillment.

COMMUNITY STRATEGIC PLAN

- 5. A community working together to achieve its potential
- 5.1 Our community is informed and engaged
- 5.2 We collaborate and pursue partnerships that achieve great outcomes for our community
- 5.3 Our local government is efficient, innovative and financially sustainable

FINANCIAL IMPLICATIONS

N/A

LEGISLATIVE IMPLICATIONS

Local Government Act 1993 as noted above.

ATTACHMENTS

11. NOTICES OF MOTIONS

12. QUESTIONS WITH NOTICE

13. CONFIDENTIAL MATTERS

14. CLOSE OF MEETING