

Agenda

Alwyndor Management Committee

NOTICE OF MEETING

Notice is hereby given that a meeting of the
Alwyndor Management Committee will be held in the

Boardroom - Alwyndor
52 Dunrobin Road, Hove

26 September 2024 at 6.30pm



Pamela Jackson
Acting Chief Executive Officer

1. Opening

The Chairperson, Mr K Cheater will declare the meeting open at 6.30pm.

2. Kurna Acknowledgement

We acknowledge Kurna people as the traditional owners and custodians of this land.

We respect their spiritual relationship with country that has developed over thousands of years, and the cultural heritage and beliefs that remain important to Kurna People today.

3. Apologies

3.1 Apologies received

3.2 Absent

4. Declaration Of Interest

If a Committee Member has an interest (within the terms of the Local Government Act 1999) in a matter before the Committee they are asked to disclose the interest to the Committee and provide full and accurate details of the relevant interest. Committee Members are reminded to declare their interest before each item.

Attachment 1

5. Confirmation Of Minutes

That the minutes of the Alwyndor Management Committee meeting held on 25 July 2024 be taken as read and confirmed.

6. Review of Action Items

6.1 **Action Items**

6.2 **Annual Work Plan 2024**

7. Reports/Items of Business

7.1 General Manager's Report (Report No: 17/24)

8. Items in Confidence

8.1 General Managers Report - confidential (Report No: 18/24)

Pursuant to Section 87(10) of the *Local Government Act 1999* the Report attached to this agenda and the accompanying documentation is delivered to the Alwyndor Management

Committee upon the basis that the Committee considers the Report and the documents in confidence under Part 3 of the Act, specifically on the basis that the Committee will receive, discuss or consider:

- d. commercial information of a confidential nature (not being a trade secret) 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.

8.2 Finance Report - confidential (Report No: 19/24)

Pursuant to Section 87(10) of the *Local Government Act 1999* the Report attached to this agenda and the accompanying documentation is delivered to the Alwyndor Management Committee upon the basis that the Committee considers the Report and the documents in confidence under Part 3 of the Act, specifically on the basis that Committee will receive, discuss or consider:

- d. commercial information of a confidential nature (not being a trade secret) 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.

9. Urgent Business – Subject to the Leave of the Meeting

10. Date and Time of Next Meeting

The next meeting of the Alwyndor Management Committee will be held on Thursday 31 October 2024 in Boardroom, Alwyndor Aged Care, 52 Dunrobin Road, Hove or via audio-visual telecommunications.

11. Closure



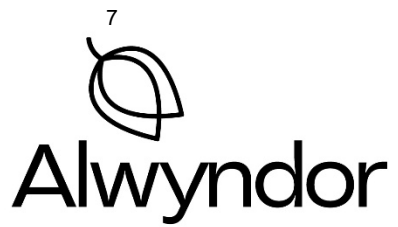
Pamela Jackson
Acting Chief Executive Officer

Item 6.1 – Action items

Non – confidential

Action No.	Meeting	Agenda Item	Action Required	Responsibility	Due Date	Current Status
78	25/7/24	9.1 Other Business - Election of Deputy Chair	Chair will seek nominations for consideration and nomination at the September AMC meeting.	KC	Sept 24	Item 7.1.1 on the agenda of 26 Sept 2024 meeting.

	Feb	March	Apr	May	June	July	Aug	Sep	Oct	Nov
GM Report: <ul style="list-style-type: none"> Current developments of note key issues emerging risks industry developments matters of strategic importance 	Yes ✓	Held 4/4/24 Strategic Plan ✓	Yes ✓	Yes ✓	No meeting	Yes ✓	No meeting	Yes	Home Support	Yes
Project reports: <ul style="list-style-type: none"> Strategic Project Updates 	As required		As required	As required		As required ✓		As required		As required
Strategic: <ul style="list-style-type: none"> Review Strategic direction and priorities Key strategic initiatives for year ahead Summary business plans for year ahead 				Strategic direction, priorities and Initiatives ✓		Summary Business Plans				
Business Updates: <ul style="list-style-type: none"> Deep dive into key areas of business focussing on performance, operational risks, areas of focus. 	Digital / Technology		Residential ✓			Therapy & Wellness ✓				People & Culture Home Support Staff Engagement Survey results
Client Focus: <ul style="list-style-type: none"> Client feedback Reporting from Consumer Advisory Bodies 				Client feedback ✓ Reporting from Consumer Advisory Bodies Deferred from April ✓				Client feedback		Reporting from Consumer Advisory Bodies
Performance: <ul style="list-style-type: none"> Quarterly KPI review Quality and Compliance report Reporting from Quality Care Advisory Body 	Quarterly KPI review (Oct -Dec 23) ✓ Quality and Compliance report (Oct -Dec 23) ✓		Quarterly KPI review (Jan – March 24) ✓	Reporting from Quality Care Advisory Group deferred from April ✓		Quarterly KPI review (April-June 24) ✓ Quality and Compliance report (April-June 24) ✓				Quarterly KPI review Reporting from Quality Care Advisory Group
Risk: <ul style="list-style-type: none"> Enterprise risk review Risk Appetite Statement WHS reporting Legislative Compliance Annual Statement of Compliance 	Enterprise risk review Risk Appetite Statement Legislative Compliance		WHS reporting ✓			Enterprise risk review ✓		Statement of Compliance		WHS reporting
Financials: <ul style="list-style-type: none"> Annual budget (including capex and asset management plan) Long Term Financial Plan Investments review Annual Financial Statements and Audit Quarterly financial performance 	Quarterly financial performance (Oct -Dec 23) ✓		Quarterly financial performance (Jan – March 24) ✓ Present Draft Budget ✓	Annual budget (including capex and asset management plan) Long Term Financial Plan EOFY Reporting process External Audit Plan ✓		Quarterly financial performance (April-June 24) ✓		Annual Financial Statement Review		Quarterly financial performance Investments review
Policy and ToR Review and Approval	As required		As required	As required		As required		As required		As required



ITEM 4
ATTACHMENT 1

Committee Members - Register of Interests

The purpose of this register is to effectively identify, disclose and manage any actual, potential or perceived conflicts of interest in order to protect the integrity of Alwyndor Management Committee and manage risk.

Name of Committee Member	Description of interest	Date when disclosure given to the Committee
Kim Cheater	<p>Board and Committee Appointments</p> <ul style="list-style-type: none"> • Chair, South Australian Museum • Chair, Advisory Board, Southern Cultural Immersion (Kaurna owned business operating Living Kaurna Cultural Centre at Warriparinga) • Advisory Board, SARA Group (and Chair of Audit, Risk and IT Committee) • Council Member, Flinders University of South Australia • Chair, Advisory Board, Flinders University College of Government, Law & Business • Independent Chair, Audit Risk Finance and Investment Committee, Minda Inc • Board Member, ReturntoWorkSA • Board of RAA Group • Board of RAA Insurance <p>Qualifications</p> <ul style="list-style-type: none"> • Fellow, Australian Institute of Company Directors • Fellow, Chartered Accountants Australia and NZ • Bachelor Economics (Major Accounting), Flinders University <p>Noting: My wife is the Member for Boothby in the Australian House of Representatives.</p>	15/12/2022
Cr Susan Lonie	<p>Board and Committee Appointments</p> <ul style="list-style-type: none"> • Member of Holdfast Bay Council. • Alwyndor Management Committee. 	

Name of Committee Member	Description of interest	Date when disclosure given to the Committee
	<p>Qualifications</p> <ul style="list-style-type: none"> Qualifications Bachelor of Nursing, Graduate Diploma in Intensive Care Nursing and Bachelor of Laws (Hons). (Please note I am not currently a Registered Nurse.) 	
Cr Robert Snewin	<p>Board and Committee Appointments</p> <ul style="list-style-type: none"> GDCC Board and Chairman of Sponsorship and Fundraising Treasurer of the Rural Media Communicators SA/NT Councillor at the Royal Agricultural and Horticultural Society of SA Member of Holdfast Bay Council. Alwyndor Management Committee <p>Qualifications</p> <ul style="list-style-type: none"> Dip. Marketing and FAICD 	
Trudy Sutton	<p>Board and Committee Appointments</p> <ul style="list-style-type: none"> Member ACHSM Australian College Health Services Member Lift Consumer Advisory Committee Member COTA <p>Qualifications</p> <ul style="list-style-type: none"> Registered nurse 	

Name of Committee Member	Description of interest	Date when disclosure given to the Committee
Judy Searle	<p>Board and Committee Appointments</p> <ul style="list-style-type: none"> • Gold Coast Hospital and Health Service Board (GCHHS) – Deputy Chair and member • Queensland Civil and Administrative Tribunal - Medical Practitioner Panel - assessor • Griffith University School of Medicine – Professor • Chair of the Northern Adelaide Local Health Network (NALHN) Governing Board <p>Qualifications</p> <ul style="list-style-type: none"> • BMBS FRANZCOG(ret) GDPH MD GCTE PCM GAICD 	Updated Sept 2023
Julie Bonnici	<p>Board and Committee Appointments</p> <ul style="list-style-type: none"> • Board member Meals on Wheels Australia • MD and Franchisee Bakers Delight Kurralta Park <p>Qualifications</p> <ul style="list-style-type: none"> • GAICD • MBA • Post Grad Cert – Health Sc. • Bach Applied Science – OT 	
Jo Cottle	<p>Board and Committee Appointments</p> <ul style="list-style-type: none"> • Work for Carers SA – Carers SA utilises Alwyndor’s services for residential respite and in home respite services – all via short term contracts at market rates • Chair of NFP Discussion Group – Chartered Accountants Australia & NZ • Director of Careworks SA & NT (a small SA NFP) 	

Name of Committee Member	Description of interest	Date when disclosure given to the Committee
	<p>Qualifications</p> <ul style="list-style-type: none"> • Fellow, Chartered Accountants Australia and NZ • Graduate – Australian Institute of Company Directors • Bachelor of Commerce and Bachelor of Business (Commercial Law) 	
Lorraine Sheppard	<p>Board and Committee Appointments</p> <ul style="list-style-type: none"> • Finance Committee, Royal Flying Doctor Service – Central ops • Non-executive director The Benevolent Society • Finance Committee, Royal Flying Doctor Service – Central Ops • Chair, Finance Audit and Risk Committee, The Women’s Club • Professor of Physiotherapy and Health Care Administration <p>Qualifications</p> <ul style="list-style-type: none"> • B App Sc (Physiotherapy) MBA PhD GAICD 	March 2024 update
John O’Connor	<p>Board and Committee Appointments</p> <ul style="list-style-type: none"> • Governing Board Member, Yorke and Northern Local Health Network (YNLHN) • Chair, YNLHN Finance and Performance Committee <p>Qualifications</p> <ul style="list-style-type: none"> • Fellow – CPA Australia • Graduate, Australian Institute of Company Directors 	Sept 2024

Item No:	7.1
Subject:	General Manager Report
Date:	26 SEPTEMBER 2024
Written by:	Natasha Stone Acting General Manager

Summary

This report is to update and inform the Alwyndor Management Committee (AMC) regarding items, initiatives and issues of relevance to Alwyndor business specifically and to the aged care sector more generally.

Recommendation

That the Alwyndor Management Committee:

- 1. Recommends to Council that it approve the appointment of to the position of AMC Deputy Chair for a period to expire in**
- 2. Note the staff survey update**
- 3. Note the Aged Care Reform Update**

Report

7.1.1 Appointment of Deputy Chair

The term of Deputy Chair was held by Ms Julie Bonnici who completed her final term as member of AMC on 30 July 2024. As such the Alwyndor Management Committee (AMC) is required to nominate a Deputy Chair from amongst the AMC Members (not including Elected Members of the City of Holdfast Bay) for consideration and approval of appointment by Council.

Nominations for Deputy Chair for a specific period or as aligns with the successful incumbent's current tenure on the AMC are now sought.

As detailed in its Terms of Reference the AMC is required recommend to Council the appointment Office Bearers ie Chair and Deputy Chair, from amongst the AMC (with the exception of the Elected Members who are ineligible to nominate for these roles).

The Terms of Reference informs the process for appointment of officer bearers as follows:

10 OFFICE BEARERS

- 10.2 The AMC shall nominate a Deputy Chair from amongst the AMC Members (not including Elected Members of the City of Holdfast Bay) for consideration and approval of appointment by Council.*
- 10.3 Each of the Chair and Deputy Chair shall serve a three (3) year term in those positions unless removed from the position by the Council. On expiry of their*

term, the Chairperson and Deputy Chairperson can re-nominate for a further term (and for up to 3 terms).

Any independent AMC members may express their interest in the roles prior to the AMC meeting or declare their interest at the meeting.

The Chair will call for nominations and conduct a ballot as required.

7.1.2 – Staff Survey Update

This survey will again include employee engagement as well as a focus on organisational leadership. We are also including the *Message in a Bottle* offered annually, this is an opportunity for staff to message Beth about anything. Only Beth sees these comments which are completely confidential and deidentified.

The survey opened on 11 September and scheduled to close on 25 September.

The results will be analysed and the outcomes and any resulting initial actions will be provided to Leadership and staff. We will bring this back to AMC later in the year.

7.1.3 Note the Aged Care Reform Update.

On the 12 September 2024 bipartisan support was reached and The Australian Government introduced the Aged Care Bill 2024 to parliament. While there will now have to be a parliamentary process, the new Act is expected to commence from 1 July 2025.

It is estimated that around 1.4 million Australians will benefit from a new Support at Home program by 2025, helping them remain independent, in their home and their community for longer.

\$5.6 billion will be invested in a reform package which represents the greatest improvement to aged care in 30 years, and includes these major changes:

- A \$4.3 billion investment in Support at Home, to come into effect on 1 July 2025.
- Essential changes to improve the funding, viability, and quality of residential aged care.
- A *no worse off* principle will provide certainty to people already in aged care and they won't make a greater contribution to their care.
- The treatment of the family home won't change.
- New laws to protect older Australians in aged care, with stronger powers to investigate bad behaviour and civil penalties for breaching standards

Executive still need to absorb the information currently provided regarding in particular Support at Home legislation and potentially be in a position to further discuss with members at the upcoming meeting in October.

A summary is provided in Attachment 1



ITEM 7.1.3
ATTACHMENT 1



About the Aged Care Bill 2024

The Australian Government introduced the Aged Care Bill 2024 to Parliament on 12 September 2024. The Bill is for a new Aged Care Act – the main law that sets out how the aged care system operates. This fact sheet gives a summary of each chapter of the Bill. It also explains the next steps to make the Bill a law.

Overview of the Bill

The [Royal Commission into Aged Care Quality and Safety](#) released its final report to set out ways to improve the aged care system. The Royal Commission's number one recommendation for the Australian Government was to develop a new rights-based Aged Care Act.

We asked Australians for their feedback on aged care changes in the Bill.

The Bill responds to around 60 recommendations from the Royal Commission. It also makes laws about:

- a Statement of Rights for older people
- the Government's response to the Aged Care Taskforce's recommendations
- the Support at Home program
- strengthened Aged Care Quality Standards – these outline what quality and safe aged care services look like
- stronger powers for the regulator, the Aged Care Quality and Safety Commission.

This Bill aims to make Australia's aged care system stronger. It will affect everyone who is part of the aged care system. It will:

- change how aged care providers deliver services to older people in their homes, community settings and residential care homes

- introduce laws to make sure aged care is safe, and people are treated with respect and have quality of life
- replace the aged care laws we have now, including the *Aged Care Act 1997* and the *Aged Care Quality and Safety Commission Act 2018*.

The Bill covers aged care services the Government funds. This includes programs aged care laws didn't cover in the past. For example, the National Aboriginal and Torres Strait Islander Flexible Aged Care (NATSIFAC) program and the Commonwealth Home Support Programme (CHSP).

This Bill also has a new regulatory model to manage aged care. This model aims to support registered providers to give high-quality aged care and be more accountable.

Chapter 1 – Introduction

Chapter 1 explains the ideas and terms used in the Bill. This makes sure everyone uses the terms in the same way, and that roles and duties are clear.

Chapter 1 includes:

- the objects of the Bill – this describes the purpose of the law
- the Statement of Rights – this outlines the rights older people have in the aged care system
- the Statement of Principles – this guides how workers and organisations must behave and make decisions under the new law.

It also explains the role of supporters to help older people make decisions.

Chapter 2 – Entry to the aged care system

Chapter 2 covers who can access funded aged care services.

It includes requirements about what age people must be to access aged care. This will help meet the Government's goal to have no younger people living in aged care homes.

The chapter covers how people get approved to access aged care services. A single assessment pathway brings together the different assessment services into one system.

Chapter 2 also includes the process for deciding:

- how we assess needs and determine funding for residential aged care using the Australian National Aged Care Classification (AN-ACC)
- how we assess needs, determine which services a person can access, and how funding is allocated for the Support at Home program
- how people get a place to access aged care services
- who gets priority access for funded aged care services.

Chapter 3 – Registered providers, aged care workers and aged care digital platform operators

Providers must register with the Aged Care Quality and Safety Commission (the Commission) before they can provide aged care services. Chapter 3 explains how the Commission will assess applications to register. The Commission will also approve residential care homes as part of this process.

Chapter 3 outlines the rules and obligations for:

- registered providers, even if they subcontract some services
- aged care workers
- responsible persons – that is people in leadership positions.

The Commission will be able to take regulatory action if a provider does not meet the conditions of registration. This may include significant civil penalties.

Chapter 3 also outlines new duties that apply to registered providers, responsible persons and digital platform providers who provide aged care websites and apps.

Chapter 4 – Fees, payments and subsidies

Chapter 4 explains how funding for aged care services will work. This includes what the Government will pay and what registered providers can ask older people to pay towards the cost of their aged care.

Chapter 4 sets out:

- when Government funding will be based on subsidies or grants
- whether funding must go towards specialist aged care programs, such as the CHSP or NATSIFAC program.

Chapter 4 notes the subsidy parts that are based on a person's needs and the parts that are based on a provider's fixed costs.

It also sets out what people may need to pay for funded aged care services and how providers must manage those payments.

The chapter outlines how means-testing works for residential care and Support at Home. Means testing does not apply to specialist aged care programs.

Chapter 4 has rules about how registered providers can:

- sign accommodation agreements with older people
- charge for accommodation
- manage refundable accommodation deposits.

Chapter 5 – Governance of the aged care system

Chapter 5 explains who will manage the aged care system and how. This is called governance.

A range of roles will manage the aged care system:

- the Secretary of the Department of Health and Aged Care, called the System Governor – manages how the aged care system runs, including making access to services fair
- the Inspector-General of Aged Care – monitors the aged care system and reports to Parliament
- the Aged Care Quality and Safety Commissioner (Commissioner) – manages provider registration and regulates aged care quality, safety and financial and prudential matters
- the Complaints Commissioner – handles complaints
- the Aged Care Quality and Safety Advisory Council – oversees the work of the Commission.

Chapter 6 – Regulatory mechanisms

The Commissioner, Complaints Commissioner and System Governor will have a range of powers to carry out their roles. Chapter 6 explains how they can use these powers. It also explains the circumstances when the Commissioner can allow an authorised person to enter a residential care home without a provider's consent or a warrant.

Chapter 6 provides powers for getting information and issuing notices. These powers make sure the Commissioner, Complaints Commissioner and System Governor can get the information they need to fulfill their roles.

The chapter also allows for the use of banning orders, so that workers and providers who do the wrong thing can be prevented from operating in the sector.

Chapter 7 – Information management

Chapter 7 includes new rules for managing information in the aged care system. This will help make sure a person's privacy is protected and information on registered providers is transparent.

The chapter includes:

- an updated framework to manage information
- a new definition of protected information
- detail about who can collect, use and disclose protected information and when.

Chapter 7 also includes more to protect whistleblowers – people who call out issues. This is to make sure older people, their families and carers, and aged care workers can report information, without fear of being punished or treated unfairly.

People can make a report if they know or think someone hasn't followed the law.

Chapter 8 – Miscellaneous

Chapter 8 covers other matters that will support the aged care system. It includes:

- how and when the System Governor, Commissioner and Complaints Commissioner can have others act on their behalf
- when the System Governor and the Commissioner can approve forms, charge fees and use computer programs to make specific decisions
- authority for the Minister for Aged Care to make rules.

This chapter allows people to ask for a review of certain decisions made by the Commissioner, Complaints Commissioner, System Governor and the Independent Health and Aged Care Pricing Authority.

It also explains that the System Governor will report on their work and review refundable accommodation deposits each year.

First Nations Aged Care Commissioner

In future, a First Nations Aged Care Commissioner will be added to the new Aged Care Act. This will be a permanent role. It will help promote culturally safe aged care for older First Nations people across Australia.

Setting up this role is a key part of Recommendation 49 of the Royal Commission. Building an aged care system that provides fair and equal access and outcomes for older First Nations people is also in line with:

- the principles of Closing the Gap
- the rights in the United Nations Declaration on the Rights of Indigenous People.

Next steps for the Bill to become law

The Government introduced the Bill to the House of Representatives on 12 September 2024. It will be referred to the Senate Community Affairs Legislation Committee for inquiry and report. Senators will consider the Bill in more detail, potentially hold public hearings and make recommendations.

Once the House of Representatives passes the Bill, it goes to the Senate.

Amendments to the Bill can be made in either house of Parliament. After the Bill passes through both houses of Parliament in the same form, it gets signed by the Governor General – called Royal Assent. This means it becomes an Act of Parliament or law.

When these processes are complete, the new Act is expected to commence from 1 July 2025.

You can find a diagram that shows how a bill ordinarily passes through the Australian Parliament to become law on the [Parliamentary Education Office website](#).

ITEM NUMBER: 8.1

CONFIDENTIAL REPORT

GENERAL MANAGER REPORT

Pursuant to Section 87(10) of the Local Government Act 1999 the Report attached to this agenda and the accompanying documentation is delivered to the Alwyndor Management Committee upon the basis that the Alwyndor Management Committee consider the Report and the documents in confidence under Part 3 of the Act, specifically on the basis that Alwyndor Management Committee will receive, discuss or consider:

- d. **commercial information of a confidential nature (not being a trade secret) the disclosure of which –**
 - i. **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**
 - ii. **would, on balance, be contrary to the public interest;**
Recommendation – Exclusion of the Public – Section 90(3)(d) Order

Recommendation – Exclusion of the Public – Section 90(3) Order

1. **That pursuant to Section 90(2) of the *Local Government Act 1999* Alwyndor Management Committee hereby orders that the public be excluded from attendance at this meeting with the exception of the General Manager and Staff in attendance at the meeting in order to consider Report No 18/24 in confidence.**
2. **That in accordance with Section 90(3) of the *Local Government Act 1999* Alwyndor Management Committee is satisfied that it is necessary that the public be excluded to consider the information contained in Report No: 18/24, General Manager's Report - Confidential on the following grounds:**
 - d. **pursuant to section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to confer a commercial advantage on a third party.**

In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to

the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information.

- 3. The Alwyndor Management Committee is satisfied, the principle that the meeting be conducted in a place open to the public, has been outweighed by the need to keep the information or discussion confidential.**

CONFIDENTIAL

ITEM NUMBER: 8.2

CONFIDENTIAL REPORT

Finance

Pursuant to Section 87(10) of the Local Government Act 1999 the Report attached to this agenda and the accompanying documentation is delivered to the Alwyndor Management Committee Members upon the basis that the Alwyndor Management Committee consider the Report and the documents in confidence under Part 3 of the Act, specifically on the basis that Alwyndor Management Committee will receive, discuss or consider:

- d. **commercial information of a confidential nature (not being a trade secret) the disclosure of which –**
 - i. **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**
 - ii. **would, on balance, be contrary to the public interest.**

Recommendation – Exclusion of the Public – Section 90(3) Order

1. **That pursuant to Section 90(2) of the *Local Government Act 1999* Alwyndor Management Committee hereby orders that the public be excluded from attendance at this meeting with the exception of the General Manager and Staff in attendance at the meeting in order to consider Report No 19/24 Finance Report - Confidential in confidence.**
2. **That in accordance with Section 90(3) of the *Local Government Act 1999* Alwyndor Management Committee is satisfied that it is necessary that the public be excluded to consider the information contained in Report No: 19/24, Finance Report - Confidential on the following grounds:**
 - d. **pursuant to section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to confer a commercial advantage on a third party.**

In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information.
3. **The Alwyndor Management Committee is satisfied, the principle that the meeting be conducted in a place open to the public, has been outweighed by the need to keep the information or discussion confidential.**