

18.2 **Review of Service** (Report No: 152/23)**Motion – Exclusion of the Public – Section 90(3)(j) Order****C090523/7438**

1. That pursuant to Section 90(2) of the *Local Government Act 1999* Council hereby orders that the public be excluded from attendance at this meeting with the exception of the Chief Executive Officer and Staff in attendance at the meeting in order to consider Report No: 152/23 Review of Service in confidence.
2. That in accordance with Section 90(3) of the *Local Government Act 1999* Council is satisfied that it is necessary that the public be excluded to consider the information contained in Report No: 152/23 Review of Service on the following grounds:
 - j. pursuant to section 90(3)(j) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would divulge information provided on a confidential basis by the Auditor-General's Department.

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 Council 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.

Moved Councillor Miller, Seconded Councillor Lonie

Carried Unanimously

The Auditor-General has determined to conduct a review of urban tree canopy management in local government pursuant to section 32(1)(c) of the *Public Finance and Audit Act 1987*. City of Holdfast Bay and one other metropolitan council have been chosen to review.

An initiation meeting was held with representatives of the Auditor-General's Department on 22 March 2023.

On Wednesday 19 April, the review team were present at the Brighton Civic Centre to conduct interviews with relevant staff.

A draft report will be provided to Administration for comment prior to the report being tabled in Parliament.

Motion

1. That Council notes the report.

RETAIN IN CONFIDENCE - Section 91(7) Order

C090523/7439

2. That having considered Agenda Item 152/23 Review of Service in confidence under section 90(2) and (3)(j) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the report, attachment and minutes be retained in confidence for a period of 12 months and/or the Chief Executive Officer is authorised to release the documents when the final report is published and that this order be reviewed every 12 months.

Moved Councillor Lindop, Seconded Councillor Lonie

Carried Unanimously

CONFIRMED

23 May 2023

MAYOR