

18.2 **Commercial Licence Extension (Report No: 72/23)****Motion – Exclusion of the Public – Section 90(3)(d) Order****C140323/7385**

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: 72/23, Commercial Licence Extension 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: 72/23, Commercial Licence Extension 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 prejudice the commercial position of the person who supplied the information.

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 Snewin, Seconded Councillor Lonie

Carried Unanimously

The RD Jones Group currently have a licence to operate the Moseley Beach Club on Glenelg Beach from November to March. They have formally requested an extension to trade until 16 April 2023 to take advantage of the tourism and promotional opportunities presented by AFL Gather Round taking place in Adelaide 13-16 April 2023.

Motion

1. That Council grant an extension of RD Jones Group's existing licence to operate the Moseley Beach Club until 16 April 2023, with the beach to be completely vacated by 19 April 2023.

RETAIN IN CONFIDENCE - Section 91(7) Order

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2. That having considered Agenda Item 18.2 Report No: 72/23, Commercial Licence Extension, in confidence under section 90(2) and (3)(d) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the report and minutes be retained in confidence for a period of six months and/or the Chief Executive Officer is authorised to release the documents when the extended dates are publicised.

Moved Councillor Patton, Seconded Councillor Kane

Carried

CONFIDENTIAL