

Late Addendum Report

a52 [CS-CM] Code of Meeting Practice Version 2.4.1

SUBMITTED BY: Acting Director

Valid



Civic Leadership

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Civic Leadership
 - 1.2 Improve decision making by engaging stakeholders and taking into account community input
 - 1.2.1 Council will be underpinned by good governance and transparency in its decision making process
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SUMMARY OF REPORT:

This report proposes a change to the Code of Meeting Practice to correct a current anomaly, with particular reference to the Planning Committee.

The proposed amendment provides greater clarity in relation to the framing and proposing of amendments to Planning Committee matters.

RECOMMENDATION:

That Council:

1. Updates the Code of Meeting Practice Versions 2.4.1 Part 5.13 - Unacceptable Motions by the following:
 - Deletion of the wording - *"is an amendment which is a direct negative of the motion which it proposes to amend"*, and be replaced by the addition of the wording - *"in all but town planning matters and land use applications, is an amendment which is a direct negative of the motion which it proposes to amend."*
2. Dispenses with the requirement of advertising the minor amendment and in accordance with Section 161 of the Local Government Act 1993 adopts the Code of Meeting Practice version 2.4.1.

REPORT:

This report proposes a change to the Code of Meeting Practice to correct a current anomaly, with particular reference to the Planning Committee.

The proposed amendment provides greater clarity in relation to the framing and proposing of amendments to Planning Committee matters.

Within the current Code of Meeting Practice under Part 5.13 - Unacceptable Motions - it currently contains the following:

"The Chair may rule that a Motion or an amendment is out of order if, in the view of the Chair, the proposed motion:

- is an amendment which is a direct negative of the motion which it proposes to amend."*

This aspect of the Unacceptable Motions area has placed a particular burden on Council when it is considering the outcome of Town Planning and Land Use Applications. Research into this aspect of the Code of Meeting Practice of other New South Wales Councils has revealed that Holroyd City Council has the following wording that takes into account the current anomaly being experienced by Council:

"The Chair may rule that a Motion or an amendment is out of order if, in the view of the Chair, the proposed motion:

- in all but town planning matters and land use applications, is an amendment which is a direct negative of the motion which it proposes to amend."*

The inclusion of this proposed clause and the deletion of the current clause will alleviate the current dilemma that exists within the current Code of Meeting Practice, Part 5.13.

As the proposed amendment is minor in nature and only having an effect on the way that Councillors may deal with Town Planning matters and Land Use Applications, it is proposed to dispense with the advertising requirement and adopt the Code of Meeting Practice Version 2.4.1 with this updated wording inserted into Part 5.13. The adoption of the Code in this manner will enable it to be in place for the next Planning Committee Meeting, scheduled for 3 July 2014.

OPTIONS:

1. Adopt the proposed changed wording to Part 5.13 of the Code of Meeting Practice.
2. Not adopt the proposed the wording and retain the Code of Meeting practice in its current format.

CONCLUSION:

Amendment of the Code of Meeting Practice is necessary to ensure that correct meeting procedure is followed.

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COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice v2.4.1

b. Budget/Long Term Financial Plan:

Expenditure incurred on Council Meetings is included within the Annual Budget.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

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