CONFIDENTIAL ITEMS 2003 – JULY 2026

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released

	All Information released
	Part Information released
	Information remains Confidential

	2003								
A1	20 Jan 03	Mt Barker Institute – Offer to Purchase							Released
A2	7 April 03	Proposal to Establish School							Released
1	23 July 03	Cameron Road	**Reasons:** S90(3)(b), (e) and (h) of the Local Government Act 1999 the District Council of Mount Barker orders that the public be excluded from attendance at the meeting to consider in confidence matters pertaining to and affecting Council land, the consideration of which requires regard to be had to legal advice received and consideration of commercial information of a confidential nature which could reasonably be expected to prejudice the commercial position of the Council the disclosure of which would, on balance, be contrary to the public interest.	Discussion, Agenda, Attachment, Minutes	Further information is yet to be considered by Council Released under delegated authority	Maintain Confidential Order until 2015 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	3 Sep 12	2 Sept 13	Released 10/12/12

CONFIDENTIAL ITEMS 2003 – JULY 2026

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
1a	4 Aug 03	Dunn Park & Bick Park Management Committee							13 Sept 05
1b	1 Sept 03	Callington Oval							Released
2	20 Oct 03	Car Parking within the Township	**Reason:** S 90(3)(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 public interest	Discussion, Agenda, Attachment, Minutes	Release	Release and make public	7 Sept 09	-	6 Sept 10 On web 9 Sept 2010
2a	1 Dec 03	Mt Barker Caravan Park							13 Sept 05
	2004								
2b	16 Feb 04	Mt Barker Caravan Park							13 Sept 05
2c	1 Mar 04	Option to Purchase – Paech Road (Lot 912 Sims Road)							4 Sept 06

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
2d	3 May 04	Mt Barker Caravan Park		Report & Minutes & Attachment					Released
2e	18 May 04	Review of Confidential Reports		Report & Minute					Released
2f	7 June 04	Request for rates to be remitted 263 North Terrace Callington		Report & Minute					Released
2g	21 June 04	Hahndorf Resort		Report & Minute					Released
3	21 Jun 04	Cameron Road	**Reason:** S 90 (3) (b), (e) and (h) of the Local Government Act 1999 the District Council of Mount Barker orders that the public be excluded from attendance at the meeting to consider in confidence matters pertaining to and affecting Council land, the consideration of which requires regard to be had to legal advice received and consideration of commercial information of a confidential nature which could reasonably be expected to prejudice the commercial position of the Council the disclosure of which would, on balance, be contrary to the public interest.	Discussion, Agenda Attachment Minutes	Further information is yet to be considered by Council Released under delegated authority	Extend Confidential Order until 2015 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	3 Sept 12	2 Sept 13	Released 10/12/12

CONFIDENTIAL ITEMS 2003 – JULY 2026

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
3a	6 Sept 04	Mt Barker Regional Town Centre Car Parking & Urban Design PAR for Concurrent Consultation & Interim Operation		Report & Minute					Released
3b	11 Oct 04	Future Landfill Operations & Council's Continuing Involvement with AHWMA		Report & Minute					Released
	2005								
3c	7 Feb 05	Mt Barker Caravan Park – Disposal of Land		Report & Minute					Released
4	17 May 05	Car Parking within the Township	S 90(3)(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	Discussion, Agenda, Attachment & Minutes	Release	Release and make public	6 Sept 2010		6 Sept 10 On web 9 Sept 2010

CONFIDENTIAL ITEMS 2003 – JULY 2026

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			(ii) would on balance be contrary to public interest						
4a	20 June 05	Mt Barker Caravan Park – Disposal of Land		Report & Minute					Released
4b	15 August 05	Confidential Park N Ride		Report & Minute					Released
4c	5 Sept 05	Proposed Road Closure – Portion of East Crescent, Nairne		Attachment 3					Released
4d	13 Sept 05	Staff Accomn Redevelopmnt		Report & Minute					Released
4e	17 Oct 05	Tender 2005.004 – Water Treament Tender 2005.005 – Bituminous Resurfacing		Tender Assessment Attachments					Released
4f	21 Nov 05	Chief Executive Officer Performance & Review of Contract		Report & Minute					Released

CONFIDENTIAL ITEMS 2003 – JULY 2026

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
4g	19 Dec 05	Tender 2005.007 Supply Construction installation & Commissioning of MBWTP Upgrade		Minute					Released
	2006								
5	16 Jan 06	Monarto Quarries	**Reason:** S 90(3)(b) information the disclosure of which: (i) could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting or proposing to conduct, business, or to prejudice the commercial position of the Council; and (ii) would, on balance, be contrary to the public interest.	Discussion, Agenda, Attachment & Minutes	Negotiation with landowners ongoing .	Extend Confidential Order to September 2013 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	6 Sep 10	5 Sept 11	RELEASE 5 Sept 11
5a	6 Feb 06	Strategic Land Purchase – Multi Deck Car Park Regional Town Centre		Minute					Released
5b	20 Feb 06	Road Closure – Portion of		Report					Released

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
		Packard Street, Nairne							
5c	6 March 06	Monarto Quarries Draft Business Plan		Minute & Report					Released
6	6 Mar 06	Morphett Street Drainage	**Reason:** To enter into discussions to acquire land for the purpose of constructing a flood control basin and commission preliminary designs for the basin.	Discussion, Agenda, Attachment & Minutes	Discussions and negotiations ongoing	Extend Confidential Order to September 2017 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	6 Sept 10	5 Sept 11	RELEASE 5 Sep 11
6a	18 April 06	Monarto Quarries Business Plan		Minute & Report					Released
6b	1 May 06	Strategic Land Purchase – Future Multi Deck Car Park Regional Town Centre – Update Report		Report & Minute					Released
6c	1 May 06	Stormwater Management Policy		Minute					Released

CONFIDENTIAL ITEMS 2003 – JULY 2026

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
		Framework & Update							
6d	5 June 06	Monarto Quarries		Report					Released
7	19 June 06	Flood Retention Basin	**Reason:** S 90(3)(b) information the disclosure of which: (i)could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting or proposing to conduct, business, or to prejudice the commercial position of the Council; and (ii) would, on balance, be contrary to the public interest.	Discussion, Agenda, Attachment & Minutes	Options have not concluded	Extend Confidential Order to September 2017 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	6 Sep 10	5 Sept 11	RELEASE 5 Sep 11
8	19 July 06	Developer contributions	**Reason:** S 90(3)(b) information the disclosure of which: (i) could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting or proposing to conduct, business, or to prejudice the commercial position of the Council; and (ii) would, on balance, be contrary to the public interest.	Attachment 1	Letters contain information that is not suitable for release	Release and make public the Agenda, Attachments (2, 3, 4) and the minutes. Attachment 1 - Extend Confidential Order to September 2015 The Chief Executive Officer be delegated the authority to revoke all or part of	6 Sept 10	5 Sept 11	RELEASE 5 Sep 11 Agenda, Attachments 2,3,4 and minutes - released 6 Sept 10 On web 9 Sept 2010

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
						the order and directed to present a report containing the item for which the confidentiality has been revoked.			
9	7 Aug 06	Financial Contributions Towards the Morphett Street Stormwater Infrastructure Upgrade	**Reason:** S 90(3)(b) information the disclosure of which: (i)could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting or proposing to conduct, business, or to prejudice the commercial position of the Council; and (ii) would, on balance, be contrary to the public interest.	Discussion Agenda Attachment Minutes	Discussions and negotiations ongoing	Extend Confidential Order to September 2017 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	6 Sept 10	5 Sept 11	RELEASE 5 Sep 11
10	7 Aug 06	Developer Contributions – Receipt of Submissions	**Reason:** S 90(3)(b) information the disclosure of which: (i)could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting or proposing to conduct, business, or to prejudice the commercial position of the Council; and	Attachment 3	Legal advice may be required in future negotiations on other sites	Release and make public Agenda, Attachments 1 & 2, and Minutes. Attachment 3 - Extend Confidential Order to September 2015	6 Sept 10	5 Sept 11	RELEASE 5 SEP 11 Agenda, attachments 1 & 2 and minutes – released 6 Sept 2010

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			(ii) would, on balance, be contrary to the public interest. (h) Legal advice			The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.			On web 9 Sept 2010
10 a	21 Aug 06	Land Acquisition – Proposed Freeway Interchange		Minute & Report					Released
10 b	4 Sept 06	Review of Confidential Reports		Report & Minute					Released
10 c	6 Sept 06	Meadows Infrastructure		Minute					Released
10 d	16 October 06	Tender 2006.004 Anembo Park Facilities Development		Minute					Released
11	16 Oct 06	Lease of Fitness Centre at Adelaide Hills Recreation centre	**Reason:** S 90(3) (d) Commercial information of a confidential nature (not being a trade secret) the disclosure of which: (iii) could reasonably be expected to prejudice the commercial	Attachments 2-5	Commercial in confidence information provided All released under	Maintain Confidential Order until contract expiration (31 December 2011 – extended to 31 December 2012).	3 Sept 12	2 Sept 13	Attachments released 10/12/12

CONFIDENTIAL ITEMS 2003 – JULY 2026

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			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 Public interest (h) Legal advice		delegated authority.	The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.			
11 a	18 December 06	Proposed Land Acquisition		Minute & Report					Released
11 b	15 Jan 07	Potential Acquisition of Land		Discussion, reports, attachments, minutes					Released
	2007								
12	15 Jan 07	YMCA	**Reason:** S 90(3) (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 public interest	Discussion, Agenda and Attachment Released under delegated authority	Commercial in confidence information provided	Maintain Confidential Order until contract expiration (31 December 2011 – extended to 31 December 2012). The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a	3 Sept 12	2 Sept 13	Released 10/12/12

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
						report containing the item for which the confidentiality has been revoked.			
12 a	5 Feb 07	Tender 2006.016 Alexandrina Road Reconstruction		Attachment					Released
13	19 Feb 07	YMCA	**Reason:** S 90(3) (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 public interest	Agenda Report	Commercial in confidence information provided Released under delegated authority	Maintain Confidential Order until contract expiration (31 December 2011 – extended to 31 December 2012). The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	3 Sept 12	2 Sept 13	Released 10/12/12

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
14	5 Mar 07	Contract Variation – Management of the Adelaide Hills Recreation Centre	**Reasons:** Pursuant to Section 90(3)(d) 1. The Council is satisfied that 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 that the financial details of the YMCA will be provided and discussed. 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. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the tenderer.	Attachment	Commercial in confidence information provided All released under delegated authority	Maintain Confidential Order until contract expiration (31 December 2011 – extended to 31 December 2012). The CEO be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	3 Sept 12	2 Sept 13	Released 12/12/12

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
14 a	7 May 07	Sale of Allotments 3,4,5,6 & 7 Britannia Road, Nairne							Released
14 b	2 July 07	Appointment of Audit Committee Independence Member							Released
14 c	6 August 07	Tender 2006.005 Septic Tank Desludging							Released
14 d	20 August 07	Tender 2006.005 Septic Tank Desludging							Released
14 e	3 Sept 07	Update on proposed sale of Allotments at Britannia Road and Chapman Crs Nairne							Released

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
15	17 Sept 07	Tender- Bulk Waste Cartage	**Reasons:** S 90(3) (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 public interest	Attachment 3	Release	Release and make public	6 Sept 10		6 Sept 10 On web 9 Sept 2010
16	12 Oct 07	Town Centre Multi Deck Car Park	**Reason:** S 90(3)(b) information the disclosure of which: (iii) could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting or proposing to conduct, business, or to prejudice the commercial position of the Council; and (ii) would, on balance, be contrary to the public interest.	Discussion, agenda, attachment, minute	Release	Release and make pubic	6 Sept 10		Part related to Anglican Church released on 17 March 08 Remaining information released 6 Sept 2010 On web 9 Sept 2010

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
16 a	5 Nov 07	Local Government Centre Relocation		Minute & Report					Released
16 b	5 Nov 07			Att 4					Released
17	26 Nov 07	CEO's review	**Reasons:** 2Pursuant to Section 91(7) That having considered Agenda Item 16.5, in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7)(b) of the Act orders that the 26 November 2007 - report 3 November 2008 – report and attachment 15 March 2010 – report and attachment 20 September 2010 - report, attachment and minutes be retained in confidence until 4 September 2012 and that this order be reviewed every 12 months.	Discussion, Agenda &	Personal affairs of an employee	Be retained in confidence until 4 September 2012 and that this order be reviewed every 12 months. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	5 Sept 11	4 Sept 12	Release minute only 5 Sep 11 Agenda released 27 Mar 12

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
17 a	3 Dec 07	Strategic Land Parcels							Released
	2008								
18	21 Jan 08	Adelaide Hills Recreation Centre Annual Report	**Reasons:** Pursuant to Section 90(3)(d) 1. The Council is satisfied that 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 that the financial details of the YMCA will be provided and discussed. 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. The Council is satisfied that the principle that the meeting be conducted in a place open	Attachment	Commercial in confidence information provided All released under delegated authority	Maintain Confidential Order until contract expiration (31 December 2011 – extended to 31 December 2012). The CEO be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	3 Sept 12	2 Sept 13	Released 12/12/12

CONFIDENTIAL ITEMS 2003 – JULY 2026

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the tenderer.						
18 a	3 Mar 08	Strategic Land Parcels		Minute & Report					Released
18 b	16 June 08	Strategic Land Parcels							Released
18 c	14 July 08	Possible acquisition of land for TWW Storage							Released
18 d	1 Sept 08	Review of Confidential reports							Released
18 e	15 Sept 08	Possible Land Acquisition							Released
18 ea	7 Oct 08	Strategic Land Parcel							Released
18 f	20 Oct 08	Proposed Land Acquisition							Released
19	20 Oct 08	Ombudsman's Report	**Reason:** S 90(3)(a) Information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any persons (living or dead) 2.Pursuant to Section 91(7)	Discussion, Agenda, Attachment & Minutes	Matter relates to personal affairs of an employee	Be retained in confidence until the staff members are no longer employed by Council and that this order be reviewed every 12 months.	17 Jun 13	2 Sept 13	Minute released Agenda item part released Att part

CONFIDENTIAL ITEMS 2003 – JULY 2026

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			That having considered Agenda Item 16.2, in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7)(b) of the Act orders that the reports, attachments and all minutes regarding the Ombudsman's reports dated: 20 October 2008 15 December 2008 15 June 2009 be retained in confidence until the staff members are no longer employed by Council and that this order be reviewed every 12 months.			The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked. **SUPERSEDED – Refer to Documents #73**			Part released 17/6/13 – on web 20/6/13
20	3 Nov 08	Chief Executive Officer's Review	**Reason:** 2Pursuant to Section 91(7) That having considered Agenda Item 16.5, in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7)(b) of the Act orders that the 26 November 2007 - report 3 November 2008 – report and attachment 15 March 2010 – report and attachment 20 September 2010 - report, attachment and minutes	Discussion, Agenda, Attachment	Matter relates to personal affairs of an employee	Be retained in confidence until 4 September 2012 and that this order be reviewed every 12 months. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the	5 Sept 11	4 Sept 12	Release minute only 5 Sep 11 Agenda released 27 Mar 12

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			be retained in confidence until 4 September 2012 and that this order be reviewed every 12 months.			confidentiality has been revoked.			
20 a	3 Nov 08	Possible Land Acquisition		Minute & Report					Released
21	15 Dec 08	Ombudsman's Report	**Reason:** S 90(3)(a) Information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any persons (living or dead) 2.Pursuant to Section 91(7) That having considered Agenda Item 16.2, in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7)(b) of the Act orders that the reports, attachments and all minutes regarding the Ombudsman's reports dated: 20 October 2008 15 December 2008 15 June 2009 be retained in confidence until the staff members are no longer employed by Council and that this order be reviewed every 12 months.	Discussion, Agenda & Attachment & Minutes	Matter relates to personal affairs of an employee	Be retained in confidence until the staff members are no longer employed by Council and that this order be reviewed every 12 months. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	17 Jun 13	2 Sept 13	Minute released Agenda item part released Att 1 Part released Att 2 – released Att 3 – released Att 4 – released 17/6/13 – on web 20/6/13
	2009								
22	2 Feb 09	DAP Members	**Reason:** S 90(3)	Attachment 3	Personal information in	Attachment 3	6 Sept 10	5 Sept 11	RELEASE 5 Sep 11

SUPERSEDED – Refer to Documents #74

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			(a)information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).		the attachments	Extend Confidential Order until term of DAP membership has expired (February 2011)			
22 a	16 Feb 09	Strategic Land Parcel – Stephenson Land Prudential Report & Acquisition		Minute & Report					Released
23	16 Mar 09	Morphett St Stormwater Infrastructure Upgrade	**Reason:** S 90(3) (h) Legal advice (i) Information relating to actual litigation, or litigation that the Council or Council Committee believes on reasonable grounds will take place, involving the Council or an employee of the Council	Discussion, Agenda, Attachment & Minutes	No longer confidential	Maintain Confidential Order to September 2017. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	5 Sept 11	4 Sept 12	On web 29/8/12

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
24	1 June 09	Investigation into Alleged Breach of Code of Conduct - Elected Members	**Reason:** The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of current staff members and a council member. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances the disclosure of details of a current staff member and council member may affect their ability to undertake their duties.	Discussion, Agenda, Attachments **1,2,3,7,8,9 &** & minutes	Matters relates to personal information **Under delegated authority release attachments 4,5 & 6 as there are not confidential items.** Minute only released under delegated authority as provided to member of the public as part of an external FOI review November 2012.	Be retained in confidence until the staff members are no longer employed by Council and the Council Member is no longer a council member with the District Council of Mount Barker, and that this order be reviewed every 12 months. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	17 Jun 13		29/8/12 on web att 4,5,6 only Minutes released 12/12/12 Remaining items released by Council 17/6/13 – refer doc # 71 on web 20/6/13
24 a	15 June 09	Tender 2008.022 Mt Barker WWTP Upgrade		Minute & Report					Released

SUPERSEDED – Refer to Documents #71

CONFIDENTIAL ITEMS 2003 – JULY 2026

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
25	15 Jun 09	Ombudsman's Report	**Reason:** S 90(3)(a) Information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any persons (living or dead) 2.Pursuant to Section 91(7) That having considered Agenda Item 16.2, in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7)(b) of the Act orders that the reports, attachments and all minutes regarding the Ombudsman's reports dated: 20 October 2008 15 December 2008 15 June 2009 be retained in confidence until the staff members are no longer employed by Council and that this order be reviewed every 12 months.	Discussion, Agenda, Attachment & Minutes **(other than Code documents & Minutes)**	Matter relates to personal affairs of a staff member. **Under delegated authority release attachments Policy document – Code of Conduct Employees**	Be retained in confidence until the staff members are no longer employed by Council and that this order be reviewed every 12 months. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	17 Jun 13	3 Sept 13	On web 29/8/12 – Policy Document attach only Minute released Report item released Omb report part released Letter to Omb part released 17/6/13 on web 20/6/13

SUPERSEDED – Refer to Document #75

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
26	6 July 09	Laratinga Public Art Project	**Reason:** S 90(3)(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;	Discussion, Agenda, Attachment	Commercial information Released under delegated authority	Release and make public the Minute. Extend Confidentiality Order for Discussion, Agenda and Attachment to 21 September 2015 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	3 Sept 12	2 Sept 13	Minute released – 6 Sept 2010 On web 9 Sept 2010 Agenda and attachment released 10/12/12
26 A	6 July 09	Monarto Quarries – Situation Overview & Future Operations	**Reason:** S 90(3) (b) information the disclosure of which – i) Could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct business, or to prejudice the commercial position of council; and ii) Would, on balance, be contrary to the public interest. And	Discussion, reports attachments and minutes	Commercial information	Confidential until 6 July 2010			Released 6 July 2010

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			(d) Commercial information of a confidential nature (not being a trade secret) the disclosure of which – i) Could reasonably be xpected ii) to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and iii) Would, on balance, be contrary to the public interest.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
27	6 July 09	Morphett Street Stormwater and Soil Contamination Update	**Reason:** S 90(3)(b) information the disclosure of which – (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct business, or to prejudice the commercial position of council; and (ii) would, on balance, be contrary to the public interest.; And (i) information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council;	Discussion, Agenda, Attachment & Minutes	No longer confidential – revoked under delegation	Maintain Confidentiality Order to September 2017 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	5 Sept 11	4 Sept 12	On web 29/8/12
27 A	20 July 09	Tender – Raising and Crushing Rubble at Monarto Quarries	**Reason** S 90 (3) (k) tenders for the supply of goods, the provision of services or the carrying out of works.	Attachment 1	Commercial information	20 July 2010			Released 20 July 2010

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
27 B	20 July 09	Laratinga Trail Stage 2	**Reason** S 90 (3) (k) tenders for the supply of goods, the provision of services or the carrying out of works.	Attachment 1	Commercial information	20 July 2010			Released 20 July 2010
28	20 July 09	Crystal Lake Camp	**Reason:** (h) Legal Advice	Attachment 3	Revoked under delegation	No extension required – currently at 20 July 2014 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	5 Sept 11	4 Sept 12	On web 29/8/12
28 A	3 Aug 09	Tender – Raising and Crushing Rubble at Monarto Quarries	**Reason** S 90 (3) (k) tenders for the supply of goods, the provision of services or the carrying out of works.	Discussion, reports, attachments and minutes	Commercial information				Released 20 July 2010

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
29	17 Aug 09	Code of Conduct – Elected Members	**Reason:** 2. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of current staff members and a council member. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances the disclosure of details of a current staff member and council member may affect their ability to undertake their duties.	Report, Discussion & Attachments **2 & part of 3**	Matter relates to personal information **Under delegated authority release part of attachment 3 – Code of Conduct Elected Members and Investigation Procedure & Central Psychology Services information brochure only; and attachments 4,5 as these are not confidential documents**	Be retained in confidence until the staff members are no longer employed by Council and the Council Member is no longer a council member with the District Council of Mount Barker, and that this order be reviewed every 12 months. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked. **SUPERSEDED – Refer to Documents #72**	17 Jun 13		On web 29/8/12 Only parts of att 3, & att 4, 5 Council Report 17/8/09 and Attachment 1 released 12/12/12 Remaining item released by Council 17/6/13 – on web 20/6/13

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					Under delegated authority – the Council report and Attachment 1 only were released as they were provided to a member of the public as a result of an external FOI				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
29 A	17 Sep 09	Confidential Progress Report to Audit Committee	**Reason:** (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).	discussion, reports, and minutes		Discussion, reports, and minutes relating to this item be kept confidential until 17 September 2010.			RELEASE 17 Sept 2010

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
30	21 Sept 09	Monarto Quarries Expression of Interest Process	**Reason:** 2.Pursuant to Section 91(7) That having considered Agenda Item 16.4, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report and attachments of 21 September 2009 be retained in confidence until council publicly seeks expressions of interest in the future ownership and/or management of Monarto Quarries.	Discussion Reports & attachments	Revoked under delegation	Be retained in confidence until council publicly seeks expressions of interest in the future ownership and/or management of Monarto Quarries. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	5 Sept 11	4 Sept 12	On web 29/8/12
31	6 Oct 09	Laratinga Public Art	**Reason:** (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;	Discussion Reports & attachments	Commercial information All released under delegated authority	Extend Confidential Order to 21 September 2015. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the	3 Sept 12	2 Sept 13	Report and attachments released 10/12/12

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			and would, on balance, be contrary to the public interest;			item for which the confidentiality has been revoked.			
32	16 Nov 09	Morphett Street Stormwater Project & Related Contamination	**Reason:** (b) information the disclosure of which – could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct business, or to prejudice the commercial position of council; and would, on balance, be contrary to the public interest. And (i) information relating to actual litigation, or litigation that the council or council committee believes on reasonable grounds will take place, involving the council or an employee of the council;	Discussion Reports & attachments, minutes	Revoked under delegation	Extend Confidential Order to September 2017 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	5 Sept 11	4 Sept 12	On web 29/8/12
33	16 Nov 09	Tender 2009.008 Bitumen Works	**Reason:** k) tenders for the supply of goods, the provision of services or the carrying out of works.	Attachment 1	Contract still in progress	Extend Confidential Order to 5 September 2011 The Chief Executive Officer be delegated the authority to revoke all or part of the order and	6 Sept 10	5 Sept 11	RELEASE 5 Sept 11

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
						directed to present a report containing the item for which the confidentiality has been revoked.			
34	21 Dec 09	Land Acquisition Surrounding the Proposed Roundabout @ Bald Hills / Springs Road	**Reason:** (b) information the disclosure of which: (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and (ii) would, on balance be contrary to the public interest.	Reports, Attachments Minutes	Revoked under delegation 28/8/12	Maintain Confidential Order to September 2017. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	5 Sept 11	4 Sept 12	On web 29/8/12
35	21 Dec 09	Tender 2009.002 – Reserves Mowing & Slashing	**Reason:** (j) tenders for the supply of goods, the provision of services or the carrying out of works.	Attachment	Release	Release and make public	6 Sept 10	5 Sept 11	6 Sept 10 On web 9 Sept 2010

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
	2010								
36	18 Jan 10	Deputation – Land Acquisition Surrounding the Proposed Roundabout at Bald Hills / Springs Road	**Reason:** (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);	Discussion and addendum	Revoked under delegation	Confidential Order to be extended to September 2017 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	5 Sept 11	4 Sept 12	On web 29/8/12
37	18 Jan 10	Proposed Sale of Portion of the Haines Road Reserve and Development of the Crown Reserve	**Reason:** (b) information the disclosure of which: (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and (ii) would, on balance be contrary to the public interest.	Discussion, reports, attachments and minutes	Discussions ongoing	Extend Confidential Order until 2012 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	6 Sept 10	5 Sept 11	RELEASE 5 Sept 11

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
38	18 Jan 10	Tender 2009.009 Construction of 120 ml Treated Waste Water Storage Dam	**Reason:** (k) tenders for the supply of goods, the provision of services or the carrying out of works.	Discussion, reports, attachments and minutes	Release	Release and make public	6 Sept 10	5 Sept 11	6 Sept 2010 On web 9 Sept 2010
39	1 Feb 10	Morphett Street Stormwater Project & Related Contamination	**Reason:** (b) information the disclosure of which: (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and (ii) would, on balance be contrary to the public interest.	Discussion, reports, attachments and minutes	Revoked under delegation	Maintain Confidential Order to September 2017 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	5 Sept 11	4 Sept 12	On web 29/8/12
40	15 Feb 10	Land Acquisition Surrounding the Proposed Roundabout at Bald Hills / Springs Road	**Reason:** (b) information the disclosure of which: (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and (ii) would, on balance be contrary to the public interest.	Discussion, reports, attachments and minutes	Revoked under delegation	Maintain Confidential Order to 31 August 2013 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the	5 Sept 11	4 Sept 12	On web 29/8/12

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
						confidentiality has been revoked.			
41	1 March 2010	Guarantee for Mt Barker Bowling Club Loan Application	**Reason:** (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;	Report and attachments	Information provided still relevant	Extend Confidential Order to Sept 2013 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	6 Sept 10	5 Sept 11	RELEASE 5 Sept 11
42	15 Mar 10	CEO Review	**Reasons:** 2Pursuant to Section 91(7) That having considered Agenda Item 16.5, in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7)(b) of the Act orders that the 26 November 2007 - report 3 November 2008 – report and attachment 15 March 2010 – report and attachment 20 September 2010 - report, attachment and minutes	Attachment 3	Personal affairs of an employee Att 3 revoked under delegation	Be retained in confidence until 4 September 2012 and that this order be reviewed every 12 months. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the	5 Sept 11	4 Sept 12	Report and attach 1 & 2 released 27 Mar 12 Attach 3 released 1/8/12 on web 29/8/12

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			be retained in confidence until 4 September 2012 and that this order be reviewed every 12 months.			confidentiality has been revoked.			
43	15 Mar 10	Network & Administrative System Upgrade	**Reasons:** (l) tenders for the supply of goods, the provision of services or the carrying out of works.	discussion, reports, attachment and minutes	Contract in progress	Extend Confidential Order until September 2013. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked	6 Sept 10	5 Sept 11	RELEASE 5 Sept 11
44	15 Mar 10	Mann / Cameron / Gawler Roundabout	**Reasons:** (k) tenders for the supply of goods, the provision of services or the carrying out of works.	discussion, reports, attachment and minutes	Release	Release and make public	6 Sept 10		6 Sept 10 On web 9 Sept 2010

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
45	6 April 10	Monarto Quarries Crushing Contract	**Reason:** 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; and (h) legal advice	report, attachments and minutes	Release	Release and make public	6 Sept 10		6 Sept 10 On web 9 Sept 2010
46	19 Apr 10	Morphett Street – Soil Contamination	**Reason:** (b) information the disclosure of which: (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and (ii) would, on balance be contrary to the public interest.	discussion, reports, attachment and minutes	Revoked under delegation	Maintain Confidential Order to September 2017. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked	5 Sept 11	4 Sept 12	On web 29/8/12

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47	3 May 10	Deputation – Land Acquisition Surrounding the Proposed Roundabout at Bald Hills / Springs Road	**Reason:** a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);	Discussion	No longer confidential	Maintain Confidential Order to September 2017. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked	5 Sept 11	4 Sept 12	On web 29/8/12
48	7 June 10	Proposed Sale of Property	**Reason:** a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);	Documents and minutes	Process not yet concluded	Extend Confidential Order to September 2011. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked	6 Sept 10	5 Sept 11	RELEASE 5 Sept 11

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
49	7 June 10	Bald Hills Road Stage 1A & 1B Construction	**Reason:** (k) tenders for the supply of goods, the provision of services or the carrying out of works.	Documents attachments , minutes	Contract in process	Extend Confidential Order unit September 2011 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked	6 Sept 10	5 Sept 11	RELEASE 5 Sept 11
49A	7 June 10	Ministerial DPA	**Reason** Minister requested document be received as confidential	Attachment		Until formal public ministerial DPA consultation period commences			Released when consultation period commenced

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
50	21 June 10	Monarto Quarries Crushing Contract	**Reason:** 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; and	Documents attachments, minutes	Commercial information still relevant	Extend Confidential Order to September 2011 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked	6 Sept 10	5 Sept 11	RELEASE 5 Sept 11
51	19 July 10	Morphett Street Soil contamination	**Reason:** h) legal advice	Documents attachments, minutes	No longer confidential.	Maintain Confidential Order to September 2017. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	5 Sept 11	4 Sept 12	On web 29/8/12

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
52	19 July 10	Councillor Code of Conduct	**Reason:** (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);	Report (excluding the Attachment)	Relates to personal information	No extension required. Minutes relating to the agenda item be released and that the report (excluding the Attachment) related to the agenda item be retained in confidence until 30 September 2012 and that this order be reviewed every 12 months. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	3 Sept 12	2 Sept 13	Released and on web 2/10/12

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53	6 Sep 10	Anembo Park Lighting	**Reason:** Section 90(2), 3(k), 91(7), 91(8)(b), 91(8)(ba), Tenders for the provision of Electrical and associated works for the Anembo Park Lighting Project. Information to be disclosed and discussed has the potential to impact adversely on each of the tenderers as competitive commercial information will be disclosed.	Report, Tender documents, Minutes (other than as detailed in resolution)		Retained until Final Completion of the contracted works. Details of the identity of the successful tenderer must be released once Council has made a selection. Details of the amount(s) payable by the Council under a contract for the provision of Electrical and associated works must be released once the contract has been entered into by all concerned parties.	N/A	5 Sep 11	RELEASE 5 Sept 11

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
54	6 Sep 10	Confidential – Sale of Property	**Reason:** 90(3)(a), 90(2), 91(7), 90(2) (3a), 91(7)(b), Personal affairs of ratepayers, in that details of their personal financial situation will be disclosed.	Documents and Minutes		Orders that the documents and all minutes be retained in confidence until 6 September 2015 and that the revocation of confidentiality be delegated to the Chief Executive Officer to determine when there is no legal or commercial need for continued confidentiality, and that this order be reviewed every 12 months.	N/A	5 Sep 11	RELEASE 5 Sept 11
54 A	20 Sep 10	Mt Barker to Callington Pipeline Pipe Diameter	**Reason:** S90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item 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;	Report, attachments and minutes		Orders that the report and attachments and minutes be retained in confidence until 31 December 2011 and that this order be reviewed every 12 months.			Released 27 Mar 12

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
55	20 Sep 10	Chief Executive Officer – Annual Performance Review	**Reason:** (a) 2. Pursuant to Section 91(7) (b) That having considered Agenda Item 16.5, in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7)(b) of the Act orders that the 20 September 2010 - report, attachment and minutes Be retained in confidence until 4 September 2012 and that this order be reviewed every 12 months.	Report, Attachments, Minutes	Revoked under delegated authority	Be retained in confidence until 4 September 2012 and that this order be reviewed every 12 months. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	5 Sept 11	4 Sept 12	On web 29/8/12
	2011								
56	7 March 11	Crystal Lake Camp Site	**Reason:** 90(2) (3)(a) (3)(h) Information relating to legal advice, which will be discussed in detail with council members.	Report Attachments Minutes		Orders that the report, attachments and all minutes be retained in confidence until settlement of the matter and that this order be reviewed every 12 months.	3 Sept 12		Released 3 Sept 2012

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
57	4 April 2011	DAP Membership	**Reason:** 90(2) (3)(a) 91(7) (b) Personal Information	Documents and all minutes (other than the names of the successful applicants)		26 March 2013 Orders that the documents and all minutes (other than the names of the successful applicants) be retained in confidence until 26 March 2013 and that this order be reviewed every 12 months.	3 Sept 12		Released 3 Sept 2012
58	6 June 2011	Offer of Property for Purchase	**Reason:** 90(2) (3)(b) 91(7) Prejudice the commercial position of the Council and/or the potential vendor	Report Minutes	Settlement occurred 13/12/11 – report to Council 19/12/11.	6 June 2012 Orders that the council report and all minutes remain confidential until 6 June 2012.	5 Sept 11	4 Sept 12	On web 29/8/12
59	20 June 2011	Crystal Lake Camp	**Reason:** 90(3)(h) 91(7) Legal advice	Report, Attachments, Minutes		Orders that the report, attachments and all minutes be retained in confidence until settlement of the matter and that this order be reviewed every 12 months.	5 Sept 11	4 Sept 12	Released 3 Sept 2012

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60	4 July 2011	Bald Hills Rd/Springs Rd Intersection Options & Land Acquisition	**Reason:** 90(3)(h) Information relating to compulsory land acquisition processes and legal advice.	Attachments Minutes		The report, attachments and all minutes be retained in confidence until settlement of the matter and that this order be reviewed every 12 months.	3 Sept 12	2 Sept 13	Released 3 Sept 2013
61	7 Nov 2011	Opportunity to Purchase Property	**Reason:** Section 90(3)(b), 90(2) – prejudice commercial position, contrary to public interest 91(7)	Report and all minutes.	Settlement occurred 13/12/11 – report to Council 19/12/11.	Orders that the council report and all minutes remain confidential until settlement has occurred or 3 months have elapsed, whichever occurs soonest.			Released (upon settlement) – On web 20/12/11
62	19 Dec 2011	Chief Executive Officer Review	That pursuant to Section 90(2) and 90(3) (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any persons (living or dead.) Section 91(7), (8) and (9) report, attachments and minutes	Report, attachments, minutes	Revoked under delgation	That Council orders that the relating to this be kept confidential and that the revocation of confidentiality be delegated to the Chief executive Officer to determine when there is no legal or commercial need for continued confidentiality, and that this order be			On web 29/8/12

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						reviewed every 12 months.			
	2012								
63	6 February 2012	Offer to Purchase Property	Pursuant to Section 90(3)(b) Pursuant to Section 90(2)." The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council and/or the potential vendor in that the information to be considered includes commercial costings and other financial information, the disclosure of which could prejudice the Council's commercial position during negotiations. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The	Report Attachments Minutes	6 months have elapsed	Pursuant to Section 91(7) of the Act orders that the council report, attachments and all minutes remain confidential until settlement has occurred or 6 months have elapsed, whichever occurs soonest.		August 2012	On web 29/8/12

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other potential contract negotiations. Section 91(7) Order That having considered Agenda Item 16.1 "Opportunity for Property Purchase" in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, attachments and all minutes remain confidential until settlement has occurred or 6 months have elapsed, whichever occurs soonest.						
64	20 February 2012	Monarto Quarries – Expression of Interest	<u>Section 90 (3) (d) and (k) Order</u> <u>Pursuant to Section 90(3)(d) and (k)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except The Chief Executive Officer, General Manager Council Services,	Report, Attachments, Minutes		That having considered Agenda Item 16.1 Monarto Quarries Expression of Interest in confidence under 90(2) and 3(d) and (k) of the Local	7 Sep 15	5 Sep 16	Released 11 August 2016

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			General Manager Corporate Services, General Manager Infrastructure and Projects and the Minutes Secretary be excluded from attendance at the meeting for Agenda Item 16.1 Monarto Quarries Expression of Interest. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in			Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes (other than as detailed below) be retained in confidence until the Expressions of Interest process is concluded and that this order be reviewed every 12 months.			

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the respondents to the Expressions of Interest invitation and the potential to impact adversely on each of the respondents as competitive commercial information would be disclosed. Section 91(7) Order Pursuant to Section 91(7)						
65	19 March 2012	Monarto Quarries – Expression of Interest	Section 90 (3) (d) and (k) Order Pursuant to Section 90(3)(d) and (k) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Infrastructure and Projects, General Manager Council Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 16.1 Monarto Quarries Expression of Interest. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be	Report, attachment and all minutes (other than as detailed below) be retained in confidence		Until the Expressions of Interest process is concluded and that this order be reviewed every 12 months.	7 Sept 15	5 Sept 16	Released 11 August 2016

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			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. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the respondents to the Expressions of Interest invitation and the potential to impact adversely on each of the respondents as competitive commercial information would be disclosed. Section 91(7) Order Pursuant to Section 91(7) That having considered Agenda Item 16.1 Monarto Quarries Expression of Interest in confidence under 90(2) and 3(d) and (k) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes (other than as detailed below) be retained in confidence						

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			until the Expressions of Interest process is concluded and that this order be reviewed every 12 months.						
66	7 May 2012	Offer to Purchase Property	Pursuant to Section 90(3)(b) Pursuant to Section 90(2)." The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council and/or the potential vendor in that the information to be considered includes commercial costings and other financial information, the disclosure of which could prejudice the Council's commercial position during negotiations. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of	Report Attachments Minutes		Pursuant to Section 91(7) of the Act orders that the council report, attachments and all minutes remain confidential for 12 months.	3 Sept 12		Released 3 Sept 2012

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other potential contract negotiations. Section 91(7) Order That having considered Agenda Item 16.1 "Opportunity for Property Purchase" in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, attachments and all minutes remain for 12 months.						
67	2 Oct 2012	Monarto Quarries – Request for Proposal	Section 90 (3) (d) Order Pursuant to Section 90(3)(d) 1.Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, the General Manager, Council Services, the General Manager, Corporate Services and the Minutes	report, attachment and all minutes		Section 91(7) Order Pursuant to Section 91(7) 5. That having considered Agenda Item Monarto Quarries Request for Proposal in confidence under	7 Sept 15	5 Sept 16	Released 11 August 2016

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Secretary be excluded from attendance at the meeting for Agenda Item Monarto Quarries Request for Proposal. The Council is satisfied that 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:			90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence until the Request for Proposal process is completed.			
68	5 Nov 2012	CEO Review 2012	pursuant to Section 90(2) and 90(3) of the Local Government Act 1999 as amended the District Council of Mount Barker orders that the public be excluded from attendance at the meeting to consider in confidence: (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any persons (living or dead); 1 determine that no officers be permitted to remain in the room;	Discussion		Agenda item and minute released immediately after the meeting.			Released 5 November 2012 Minutes and confidential agenda on web 9/11

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
69	3 Dec 2012	Adelaide Hills Region Waste Management Authority	1.Pursuant to Section 90(2) of the Local Government Act 1999, the Council orders that all members of the public, with the exception of the CEO, General Manager Corporate Services, General Manager Infrastructure and Projects, General Manager Council Services, Adelaide Hills Region Waste Management Authority CEO, and the Minute Secretary be excluded from attendance at the meeting for agenda item 16.1. The Council is satisfied that pursuant to section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - would prejudice the commercial position of the Council in that the Council as a member of the AHRWMA is engaged in negotiations with another party which includes detailed costings the disclosure of which would prejudice the Council's commercial position during the current ongoing negotiations.	Agenda Attachments		Pursuant to section 91(7) of the Local Government Act 1999, orders that the attachments, reports and minutes pertaining to this matter, including discussions and considerations, be retained in confidence until the negotiations are complete and the matter is determined, but not longer than 12 months.			Minute only released and on web 20/6/13 *Agenda and Attachments released on website 30 September 2022*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item 16.1 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 that the financial details of will be provided and discussed. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. 3. That having considered this matter in confidence under section 90(2) and 90 (3) (b) and (d) of the Local Government Act 1999, the Council, pursuant to section 91(7) of the Local Government Act 1999, orders that the attachments, reports and minutes pertaining to this matter, including discussions and considerations, be retained in confidence until the negotiations are complete and the matter is determined, but not longer than 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
	2013								
70	15 April 2013	Land Acquisition Opportunity	Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, General Manager Council Services, General Manger City Services, General Manager Infrastructure & Projects and the Executive Assistant to the Mayor and Chief Executive Officer be excluded from attendance at the meeting for the Agenda Item titled Land Acquisition Opportunity. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person/organisation with whom the Council is: - conducting business; and - would prejudice the commercial position of the Council in that the information to be considered includes financial information, the	Minutes Report Attachments	Extended at 7 April 2014 meeting Extended at 26 May 2014 meeting	Section 91(7) Order Pursuant to Section 90 (3) (b) & (d) That having considered the Agenda Item titled Land Acquisition Opportunity in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, attached documents and all minutes be retained in confidence until six months after a contract has been executed for the sale and purchase of the land or 15 April 2014 whichever is the sooner.	1 Sept 14	26 Feb 15	**All information released on web 13/2/15**

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			disclosure of which could prejudice the Council's commercial position during negotiations. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.						
71	17 June 2013	Review of Confidential Orders Associated with Code of Conduct	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer,		Considered in confidence only – all released immediately	2.Release the following documents: a) Attachment 1 –The Council report of 1 June 2009			Released 17/6/13 – on web 20/6/13

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
		Complaint (Council Member) Report 1 June 2009	General Manager Corporate Services, General Manager Council Services, General Manager Infrastructure & Projects, Minute Secretary, Risk and Governance Officer be excluded from attendance at the meeting for Agenda Item 16.1 Confidential Report – Review of Confidential Orders associated with the Code of Conduct (Council Member) Report 1 June 2009. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a staff member and Council member, in that details of staff performance and health status of the individuals will be discussed.. The Council is satisfied that the principle of the meeting being conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the health status and/or performance of the Council Member or staff member may be discussed.		after the meeting.	b) Attachment 2 – Complaint letter from R. Cambrell c) Attachment 3 – Complaint memo from P. McGinn d) Attachment 4– Complaint letter from D. Burt – released without prejudice e) Attachment 5 – Letter to Councillor Hamilton recommending mediation f) Attachment 6 – Letter from Ombudsman to Council g) Attachment 7 – Letter to R. Cambrell from Ombudsman h) Attachment 8 – Letter from Ombudsman to Council i) Attachment 9 – Letter to P. McGinn from Ombudsman.			

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
72	17 June 2013	Review of Confidential Attachment – Code of Conduct (Council Member) 17 August 2009	Section 90 (3) (a) Order Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Corporate Services, General Manager Council Services, General Manager Infrastructure & Projects Minute Secretary, Risk & Governance Officer, be excluded from attendance at the meeting for Agenda Item 16.2 Review of Confidential Attachment – Code of Conduct 17 August 2009 Attachment The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a staff member and Council Member will be discussed. The Council is satisfied that the principle of the meeting being conducted in a place open to the public has been outweighed in the circumstances because there will be discussion of a staff member and		Considered in confidence only – all released immediately after the meeting.	That Council release without prejudice the Attachment from Fiona Stevens, Central Psychology Services dated 3 August 2009.			Released by Council 17/6/13 – on web 20/6/13
73	17 June 2013	Review of Confidential Orders	Section 90 (3) (g) Order 1.Pursuant to section 90(2) of the Local Government Act 1999 the Council orders	Attachment 2 to report - the Council	The redacted parts of Council Report	Release Attachment 1 to this report - minute 47.2 from 20 October	7 Oct 25	Within 12 months	Att 1 released

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		Associated with Ombudsman's Report 20 October 2008	that all members of the public except, Chief Executive Officer, General Manager Corporate Services, General Manager Council Services, General Manager Infrastructure & Projects, Minute Secretary, Risk & Governance Officer, be excluded from attendance at the meeting for Agenda Item 16.3 Confidential Report – Review of Confidential Orders Associated with the Ombudsman's Report - 20 October 2008. 2.Pursuant to Section 90(3)(g) The Council is satisfied that, pursuant to section 90(3)(g) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information concerning matters that must be considered in confidence in order to ensure that the Council does not: *breach any law, order or direction of a court or tribunal constituted by law, *breach any duty of confidence, or *breach any other legal obligation or duty as a confidentiality agreement exists The Council is satisfied that the principle of the meeting being conducted in a place open to the public has been outweighed in the circumstances because detailed information about the confidentiality agreement cannot be released. Pursuant to Section 90(3)(a) The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in	Report – Confidential Ombudsman Report 20 October 2008 redacted paragraphs as shown relating to the confidentiality agreement remaining confidential; Attachment 3 to report - the Attachment 20 October 2008 – Ombudsman Report Executive Summary with redacted names of staff and complainants as shown remaining confidential.	of 20 October 2008 (attachment 2) be retained in confidence for the life of the confidential agreement; The redacted parts of Attachment Executive Summary of Ombudsman's report – 20 October 2008 (attachment 3) be retained in confidence until the staff members are no longer employed with Council; and The redacted parts of Attachment Executive Summary of Ombudsman's report – 20	2008 regarding the Ombudsman report Release Attachment 2 to this report - the Council Report – Confidential Ombudsman Report 20 October 2008 with redacted paragraphs as shown relating to the confidentiality agreement remaining confidential; Release Attachment 3 to this report - the Attachment 20 October 2008 – Ombudsman Report Executive Summary with redacted names of staff and complainants as shown remaining confidential. and this order be reviewed every 12 months.			Att 2, 3 part Released 17/6/13 – on web 20/6/13

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			relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of staff, in that details of staff performance will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because details of staff performance will be discussed. Section 91(7) Order 6.Pursuant to Section 91(7) That having considered Agenda Item 16.3 Confidential Report – Review of Confidential Orders associated with the Ombudsman's Report Provided to Council on 20 October 2008 in confidence under 90(2) and 3(g) & 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders		October 2008 (attachment 3) relating to the names of the complainant be retained in confidence for the life of the confidential agreement,				
74	17 June 2013	Review of Confidential Orders Associated with Ombudsman's Report provided to Council on 15 December 2008	Section 90 (3) (g) Order Pursuant to section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except, Chief Executive Officer, General Manager Corporate Services, General Manager Council Services, General Manager Infrastructure & Projects, Minute Secretary, Risk & Governance Officer, be excluded from attendance at the meeting for Agenda Item 16.4 Confidential Report – Review of	Redacted information as shown remaining confidential: Attachment 2 - The Council report of 15	The redacted parts of Council report of 15 December 2008 (attachment 2 to this report); and The redacted parts of the letter from the Council to the Ombudsman	Release the following items: Attachment 1 - minute 71.1 from 15 December 2008 regarding the Ombudsman's Report be released;	7 Oct 25	Within 12 months	Att 1 – released Att 2 – part released Att 3 – part released

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			Confidential Orders Associated with the Ombudsman's Report – 15 December 2008. Pursuant to Section 90(3)(g) The Council is satisfied that, pursuant to section 90(3)(g) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information concerning matters that must be considered in confidence in order to ensure that the Council does not: * breach any law, order or direction of a court or tribunal constituted by law, * breach any duty of confidence, or *breach any other legal obligation or duty as a confidentiality agreement exists. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because detailed information within the confidentiality agreement cannot be released. Section 90(3)(a) Pursuant to Section 90(3)(a) The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of existing	December 2008 Attachment 3 - A letter from Council to the Ombudsman dated 14 November 2008 Attachment 2 – page 198 – dot point 4 – be amended to redact the identity of the council officer.	dated 14 November 2008 (attachment 3 to this report) be retained in confidence the life of the confidential agreement; and until all staff members are no longer employed with Council or such lesser period as may be determined by the Chief Executive Officer; and that this order be reviewed every 12 months.	Attachment 4 – A letter from Council to the LGA dated 6 November 2008; Attachment 5 - A project brief; Attachment 6 - Information on the organisational review; and Attachment 7 - Customer Services categories Release with redacted information as shown remaining confidential: Attachment 2 - The Council report of 15 December 2008			Att 4 – released Att 5 – released Att 6 – released Att 7 released 17/6/13 – on web 20/6/13

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			and previous staff, in that details of staff performance will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because details of existing and previous staff performance is discussed. Section 91(7) Order 4.Pursuant to Section 91(7) That having considered Agenda Item 16.4 Confidential Report – Review of Confidential Orders associated with the Ombudsman's Report Provided to Council on 15 December 2008 in confidence under 90(2) and 3(g) & 3(a)of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act			Attachment 3 - A letter from Council to the Ombudsman dated 14 November 2008 Attachment 2 – page 198 – dot point 4 – be amended to redact the identity of the council officer.			
75	17 June 2013	Review of Confidential Orders Associated with Ombudsman's Report provided to Council on 15 June 2009	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, General Manager Corporate Services, General Manager Council Services, General Manager Infrastructure & Projects, Minute Secretary and the Risk and Governance Officer, be excluded from attendance at the meeting for Agenda Item 16.5 Confidential Report – Review of Confidential Orders Association	Redacted information as shown remaining confidential: Attachment 3 – Ombudsman investigation report; and	The redacted information within attachment 3 & attachment 4 be retained in confidence until relevant staff are no longer employed by Council or such lesser	Release: Attachment 1 - Council Minute 117.2 dated 15 June 2009; Attachment 2 - Council report 17.2 15 June 2009 'Confidential Ombudsman Report'	7 Oct 25	Within 12 months	Att 1 released Att 2 released Att 3 part released Att 4 part released 17/6/13

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			with the Code of Conduct Report 15 June 2009. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of staff members and complainants in that details of staff performance and personal details of residents' complaints will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the majority of staff subject to the report still work with Council and the information relates to their performance; and also includes matters personal to the complainants and will be discussed. Section 91(7) Order Pursuant to Section 91(7) That having considered Agenda Item Confidential Report – Review of Confidential Orders Association with the Code of Conduct Report 15 June 2009 in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that:	Attachment 4 – Mayor's response to Ombudsman's report. Attachment 3 – page 231 at 1.4.2.4 and page 234 at 3.7.1.5 be amended to redact the identity of individual.	period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Release with redacted information as shown remaining confidential: Attachment 3 – Ombudsman investigation report with redactions; Attachment 4 – Mayor's response to Ombudsman's report with redactions. Attachment 3 – page 231 at 1.4.2.4 and page 234 at 3.7.1.5 be amended to redact the identity of individual.			on web 20/6/13

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			- The redacted information within Attachment - Ombudsman investigation report (attachment 3 to this report) ; - The redacted information within Attachment – Mayor's response to the Ombudsman's report (attachment 4 to this report) be retained in confidence until relevant staff are no longer employed by Council or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.						
76	17 June 2013	Alleged Breaches of Code of Conduct Council Members April-May 2013	Section 90 (3) (a) Order Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Corporate Services, General Manager Council Services, General Manager Infrastructure and Projects, Risk and Governance Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 16.6 Alleged Breaches of the Code of Conduct – Council Members – April-May 2013. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of Council	Discussion Agenda Item	Three (3) Councillors declared an interest as they are the subject of the complaint and indicated they would leave the chamber The item was adjourned for lack of a quorum and the meeting proceeded to the next item.	That Council: Note that the Chair of the LGA Governance Panel undertook a preliminary assessment and determined not to further investigate these matters for the reasons outlined in the three separate items of correspondence attached to this report; Take the following actions: a) Remove section 15 related to Conflict			Released 1/7/13 On web 3/7/13

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			Members in that details of personal qualities or attributes will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of Council Member conduct will be discussed.			of Interest from the Code due to it appearing in the Local Government Act. b) Not pursue any action in relation to the alleged conflict of interest; c) Not make any further changes to section 4.2 of the Code's Procedure in relation to who the Mayor may consult with. Seconded Councillor Stokes			
77	17 June 2013	Alleged Breach of Code of Conduct Council Members	Section 90 (3) (a) Order 1.Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Corporate Services, General Manager Council Services, General Manager Infrastructure & Projects, Risk and Governance Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 16.7 Alleged Breaches of the Code of Conduct – Council Members.		Considered in confidence only – all released immediately after the meeting.	That Council note that the Chair of the LGA Governance Panel undertook an investigation on a complaint from Mr Brian Calvert into an alleged breach by Cr Corbell of the Council's Code of Conduct – Council Members and found that no breach had occurred			Released 17/6/13 On web 20/6/13

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			The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of Council Members in that details of personal qualities or attributes will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of Council Member conduct will be discussed.						
78	17 June 2013	Independent Membership of CDAP	Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, General Manager, Council Services, General Manager Infrastructure & Projects, General Manager, Corporate Services, Risk and Governance Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 16.8 (Independent Membership of Council Development Assessment Panel). The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the		Considered in confidence only – all released immediately after the meeting.	Pursuant to and in accordance with Section 56A(3) of the Development Act 1993, and having considered the criteria for appointment in that subsection, appoints the following individuals to fill the 4 Independent Member positions (one presiding) on the District Council of Mount Barker Development Assessment Panel for			Released 17/6/13 On web 20/6/13

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			information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the four preferred applicants for independent membership of the CDAP. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the suitability of the applicants will be discussed.			a period of 2 years, from 10 July 2013 to 10 July 2015: • Mr Roger Freeman (Presiding Member) • Dr Lissa van Camp • Mr Mike Canny • Mr Ross Bateup			
79	19 August 2013	Breach of Code of Conduct – Council Member	Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Corporate Services, General Manager Council Services, General Manager Infrastructure and Projects, Risk and Governance Officer and the Minute Secretary, be excluded from attendance at the meeting for Agenda Item 16.1 Alleged Breach of Code of Conduct – Council Members. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda		Considered in confidence only – all released immediately after the meeting.				Released 19/8/13 On web 20/8/13

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			item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of Council Members in that details of personal qualities or attributes will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of Council Member conduct will be discussed.						
80	2 Sept 2013	Future of Strategic Land Parcel & Associated Matters	Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Acting General Manager Council Services, General Manager Infrastructure and Projects, Minute Secretary and Senior Project Manager Development be excluded from attendance at the meeting for Agenda Item 16.1 Future of a Strategic Land Parcel and Related Matters. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of	Council report, related documents and all minutes	Until all of the parties in rec 5 have been briefed by Council officers.	Section 91(7) Order Pursuant to Section 90 (3) (b) That having considered Agenda Item 16.1 Future of a Strategic Land Parcel and Related Matters in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence			Released 18/9/13 On web 18/9/13

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			which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; - proposing to conduct business; and - would prejudice the commercial position of the Council in that the information to be considered includes commercial and other financial information, the disclosure of which could prejudice the Council's commercial position during negotiations. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate			until all of the parties in recommendation 5 above have been briefed by Council officers.			

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.						
81	16 Sept 2013	Disposal of Council Land	Section 90 (3) (b) Order Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Acting General Manager Council Services, General Manager Corporate Services, General Manager Infrastructure & Projects and Minute Secretary be excluded from attendance at the meeting for Agenda Item 16.1 Disposal of Council Land. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council in that the information to be considered includes	Council report, related documents and all minutes be retained in confidence	Until a contract for the sale of the land is executed	Section 91(7) Order Pursuant to Section 90 (3) (b) & (d) That having considered Agenda Item 16.1 Disposal of Council Land in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until a contract for the sale of the land is executed			Released and on web 28/10/13

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			detailed costing for the sale of land and other financial information, the disclosure of which could prejudice the Council's commercial position during negotiations. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.						
82	4 Nov 2013	Chief Executive Officer Review	Section 90 (3) (a) Order Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council	Documents and all minutes	Pursuant to Section 91(7) That having considered	For a period of 12 months and that this order be reviewed every 12 months.			**Reviewed 18/11/13 &**

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			orders that all members of the public be excluded from attendance at the meeting for Agenda Item 16.1 The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed before the details of the review have been discussed with the CEO. pursuant to Section 90(2) and 90(3) of the Local Government Act 1999 as amended the District Council of Mount Barker orders that the public be excluded from attendance at the meeting to consider in confidence: (a) information the disclosure of which would involve the unreasonable disclosure of information concerning		Agenda Item 16.1 Mayor's Report Chief Executive Officer's Annual Performance Review in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents and all minutes be retained in confidence for a period of 12 months and that this order be reviewed every 12 months.				**released by Council resolution.** **On web 29/11/13**

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			the personal affairs of any persons (living or dead); 3.determine that no officers be permitted to remain in the room;						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
83	16 Dec 2013 (special)	Adelaide Hills Region Waste Management Board	Section 90 (3) (i) Order 1. Pursuant to Section 90(3)(i) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Corporate Services, General Manager Infrastructure and Projects, General Manager Planning and Development, General Manager Council Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 3.1. The Council is satisfied that pursuant to Section 90(3)(i) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to: - litigation that the Council believes on reasonable grounds will take place involving the Council or an employee of the Council in that legal advice as to the chances of success of potential litigation involving the Adelaide Hills Region Waste Management Authority (a regional subsidiary) and Southern Waste Resource Co Pty Ltd ought not be made available to the public as it could detrimentally affect the Council's	Report & attachments.	Section 91(7) Order Pursuant to Section 91(7) That having considered Agenda Item 3.1 Confidential Report: Adelaide Hills Region Waste Management Authority in confidence under 90(2) and 3(i) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report, and attachments be retained in confidence until 6 months after the matter	Note the report. Report; attachments be retained in confidence until 6 months after the matter is resolved or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.			**Minutes on web within 5 days of meeting date.** *Report, Attachments released on website 30 September 2022*

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			position if the court case is commenced. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may compromise the Council's position if the court case is commenced. Section 91(7) Order 3. Pursuant to Section 91(7) That having considered Agenda Item 3.1 Confidential Report: Adelaide Hills Region Waste Management Authority in confidence under 90(2) and 3(i) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report, and attachments be retained in confidence until 6 months after the matter is resolved or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		is resolved or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
84	16 Dec 2013	Outcome of 1st Stage Office and Mulitlevel Carpark EOI	Section 90 (3) (d) Order Pursuant to Section 90(3)(d) 1.Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the CEO, General Managers, the Minute Secretary and the Manager Projects be excluded from attendance at the meeting for Agenda Item Outcome of the 1st Stage Multi-storey Carpark and Office EOI. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 that the financial details of the EOI will be provided and discussed. 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-	Report Attachments Minutes	Section 91(7) Order Pursuant to Section 91(7) 2.That having considered Agenda Item Outcome of the 1st Stage Multi-storey Carpark and Office EOI.in confidence under 90(2) and 3(d) of the Local Gover nment Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence until contracts for the	Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence until contracts for the construction of both the office and carpark project have been signed or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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			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. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the proponents.		construction of both the office and carpark project have been signed or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.				
2014									
85	20 Jan 2014	Independent Members for the Strategic Planning & Development Policy Committee	Section 90 (3) (a) Order 1.Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the three General Managers and Acting General Manager Council Services, and the minute secretary be excluded from attendance at the meeting for the Agenda Item 16.1 titled Independent Members for the Strategic Planning and Development Policy Committee (SPDPC).	Attachment 2 (and the attachments to it)	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which would	That having considered the Agenda Item titled Independent Members for the Strategic Planning and Development policy Committee in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the	1 Sept 14	20 Jan 15	**Minute, Report & Att 1 on web 22/1/14** **Attachment 2 on web 2/6/15 (expired 20/1/15)**

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			The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of applicants in that their identity and details of their credentials will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because of the undertaking to applicants that the process would be confidential. Section 91(7) Order 3.Pursuant to Section 91(7) That having considered the Agenda Item titled Independent Members for the Strategic Planning and Development policy Committee in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Selection Panel report (attachment 2) be retained in confidence until 20 January 2015 however the Agenda Item including Attachment 1 but excluding Attachment		involve the unreasonable disclosure of information concerning the personal affairs of applicants in that their identity and details of their credentials will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because of the undertaking to applicants that the process would be confidential.	Selection Panel report (attachment 2) be retained in confidence until 20 January 2015 however the Agenda Item including Attachment 1 but excluding Attachment 2 (and the attachments to it) would be publicly available following this Council meeting..			

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			2 (and the attachments to it) would be publicly available following this Council meeting.						
86	7 April 2014	Land Acquisition Opportunity	1.Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 orders that all members of the public except for the Chief Executive Officer, the four General Managers and the Executive Assistant to the Mayor and CEO be excluded from attendance at the meeting for Agenda Item 17.1 Land Acquisition Opportunity. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council in that the information to be considered includes detailed financial information, the disclosure of which could prejudice the Council's commercial position during negotiations.	Report, and that of 15 April 2013 and related documents and all minutes Extended at 26 May 2014 meeting	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and	Retained in confidence until: (i) a contract has been executed for the sale and purchase of the land and Council has resolved to proceed to settle the contract; or (ii) 15 August 2014 whichever is the sooner.	1 Sept 14	26 Feb 15	**All information released on web 13/2/15**

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			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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. 2. Retain the information presented on 15 April 2013 in confidence for a period as determined in (4) below. 4.Pursuant to Section 90 (3) (b) & (d) Having considered Agenda Item 17.1 Land Acquisition Opportunity in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of		- would prejudice the commercial position of the Council in that the information to be considered includes detailed financial information, the disclosure of which could prejudice the Council's commercial position during negotiations. 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				

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			the Act orders that this council report, and that of 15 April 2013 and related documents and all minutes be retained in confidence until: (i) a contract has been executed for the sale and purchase of the land and Council has resolved to proceed to settle the contract; or (ii) 15 August 2014 whichever is the sooner.		balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of				

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					Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				
87	26 May 2014	Land Acquisition Opportunity	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, the four General Managers and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 3.1 Strategic Land Acquisition Opportunity.	Extend the current confidentiality order for Agenda Item 17.1 Land Acquisition Opportunity considered at the Council meeting on 7 April 2014	See order details in column 4.	A contract has been executed for the sale and purchase of some or all of the land that is the subject of the report and Council has resolved to proceed to settle the contract; or 26 February 2015 whichever is the sooner.	1 Sept 14	26 Feb 15	**All information released on web 13/2/15**

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			The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; - proposing to conduct business; and - would prejudice the commercial position of the Council in that the information to be considered includes information, the disclosure of which could prejudice the Council's commercial position during negotiations. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open	And 26 May 2014 council report inclusive of all attachments, related documents and all minutes					

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			to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. 12. Extend the current confidentiality order for Agenda Item 17.1 Land Acquisition Opportunity considered at the Council meeting on 7 April 2014 until: 12.1 a contract has been executed for the sale and purchase of some or all of the land that is the subject of the report and Council has resolved to proceed to settle the contract; or 12.2 26 February 2015 whichever is the sooner. 13. Pursuant to Section 90 (3) (b) That having considered Agenda Item 3.1 Strategic Land Acquisition Opportunity in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report inclusive of all attachments,						

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			related documents and all minutes be retained in confidence until: 13.1 a contract has been executed for the sale and purchase of some or all of the land that is the subject of the report and Council has resolved to proceed to settle the contract; or 13.2 26 February 2015 whichever is the sooner.						
88	23 June 2014 Special	Multi-Deck Car Park & Council Office Accommodation	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Planning and Development, General Manager Infrastructure and Projects, General Manager Council Services, Manager Planning Policy and Strategy, Minute Secretary and Hames Sharley representatives Stuart Headland and Architect Adam Cunningham be excluded from attendance at the meeting for Agenda Item 3.1 Multi-Deck Car Park and Council Office Accommodation. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed	council report, related documents and all minutes be retained in confidence until a contract is in place or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - proposing to conduct business; and - would prejudice the commercial position of the Council in that the information	Until a contract is in place or such lesser period as determined by Chief Executive Officer Review every 12 months.	7 Oct 25	Within 12 months	

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			or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - proposing to conduct business; and - would prejudice the commercial position of the Council in that the information to be considered includes detailed plans and other financial information, the disclosure of which could prejudice the Council's commercial position during negotiations. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial		to be considered includes detailed plans and other financial information, the disclosure of which could prejudice the Council's commercial position during negotiations.				

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			position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. 7. Pursuant to Section 90 (3) (b) That having considered Agenda Item 3.1 Multi-Deck Car Park and Council Office Accommodation in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until a contract is in place or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.						
89	23 June 2014 Special	Strategic Land Acquisition Opportunity	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, General Manager Infrastructure and Projects, General Manager Planning and Development, General Manager Council Services and the Minute Secretary be excluded from attendance at the meeting for Agenda	council report inclusive of all attachments, related documents and all minutes be retained in confidence .	the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is:	Until a contract has been executed for the sale and purchase of the land which is the subject of this report; or 26 February 2015 whichever is the sooner.	1 Sept 14	26 Feb 15	**All information released on web 13/2/15**

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			Item 3.2 Strategic Land Acquisition Opportunity. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; - proposing to conduct business; and - would prejudice the commercial position of the Council in that the information to be considered includes information, the disclosure of which could prejudice the Council's commercial position during negotiations. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is		- conducting business; - proposing to conduct business; and - would prejudice the commercial position of the Council in that the information to be considered includes information, the disclosure of which could prejudice the Council's commercial position during negotiations.				

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			satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. 9. Pursuant to Section 90 (3) (b) & (d) That having considered Agenda Item 3.2 Strategic Land Acquisition Opportunity in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report inclusive of all attachments, related documents and all minutes be retained in confidence until: • a contract has been executed for the sale and purchase of the land which is the subject of this report; or • 26 February 2015 whichever is the sooner.						
90	4 August 2014	Monarto Quarry	1.Section 90 (3) (d) Order Pursuant to Section 90(3)(d) Pursuant to Section 90(2) of the Local Government Act 1999 the Council	Report	The disclosure of which could reasonably be expected to	Until the sale of the business or such lesser period as may be determined by the	7 Sep 15	5 Sep 16	**Minutes on web post meeting**

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			orders that all members of the public except Chief Executive Officer, General Manager Corporate Services, General Manager Council Services, General Manager Infrastructure and Projects, General Manager Planning and Development and the Minute Secretary, be excluded from attendance at the meeting for Agenda Item 17.1 Confidential Item - Future of Monarto Quarries. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 that the details of negotiations will be provided and discussed. 2.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		prejudice the commercial position of the person who supplied the information in that the details of negotiations will be provided and discussed. 2.In addition, the disclosure of this information would, on balance, be contrary to the public interest.	Chief Executive Officer, and that this order be reviewed every 12 months.			Released 11 August 2016

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			from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in commercial information being disclosed. 3.Authorise the Chief Executive Officer to proceed with the sale of Monarto Quarries on the open market with the sale period being for a maximum term of six (6) months. 4.Should an offer be made a further agenda item will be prepared for consideration at a Council meeting. 5.Section 91(7) Order Pursuant to Section 91(7) That having considered Agenda Item 17.1 Proposed Sale of Monarto Quarries. in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report only be retained in confidence until the sale of the business or such lesser period as may be determined by the Chief Executive Officer, and that						

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			this order be reviewed every 12 months.						
91	18 Aug 2014	Land Acquisition Opportunity	1.Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, the four General Managers and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 17.1 Strategic Land Acquisition Opportunity. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; - proposing to conduct business; and -would prejudice the commercial position of the Council in that the information to be considered includes information, the disclosure of which could prejudice the Council's	Report inclusive of all attachments, related documents and all minutes	The disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; - proposing to conduct business; and -would prejudice the commercial position of the Council in that the information to be considered includes information, the disclosure	Be retained in confidence until: • a contract has been executed by the parties for the sale and purchase of the land that is the subject of this report; • or 26 February 2015 whichever is the sooner.	1 Sept 14	26 Feb 15	**All information released on web 13/2/15**

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			commercial position during negotiations. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. 5.Pursuant to Section 90 (3) (b) & (d.) That having considered Agenda Item 17.1 Land Acquisition Opportunity in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report		of which could prejudice the Council's commercial position during negotiations. In addition the disclosure of this information would, on balance,				

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			inclusive of all attachments, related documents and all minutes be retained in confidence until: • a contract has been executed by the parties for the sale and purchase of the land that is the subject of this report; • or 26 February 2015 whichever is the sooner.						
92	1 Sept 2014	Proposed Road Closure and Sale of Land	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, General Manager Planning and Development, General Manager Infrastructure and Projects, General Manager Council Services, General Manager Corporate Services, Contracts Coordinator, Manager Projects and Minute Secretary be excluded from attendance at the meeting for Agenda 17.1 (Proposed Road Closure and Sale of Land). The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to	Council report, related documents and rec 3	The disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council in that the information to be considered includes valuation and other details	Until settlement of the proposed land sale or such lesser period as may be determined by the Chief Executive Officer.	7 Sept 15	5 Sept 16	Refer public minutes released after meeting 1/9/14 Released 11 August 2016

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			confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council in that the information to be considered includes valuation and other details the disclosure of which could prejudice the Council's commercial position during negotiations. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. Section 91(7) Order		the disclosure of which could prejudice the Council's commercial position during negotiations. In addition the disclosure of this information would, on balance, be contrary to the public interest.				

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			5. Pursuant to Section 90 (3) (b) & (d) That having considered Agenda 17.1 Proposed Road Closure and Sale of Land, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and recommendation 3 in the minutes be retained in confidence until settlement of the proposed land sale or such lesser period as may be determined by the Chief Executive Officer.						
93	1 Sept 2014	Chief Executive Officer's Annual Performance Review	Section 90 (3) (a) Order 1.Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public be excluded from attendance at the meeting for Agenda Item 17.2. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed.	Information to be received, discussed or considered		Agenda item and minute released.	1 Sept 14		All information released after the meeting

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			The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed before the details of the review have been discussed with the Chief Executive Officer.						
94	15 Sept 2014	Progress of Land Purchase	Section 90 (3) (b) Order 1.Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, the four General Managers and the minute Secretary be excluded from attendance at the meeting for Agenda Item 17.1 Opportunity for Strategic Land Purchase. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council in that the information to be considered includes information, the disclosure of which could prejudice the	Agenda Attachments Minutes	is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council in that the information to be considered includes information, the disclosure of which could prejudice the	Until a contract is executed by the parties or 26 February 2015 whichever is the sooner.		26 Feb 2014	**All information released on web 13/2/15**

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			Council's commercial position during negotiations. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. Section 91(7) Order 3.Pursuant to Section 90 (3) (b) & (d) That having considered the Agenda Item Opportunity for Strategic Land purchase in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until a contract is executed by the parties or 26 February 2015 whichever is the sooner.		Council's commercial position during negotiations. In addition the disclosure of this information would, on balance, be contrary to the public interest.				
	2015								

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95	18 May 2015	Regional Tender for Waste, Recycling, Green Organics & Street Litter Bin Collection Services for Recycling/Green Organics Processing Services	Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, the four General Managers, the Minute Secretary, the Waste Strategy Coordinator and the Contracts Coordinator be excluded from attendance at the meeting for Agenda Item 17.1 "Regional Tender for Waste, Recycling, Green Organics & Street Litter Bin Collection Services and for Recycling/Green Organics Processing Services". The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council in that the information to be considered includes information, the disclosure of which could prejudice the Council's commercial position during negotiations. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council	Council report, related documents and all minutes other than the name of contractor and the amount, be retained in confidence until the expiry of the contract (including renewals) between SOLO Resource Recovery and Council.	Information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council in that the information to be considered includes information, the disclosure of which could prejudice the Council's commercial position during negotiations. 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 continued non-disclosure of this	Until the expiry of the contract (including renewals) between SOLO Resource Recovery and Council.	7 Oct 25	Within 12 months	*Name of contractor and the amount included in public minutes Report and Minutes released on website 13 October 2025*

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			and the community in this matter and in relation to other contract negotiations. Agrees to award the tender for Waste, Recycling, Green Organics & Street Litter Bin Collection Services and for Recycling/Green Organics Processing Services for an estimated amount of $1,487,778 in year 1 to SOLO Resource Recovery. Section 91(7) Order Pursuant to Section 90 (3) (b) That having considered the Agenda Item "Regional Tender for Waste, Recycling, Green Organics & Street Litter Bin Collection Services and for Recycling/Green Organics Processing Services" in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes other than the name of contractor and the amount, be retained in confidence until the expiry of the contract (including renewals) between SOLO Resource Recovery and Council.		information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

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96	7 Sept 2015	Mount Barker Town Centre Commercial Strategies Update	Section 90 (3) (b) Order 1.Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, four General Managers and the Executive Assistant to the Mayor and Chief Executive Officer be excluded from attendance at the meeting for the Agenda Item Mount Barker Town Centre Commercial Strategies Update. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council in that the information to be considered includes financial information, the disclosure of which could prejudice the Council's commercial position during negotiations. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the	council report, related documents and all minutes	information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council in that the information to be considered includes financial information, the disclosure of which could prejudice the Council's commercial position during negotiations. In addition the disclosure of this information would, on balance, be contrary to the public interest.	until a contract for the sale and purchase of land has been executed and all of the pre conditions to settlement have been satisfied or in 12 months' time, whichever is the sooner. Extended Refer #116	4 Sep 17	3 Sep 18	*Report, attachments and Minutes released on website 9 May 2018*

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			Council and the community in this matter and in relation to other contract negotiations. Section 91(7) Order Pursuant to Section 90 (3) (b) & (d) 12.That having considered the Agenda Item Mount Barker Town Centre Commercial Strategies Update in confidence under section 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until a contract for the sale and purchase of land has been executed and all of the pre conditions to settlement have been satisfied or in 12 months' time, whichever is the sooner.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
97	21 Sept 2015	Chief Executive Officer Annual Performance Review	Section 90 (3) (a) Order 1.Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public be excluded from attendance at the meeting for Agenda Item 17.1 Chief Executive Officer's Annual Performance Review. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed before the details of the review have been discussed with the Chief Executive Officer. 6.That having considered Agenda Item 17.1 Chief Executive Officer's Annual Performance Review in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents and all minutes be retained in confidence for 12 months but may be released sooner by the Mayor in consultation with the Chief Executive Officer.	Documents and all minutes	the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed.	12 months but may be released sooner by the Mayor in consultation with the Chief Executive Officer.		5 Sep 2016	Released 29 August 2016

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98	19 Oct 2015	Mount Barker Town Centre Land Strategy	Section 90 (3) (b) Order 1.Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, four General Managers and the Executive Assistant to the Mayor and Chief Executive Officer be excluded from attendance at the meeting for the Agenda Item 17.1 Mount Barker Town Centre Land Strategy. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council in that the information to be considered includes financial information, the disclosure of which could prejudice the Council's commercial position during negotiations. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the	Council report, related documents and all minutes	Disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council in that the information to be considered includes financial information, the disclosure of which could prejudice the Council's commercial position during negotiations. In addition the disclosure of this information would, on balance, be contrary to the public interest.	Until a contract for the sale and purchase of land has been executed and all of the pre conditions to settlement have been satisfied or on 7 September 2016, whichever is the sooner. Extended Refer #116	4 Sep 17	3 Sep 18	*Report, attachments and Minutes released on website 9 May 2018*

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			Council and the community in this matter and in relation to other contract negotiations. Section 91(7) Order Pursuant to Section 90 (3) (b) & (d) That having considered the Agenda Item 17.1 Mount Barker Town Centre Land Strategy in confidence under section 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until a contract for the sale and purchase of land has been executed and all of the pre conditions to settlement have been satisfied or on 7 September 2016, whichever is the sooner.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
99	21 Dec 2015	Mount Barker Town Centre Land Strategy	Section 90 (3) (b) Order 1.Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, four general Managers, manager waste water operations and strategy and the Minute Secretary be excluded from attendance at the meeting for Agenda Item Mount Barker Town Centre Land Strategy Update. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council in that the information to be considered includes financial information, the disclosure of which could prejudice the Council's commercial position during negotiations. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the	Council report (with the exception of point 13 below), related documents and all minutes	The information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council in that the information to be considered includes financial information, the disclosure of which could prejudice the Council's commercial position during negotiations. In addition the disclosure of this information would, on balance, be contrary to the public interest.	Until a contract for the sale and purchase of the Woolworths land has been executed by Council and all of the pre conditions to settlement have been satisfied, or Woolworths sells the land to another party, or on 7 September 2016 whichever of these is the sooner. Extended Refer #116	4 Sep 17	3 Sep 18	*22/12 – Public agenda on web updated to include Point 13*

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			Council and the community in this matter and in relation to other contract negotiations. Section 91(7) Order 3.Pursuant to Section 90 (3) (b) & (d) That having considered Agenda Item Mount Barker Town Centre Land Strategy Update in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report (with the exception of point 13 below), related documents and all minutes be retained in confidence until a contract for the sale and purchase of the Woolworths land has been executed by Council and all of the pre conditions to settlement have been satisfied, or Woolworths sells the land to another party, or on 7 September 2016 whichever of these is the sooner.						

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100	21 Dec 2015	Recycled Water Supply Agreement	Section 90 (3) (h) Order Pursuant to Section 90(3)(h) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, the four General Managers, manager wastewater operations and strategy and the Minute Secretary be excluded from attendance at the meeting for Agenda Item Recycled Water Supply Agreement. The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed in detail with council members. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice. Section 91(7) Order Pursuant to Section 91(7) That having considered Agenda Item Recycled Water Supply Agreement in confidence under 90(2) and 3(h) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report, attachments and all minutes be retained in confidence until the above amendments to the Water Supply Agreement have been formalized by the execution of same by both parties or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	discussion, report, attachments and all minutes	The information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed in detail with council members.	Until the above amendments to the Water Supply Agreement have been formalized by the execution of same by both parties or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		5 Sep 16	Released 11 August 2016

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
	2016								
101	15 Feb 2016	The Cedars Marketing & Pre-Feasibility Study	Section 90 (3) (b) Order 1.Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, four General Managers and the Executive Assistant to the Mayor and Chief Executive Officer be excluded from attendance at the meeting for the Agenda Item The Cedars Market and Pre-Feasibility Assessment. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council in that the information to be considered includes financial information, the disclosure of which could prejudice the Council's commercial position during negotiations. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the	Attachment 1	Information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council in that the information to be considered includes financial information, the disclosure of which could prejudice the Council's commercial position during negotiations. In addition the disclosure of this information would, on balance, be contrary to the public interest.	Until the Hans Heysen Foundation Limited Appeal Committee progressively releases the individual attachments as public documents or 17 May 2016 whichever of these is the sooner or such lesser period as may be determined by the Chief Executive Officer.	8 Oct 19	Within 12 months	*Council report, minute, attachments 2 & 3 to council report released 18/4/16 & on council's website 20/4/16 Attachment released 19/9/19*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Council and the community in this matter and in relation to other contract negotiations. Section 91(7) Order 7. Pursuant to Section 90 (3) (b) & (d) That having considered Agenda Item The Cedars Marketing and Pre-Feasibility Assessment in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report, report attachments and minutes be retained in confidence until the Hans Heysen Foundation Limited Appeal Committee progressively releases the individual attachments as public documents or 17 May 2016 whichever of these is the sooner or such lesser period as may be determined by the Chief Executive Officer.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
102	21 Mar 2016	Council Wastewater Services – New Customer	Section 90 (3) (d) Order Pursuant to Section 90(3)(d) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Four General Managers and Minute Secretary be excluded from attendance at the meeting for Agenda Item 17.1 Council Wastewater Service – New Customer. The Council is satisfied that 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 entity with whom Council is negotiating a Wastewater Commitment Deed. In addition, the disclosure of this information would, on balance, be contrary to the public interest as Council is negotiating in a competitive environment to secure a new sewer customer and significant future revenues and the Wastewater Commitment Deed requires confidentiality of specified commercial information. 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. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving	Council report, attachment and all minutes	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 entity with whom Council is negotiating a Wastewater Commitment Deed. In addition, the disclosure of this information would, on balance, be contrary to the public interest as Council is negotiating in a competitive environment to secure a new sewer customer and significant future revenues and the	Until the requirement for confidentiality by virtue of the ready to be executed Wastewater Commitment Deed between Council and the developer has ceased, this is currently expected to be around 2025 and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			the information to the detriment of the Council and community. Section 91(7) Order Pursuant to Section 91(7) That having considered Agenda Item 17.1 Council Wastewater Service – New Customer in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence until the requirement for confidentiality by virtue of the ready to be executed Wastewater Commitment Deed between Council and the developer has ceased, this is currently expected to be around 2025 and that this order be reviewed every 12 months.		Wastewater Commitment Deed requires confidentiality of specified commercial information.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
103	18 Apr 2016	Aquatic Facility Site Investigations	Section 90 (3) (b) Order 1.Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Andrew Stuart (CEO), Greg Waller (General Manager Planning and Development), , Brian Clancey (General Manager Infrastructure and Projects), David Peters (General Manager Corporate Services), Greg Parker (General Manager Council Services), Luke Gray (Senior Planner: Strategic Projects), Mark Band (OneightySLS) and Brian Cunningham (OneightySLS) and Sue Miller (Minute Secretary) be excluded from attendance at the meeting for Agenda Item Agenda Item 17.1 Aquatic Facility Investigations. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: • proposing to conduct business; • would prejudice the commercial position of the Council in that the information to be considered includes details of funding and development partners which if publically disclosed could prejudice the Council's commercial position and that of its potential joint use partner. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the	Council report, related documents and all minutes	Information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: • pr oposing to conduct business; • would prejudice the commercial position of the Council in that the information to be considered includes details of funding and development partners which if publically disclosed could prejudice the Council's commercial position and that of its potential joint use partner. In addition the disclosure of this information would, on balance, be contrary to the public interest	Until such time as a formal partnering proposal is put before Council or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	5 Sep 2016	4 Sep 2017	*Council report, minute and attachment released 19/12/16 & on council's website 22/12/16*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. Section 91(7) Order Pursuant to Section 90 (3) (b) & (d) That having considered Agenda Item 17.1 Aquatic Facility Investigations, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until such time as a formal partnering proposal is put before Council or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
104	6 June 2016	Mount Barker and Tourist Caravan Park	<u>Pursuant to Section 90(3)(g)</u> 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except CEO, General Manager Corporate Services, General Manager Council Services, General Manager Planning and Development, General Manager Infrastructure and Projects, Risk and Governance Officer and Minute Secretary be excluded from attendance at the meeting for Agenda Item 17.1 Confidential Report - Mount Barker Tourist and Caravan Park. The Council is satisfied that pursuant to Section 90(3)(g) of the Act, the information concerning matters that must be considered in confidence in order to ensure that the Council does not breach a law, order or direction of a court or tribunal constituted by law, and breach any other legal obligation or duty in that Council is legally obliged to consider this matter in confidence and that it also contains matters related to a confidential agreement. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information would be acting contrary to law as permission has only been granted to provide this information to Council. That having considered Agenda Item 17.1 Confidential Report - Mount Barker Tourist and Caravan Park in confidence under 90(2) and 3(g) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report and attachment remain confidential until the	Council report and attachment	Information concerning matters that must be considered in confidence in order to ensure that the Council does not breach a law, order or direction of a court or tribunal constituted by law, and breach any other legal obligation or duty in that Council is legally obliged to consider this matter in confidence and that it also contains matters related to a confidential agreement. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information would be acting contrary to law as permission has	Until the confidential settlement details expire on 13 September 2030 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	*Minute released 4 August 2016 and on Council's website 4 August 2016*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			author of the attachment allow for its release and until the confidential settlement details expire on 13 September 2030 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		only been granted to provide this information to Council.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
105	6 June 2016	Adelaide Hills Region Waste Management Authority – Offer from Resource Co	**Section 90 (3) (i) Order** 1. Pursuant to Section 90(3)(h) and (i) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the CEO, General Manager Corporate Services, General Manager Infrastructure and Projects, General Manager Council Services, General Manager Planning and Development, Risk and Governance Officer and Minute Secretary, be excluded from attendance at the meeting for Agenda Item 17.2 Adelaide Hills Region Waste Management Authority. The Council is satisfied that pursuant to Section 90(3)(h) and (i) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to: - Legal advice; - actual litigation, or - litigation that the Council or Council Committee believes on reasonable grounds will take place involving the Council or an employee of the Council in relation to legal advice and information related to litigation ought not be made available to the public as it could detrimentally affect the Council's position if the court case is commenced. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may compromise the Council's position if the court case proceeds.	Report, attachments 1, 3 - 5 and minutes	The Council is satisfied that pursuant to Section 90(3)(h) and (i) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to: - Legal advice; - actual litigation, or - litigation that the Council or Council Committee believes on reasonable grounds will take place involving the Council or an employee of the Council in relation to legal advice and information related to litigation ought not be made available to the public as it could detrimentally affect the Council's position if the court	Until the end the conclusion of the legal process and any appeal or a negotiated settlement whichever is the sooner; and attachment 2 be retained until 30 June 2021, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.			*Report, Attachments Minutes released on website 30 September 2022*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Pursuant to Section 91(7) That having considered Agenda Item 17.2 Adelaide Hills Region Waste Management Authority, in confidence under 90(2) and 3(h) and (i) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report, attachments 1, 3 - 5 and minutes be retained in confidence until the end the conclusion of the legal process and any appeal or a negotiated settlement whichever is the sooner; and attachment 2 be retained until 30 June 2021, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		case is commenced. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may compromise the Council's position if the court case proceeds.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
106	4 July 2016	Adelaide Hills Recreation Centre Contract Extension with YMCA	**Section 90 (3) (b) & (d) Order** Pursuant to Section 90(3) (b) & (d) 1. Pursuant to Section 90(3) of the Local Government Act 1999 the Council orders that all members of the public except CEO, General Manager Corporate Services, General Manager Infrastructure and Projects, General Manager Council Services, Acting General Manager Planning and Development, Minute Secretary be excluded from attendance at the meeting for Agenda Item 17.1 Adelaide Hills Recreation Centre Contract Extension with YMCA. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the	Council report, attachment and all minutes	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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal	Until a new Adelaide Hills Recreation Centre Management Agreement is in place and that this order be reviewed every 12 months.	2 Oct 18	Within 12 months	*Report attachments and minutes on website 14 January 2019*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Council and the community in this matter and in relation to other contract negotiations. The Council is satisfied that 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 or • 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. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the potential tenderer. <u>Pursuant to Section 91(7)</u> That having considered Agenda Item 17.1 Adelaide Hills Recreation Centre Contract Extension with YMCA in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all		for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			minutes be retained in confidence until a new Adelaide Hills Recreation Centre Management Agreement is in place and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
107	4 July 2016	Proposed Sale of Portions of Unmade Road known as Haines Road, Mount Barker	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, four General Managers and the Executive Assistant to the Mayor and Chief Executive Officer be excluded from attendance at the meeting for the Agenda Item 17.2 Proposed sale of Portions of unmade road known as Haines Road, Mt Barker The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council in that the information to be considered includes financial information, the disclosure of which could prejudice the Council's commercial position during negotiations. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances	Council report, related documents and all minutes	Information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council in that the information to be considered includes financial information, the disclosure of which could prejudice the Council's commercial position during negotiations. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to	Until contracts for the sale and purchase of land (both Parcel 1 and 2) have been executed and all of the pre conditions to settlement have been satisfied or on 4 July 2017, whichever is the sooner. **Resolution – Council Meeting 5 June 2017** Extends the current confidentiality order for the Council Agenda Item 17.2 and minutes dated 4 July 2016 (minute reference OM20160704.47) to 4 July 2018 or until settlement of all of the Parcels "B", "C" and "D", whichever is the sooner or a lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	2 Oct 18	Within 12 months	*Report attachments and minutes on website 5 September 2019*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other land contract negotiations. Pursuant to Section 90 (3) (b) & (d) That having considered the Agenda Item 17.2 Proposed sale of Portions of unmade road known as Haines Road, Mt Barker in confidence under section 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until contracts for the sale and purchase of land (both Parcel 1 and 2) have been executed and all of the pre conditions to settlement have been satisfied or on 4 July 2017, whichever is the sooner.		the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					land contract negotiations				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
108	15 August 2016	Rate Relief / Remission – Long Term Debt Echunga	**Section 90 (3) (a) Order** 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, General Manager Corporate Services, General Manager Council Services, General Manager Infrastructure and Projects, Acting Manager Planning Policy & Strategy, Senior Rates and Property Officer, Rate and Property Officers, Minute Secretary be excluded from attendance at the meeting for Agenda Item 17.1 Rate Relief / Remission – Long Term Debt - Echunga. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of ratepayers, in that details of rates owing on properties will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of rates owing on properties is not public information. **Section 91(7) Order** 3. Pursuant to Section 91(7) That having considered Agenda Item 17.1 Rate Relief / Remission – Long Term Debt - Echunga in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act	Agenda, attachments and minutes	Information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of ratepayers, in that details of rates owing on properties will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of rates owing on properties is not public information.	Until all the rates debt has been paid or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	5 Sep 16	4 Sep 17	*Report, attachment and minutes on website 22 August 2017*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			orders that the agenda, attachments and minutes be retained in confidence until all the rates debt has been paid or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
109	15 August 2016	Rate Relief / Remission – Long Term Debt Mount Barker Springs	**Section 90 (3) (a) Order** 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, General Manager Corporate Services, General Manager Council Services, General Manager Infrastructure and Projects, Acting Manager Planning Policy & Strategy, Senior Rates and Property Officer, Rate and Property Officers, Minute Secretary be excluded from attendance at the meeting for Agenda Item 17.2 Rate Relief / Remission – Long Term Debt Mount Barker Springs. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of ratepayers, in that details of rates owing on properties will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of rates owing on properties is not public information. **Section 91(7) Order** 3. Pursuant to Section 91(7) That having considered Agenda Item 17.2 Rate Relief / Remission – Long Term Debt Mount Barker Springs in confidence under	Agenda, attachments and minutes	Information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of ratepayers, in that details of rates owing on properties will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of rates owing on properties is not public information.	Until all the rates debt has been paid or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Sep 20	Within 12 months	*Report, attachment and minutes on website 6 May 2021*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the agenda, attachments and minutes be retained in confidence until all the rates debt has been paid or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
110	15 August 2016	Rate Relief / Remission – Long Term Debt Saint Ives	**Section 90 (3) (a) Order** 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, General Manager Corporate Services, General Manager Council Services, General Manager Infrastructure and Projects, Acting Manager Planning Policy & Strategy, Senior Rates and Property Officer, Rate and Property Officers, Minute Secretary be excluded from attendance at the meeting for Agenda Item 17.3 Rate Relief / Remission – Long Term Debt Saint Ives. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of ratepayers, in that details of rates owing on properties will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of rates owing on properties is not public information. **Section 91(7) Order** 3. Pursuant to Section 91(7) That having considered Agenda Item 17.3 Rate Relief / Remission – Long Term Debt Saint Ives in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act	Agenda, attachments and minutes	Information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of ratepayers, in that details of rates owing on properties will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of rates owing on properties is not public information.	Until the 15 September 2016 or such lesser period as may be determined by the Chief Executive Officer.	5 Sep 16	15 Sep 16	*Released 15 September 2016*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			orders that the agenda, attachments and minutes be retained in confidence until the 15 September 2016 or such lesser period as may be determined by the Chief Executive Officer.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
111	5 September 2016	Chief Executive Officer's Annual Performance Review	**Section 90 (3) (a) Order** 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public be excluded from attendance at the meeting for Agenda Item 17.1 Chief Executive Officer's Annual Performance Review. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed before the details of the review have been discussed with the Chief Executive Officer. 4. That having considered Agenda Item 17.1 Chief Executive Officer's Annual Performance Review in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that attachments 1 and 3 be retained in confidence for 12 months but may be released sooner by the Mayor in consultation with the Chief Executive Officer.	Attachments 1 and 3 be retained in confidence for 12 months but may be released sooner by the Mayor in consultation with the Chief Executive Officer.	The information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed before	12 months but may be released sooner by the Mayor in consultation with the Chief Executive Officer.	4 Sep 17	3 Sep 18	*Report, Attachment 2 and Minute released 8 September 2016 Attachments and 1 and 3 released 13 October 2017*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					the details of the review have been discussed with the Chief Executive Officer.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
112	17 October 2016	Mount Barker City Centre Land Strategy	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, four General Managers and Senior Policy Planner and the Minute Secretary be excluded from attendance at the meeting for Agenda Item Mount Barker City Centre Land Strategy The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be	Council report, related documents and all minutes be retained in confidence with the exception of the letter exchange with the Mount Barker District Residents' Association, until the Council has concluded commercial negotiations or no longer has a direct interest in any of the strategic sites referenced in this item or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal	Until the Council has concluded commercial negotiations or no longer has a direct interest in any of the strategic sites referenced in this item or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months. Extended Refer #116	7 Oct 25	Within 12 months	*Attachment 3 only released on web 22/12/16 Attachments 2 and 5 released on web 26/08/22*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. **<u>Section 91(7) Order</u>** 5. <u>Pursuant to Section 90 (3) (b) & (d)</u> That having considered Agenda Item Mount Barker City Centre Land Strategy in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, related documents and all minutes be retained in confidence with the exception of the letter exchange with the Mount Barker District Residents' Association, until the Council has concluded commercial negotiations or no longer has a direct interest in any of the strategic sites referenced in this item or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		for the benefit of the Council and the community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
	2017								
113	16 January 2017	Public Lighting Services Business Case	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except all General Managers, Acting General Manager Council Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 17.1 – Public Lighting Services Business Case. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice	The council report, related documents and all minutes be retained in confidence until the attached report is released by the Report Author or such lesser period as may be determined by the Chief Executive Officer that this order be reviewed every 12 months.	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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice	Until the attached report is released by the Report Author or such lesser period as may be determined by the Chief Executive Officer that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. **Section 91(7) Order** 3. Pursuant to Section 90 (3) (b) & (d) That having considered Agenda Item 17.1 – Public Lighting Services Business Case in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the attached report is released by the Report Author or such lesser period as may be determined by the Chief Executive Officer that this order be reviewed every 12 months.		Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				
114	Special Audit Committee 24 April 2017	Appointment of External Auditor	Pursuant to Section 90(3)(k) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Committee orders that all members of the public except General Manager Corporate Services, Manager Finance and the Risk and Governance Officer, be excluded from attendance at the meeting for Agenda Item 3.1 Appointment of External Auditor. The Committee is satisfied that pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this Agenda item are tenders for the provision of the external audit service. 2. The Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the	The tender documents be retained in confidence until the contract has concluded and that this order be reviewed every 12 months.	The information to be disclosed and discussed has the potential to impact adversely on each of the tenderers as competitive commercial information will be disclosed.	Until the contract has concluded and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	*Minutes on website 26 April 2017 Report on website 31 August 2022*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			potential to impact adversely on each of the tenderers as competitive commercial information will be disclosed. Pursuant to Section 91(7) 5. That having considered Agenda Item 3.1 Appointment of External Auditor in confidence under 90(2) and 3(k) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the tender documents be retained in confidence until the contract has concluded and that this order be reviewed every 12 months. This order is subject to Section 91(8)(b) of the Act which provides that details of the identity of the successful tenderer must be released once Council has made a selection. In addition Section 91(8)(ba) of the Act requires details of the amount(s) payable by the Council under a contract for the provision of the external audit must be released once the contract has been entered into by all concerned parties.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
115	1 May 2017	Adelaide Hills Region Waste Management Authority	**Section 90 (3) (h) Order** 1. Pursuant to Section 90(3)(h) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except (the Chief Executive Officer, Deputy Chief Executive Officer/General Manager, Infrastructure & Projects, General Manager, Planning & Development, General Manager, Corporate Services and General Manager, Council Services, Risk and Governance Officer, Minutes Secretary and Executive Officer of the Adelaide Hills Region Waste Management Authority) be excluded from attendance at the meeting for Agenda Item 17.1 (Adelaide Hills Region Waste Management Authority). The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed in detail with council members. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter. Pursuant to Section 91(7) 4. That having considered Agenda Item (Adelaide Hills Region Waste Management Authority) in confidence under 90(2) and 3(h) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report,	That the discussion, report, attachments and all minutes (with the exception of recommendation 3 b) and the attached Annual Business Plan) be retained in confidence (until the action by Southern Waste ResourceCo against the Adelaide Hills Region Waste Management Authority is determined and any subsequent appeal process has also concluded, or the matter is settled by the parties through a commercial agreement, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed in detail with council members. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter.	Until the action by Southern Waste ResourceCo against the Adelaide Hills Region Waste Management Authority is determined and any subsequent appeal process has also concluded, or the matter is settled by the parties through a commercial agreement, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.			*Recommendation 3 b) and Draft Annual Business Plan released 5 May 2017 Report, Attachments Minutes released on website 30 September 2022*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			attachments and all minutes (with the exception of recommendation 3 b) and the attached Annual Business Plan) be retained in confidence (until the action by Southern Waste ResourceCo against the Adelaide Hills Region Waste Management Authority is determined and any subsequent appeal process has also concluded, or the matter is settled by the parties through a commercial agreement, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
116	5 June 2017	Confidential Item: Strategic Land Parcel	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer / General Manager Infrastructure and Projects General Manager Planning and Development, General Manager Corporate Services, General Manager Council Services and Acting Executive Assistant to the Mayor and CEO, be excluded from attendance at the meeting for Agenda Item 18.1 Strategic Land Parcel. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - Conducting business; or - Proposing to conduct business; and - Would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council	The council report, related documents and all minutes be retained in confidence until the Council has concluded all commercial negotiations and settled the purchase of portion of the subject land or resolves that Council no longer has a direct interest in the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - Conducting business; or - Proposing to conduct business; and - Would prejudice the commercial position of the Council. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to	Until the Council has concluded all commercial negotiations and settled the purchase of portion of the subject land or resolves that Council no longer has a direct interest in the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	4 Sep 17	3 Sep 18	*Report, attachments and Minutes released on website 9 May 2018*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. **<u>Section 91(7) Order</u>** Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.1 Strategic Land Parcel in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the Council has concluded all commercial negotiations and settled the purchase of portion of the subject land or resolves that Council no longer has a direct interest in the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months. 2. That having reviewed the confidentiality orders related to the retention of confidentiality orders for: - 7 September 2015 – Mount Barker Town Centre Commercial Strategies Update; - 19 October 2015 – Mount Barker Town Centre Land Strategy ; - 21 December 2015 – Mount Barker Town Centre Land Strategy; and		the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			- 17 October 2016 – Mount Barker City Centre Land Strategy That the confidential council reports, related documents and all minutes be retained in confidence until the Council has concluded commercial negotiations and settled the purchase of portion of the subject land or resolves that Council no longer has a direct interest in the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
117	7 August 2017	Confidential Item – Hillgrove Resources Debt	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Infrastructure & Projects, General Manager Planning and Development, General Manager Corporate Services, General Manager Council Services, the Minute Secretary and Risk and Governance Officer, be excluded from attendance at the meeting for Agenda Item Hillgrove Resources Debt. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.	That the council report, related documents and all minutes be retained in confidence until the debt is reduced to only the amount that is current, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information	Until the debt is reduced to only the amount that is current, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	2 Oct 18	Within 12 months	*Report attachments and minutes on website 5 September 2019*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 3. Pursuant to Section 90 (3) (b) & (d) That having considered Agenda Item Hillgrove Resources Debt, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the debt is reduced to only the amount that is current, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.			

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
118	7 August 2017	Confidential Item – Strategic Land Parcel	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Infrastructure and Projects, General Manager Planning and Development, General Manager Corporate Services, General Manager Council Services, the Minute Secretary and Risk and Governance Officer, be excluded from attendance at the meeting for Agenda Item 18.2 Strategic Land Parcel. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person/entity with whom the Council is: - Conducting business; or - Proposing to conduct business; and - Would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting	The council report, related documents and all minutes be retained in confidence until the Council and Burke Urban have concluded all commercial negotiations and either settled the purchase of portion of the subject land or Council has resolved and Burke Urban has advised Council of no longer having a direct interest in the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person/entity with whom the Council is: - Conducting business; or - Proposing to conduct business; and - Would prejudice the commercial position of the Council. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in	Until the Council and Burke Urban have concluded all commercial negotiations and either settled the purchase of portion of the subject land or Council has resolved and Burke Urban has advised Council of no longer having a direct interest in the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	4 Sep 17	3 Sep 18	*Report, attachments and Minutes released on website 9 May 2018*

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			be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. 5. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.2 Strategic Land Parcel in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the Council and Burke Urban have concluded all commercial negotiations and either settled the purchase of portion of the subject land or Council has resolved and Burke Urban has advised Council of no longer having a direct interest in the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.		public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
119	7 August 2017	Confidential – Code of Conduct Investigation by the Ombudsman	Section 90 (3) (g) Order 1. Pursuant to Section 90(3)(g) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Deputy Chief Executive Officer/General Manager Infrastructure and Projects, General Manager Council Services, General Manager Planning and Development, General Manager Corporate Services, Minute Secretary, Risk and Governance Officer be excluded from attendance at the meeting for Agenda Item Confidential – Code of Conduct Investigation by the Ombudsman. The Council is satisfied that pursuant to Section 90(3)(g) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information concerning matters that must be considered in confidence in order to ensure that the Council does not: • breach any law, order or direction of a court or tribunal constituted by law; • breach any duty of confidence, or • breach any other legal obligation or duty in that the Ombudsman's Final Report has not been made public by the Ombudsman. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the Ombudsman's Final Report contains reference to third parties. 5. Pursuant to Section 91(7) That having considered Agenda Item Code of Conduct Investigation by the Ombudsman in	The Council pursuant to Section 91(7) of the Act orders that the Attachment - Final Report from the Ombudsman Own Initiative Investigation of Complaint and the letter of complaint about Cr Susan Hamilton remain confidential and not be placed on Council's website until or if the Ombudsman has determined to publicly release the report on his website or the AustLII website, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the Ombudsman's Final Report contains reference to third parties.	Until or if the Ombudsman has determined to publicly release the report on his website or the AustLII website, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.			*Council report and minutes released 7 August 2017 Report, minutes and attachments on Council website 15 August 2017*

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			confidence under 90(2) and 3(g) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Attachment - Final Report from the Ombudsman Own Initiative Investigation of Complaint and the letter of complaint about Cr Susan Hamilton remain confidential and not be placed on Council's website until or if the Ombudsman has determined to publicly release the report on his website or the AustLII website, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.						

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120	4 September 2017	Adelaide Hills Region Waste Management Authority	Pursuant to Section 90(3)(k) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the CEO, Deputy CEO / General Manager Infrastructure and Projects, General Manager Council Services, General Manager Planning and Development, General Manager Corporate Services, Minute Secretary be excluded from attendance at the meeting for Agenda Item Confidential Report – for the Adelaide Hills Region Waste Management Authority. The Council is satisfied that pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this Agenda item is a tender for the supply of goods. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on each of the tenderers as competitive commercial information will be disclosed. 3. Section 91(7) Order Pursuant to Section 91(7) That having considered Agenda Item Confidential Report – Confidential Report – for the Adelaide Hills Region Waste Management Authority in confidence under 90(2) and 3(k) of the Local Government Act	That the report, attachment, and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this Agenda item is a tender for the supply of goods. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on each of the tenderers as competitive commercial information will be disclosed.	Until 6 September 2018 or such lesser period as determined by the Chief Executive Officer and that this order be reviewed every 12 months.			*Council report and minutes released 10/8/18 Report, minutes and attachment on Council website 13 August 2018*

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			1999, the Council pursuant to Section 91(7) of the Act orders that the report, attachment, and all minutes be retained in confidence until 6 September 2018 or such lesser period as determined by the Chief Executive Officer and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
121	3 October 2017	Tender Evaluation for the Management of Adelaide Hills Recreation Centre and Mount Barker Mountain Pool	Section 90 (3) (b) Order Pursuant to Section 90(3)(b) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer / General Manager Infrastructure and Projects, General Manager Corporate Services, General Manager Council Services, Manager Planning Policy and Strategy, Building and Recreation Manager, Strategic Projects Manager and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 (Tender Evaluation for the Management of the Adelaide Hills Recreation Centre and Mt Barker Mountain Pool). The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely	That the discussion, report, attachments and all minutes remain confidential.	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of	Until 4 weeks following the execution of the contracts for both the AHRC and Mt Barker Mountain Pool or such lesser period as may be determined by the Chief Executive Officer.	2 Oct 18	Within 12 months	*Minutes released on website 13 October 2017* *Report on website 14 January 2019*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. 6. Pursuant to Section 91(7) that having considered Agenda Item 18.1 (Tender Evaluation for the Management of the Adelaide Hills Recreation Centre and Mt Barker Mountain Pool) in confidence under 90(2) and 3(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report, attachments and all minutes remain confidential until 4 weeks following the execution of the contracts for both the AHRC and Mt Barker Mountain Pool or such lesser period as may be determined by the Chief Executive Officer.		disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
122	3 October 2017	Strategic Land Parcel	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer / General Manager Infrastructure and Projects, General Manager Planning and Development, General Manager Corporate Services, General Manager Council Services, Manager Planning Policy and Strategy, Building and Recreation Manager, Strategic Projects Manager and Minute Secretary, be excluded from attendance at the meeting for Agenda Item 18.2 Strategic Land Parcel. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person/entity with whom the Council is: - Conducting business; or - Proposing to conduct business; and - Would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting	Council report, related documents and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person/entity with whom the Council is: - Conducting business; or - Proposing to conduct business; and - Would prejudice the commercial position of the Council. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in	Until the Council and Burke Urban have concluded all commercial negotiations and either settled the purchase of the subject land or Council has resolved and Burke Urban has advised Council of no longer having a direct interest in the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.			*Report, attachments and Minutes released on website 9 May 2018*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. Section 91(7) Order 7. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.2 Strategic Land Parcel in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the Council and Burke Urban have concluded all commercial negotiations and either settled the purchase of the subject land or Council has resolved and Burke Urban has advised Council of no longer having a direct interest in the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.		public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
123	3 October 2017	Chief Executive Officer's Annual Performance Review	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public be excluded from attendance at the meeting for Agenda Item 17.1 Chief Executive Officer's Annual Performance Review. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed before the details of the review have been discussed with the Chief Executive Officer.		The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may				*Report, attachments and Minutes released on website 13 October 2017*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					prematurely be disclosed before the details of the review have been discussed with the Chief Executive Officer.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
124	6 November 2017	Hillgrove Resources Debt to Council Update	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Infrastructure & Projects, General Manager Planning and Development, General Manager Corporate Services, General Manager Council Services and the Minutes Secretary be excluded from attendance at the meeting for Agenda Item Hillgrove Resources Debt to Council Update. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a	Council report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information	Until the debt is reduced to only the amount that is current, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	2 Oct 18	Within 12 months	*Report attachments and minutes on website 5 September 2019*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			cost-effective proposal for the benefit of the Council and the community in this matter. **Section 91(7) Order** 4. Pursuant to Section 90 (3) (b) & (d) That having considered Agenda Item Hillgrove Resources Debt to Council Update, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the debt is reduced to only the amount that is current, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
125	6 November 2017	City Centre Strategic Partnering Opportunity	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer / General Manager Infrastructure and Projects, General Manager Planning and Development, General Manager Corporate Services, General Manager Council Services, Strategic Projects Manager and Minute Secretary, be excluded from attendance at the meeting for Agenda Item 18.2 City Centre Strategic Partnering Opportunity. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person/entity with whom the Council is: - Conducting business or proposing to conduct business; and - Would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances	The council report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person/entity with whom the Council is: Conducting business or proposing to conduct business; and Would prejudice the commercial position of the Council. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in	Until the Council and Burke Urban have concluded all commercial negotiations and either settled the purchase of the subject land or Council has resolved and Burke Urban has advised Council of no longer having a direct interest in the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.			*Report, attachments and Minutes released on website 9 May 2018*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. **<u>Section 91(7) Order</u>** 8. <u>Pursuant to Section 90 (3) (b)</u> That having considered Agenda Item 18.2 City Centre Strategic Partnering Opportunity in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the Council and Burke Urban have concluded all commercial negotiations and either settled the purchase of the subject land or Council has resolved and Burke Urban has advised Council of no longer having a direct interest in the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.		public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
126	4 December 2017	Mount Barker WWTP - CMF Upgrade: Project Close-Out	**Section 90 (3) (g) Order** 1. Pursuant to Section 90(3) (g) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer / General Manager Infrastructure and Projects, General Manager Planning and Development, General Manager Corporate Services, General Manager Council Services and Minute Secretary be excluded from attendance at the meeting for Agenda Item Mount Barker WWTP CMF Upgrade Project Close-Out. The Council is satisfied that pursuant to Section 90(3)(g) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information concerning matters that must be considered in confidence in order to ensure that the Council does not breach a legal obligation in that the Settlement Agreement between Council and Guidera O'Connor requires confidentiality. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because of the legal obligation on Council.	Discussion, report, attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(g) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information concerning matters that must be considered in confidence in order to ensure that the Council does not breach a legal obligation in that the Settlement Agreement between Council and Guidera O'Connor requires confidentiality. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because of the legal obligation on Council.	Should remain confidential and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 3. Pursuant to Section 91(7) That having considered Agenda Item Mount Barker WWTP CMF Upgrade Project Close-Out in confidence under 90(2) and 3(g) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report, attachments and all minutes should remain confidential and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
127	15 January 2018	Strategic Land Acquisition	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer / General Manager Infrastructure and Projects, General Manager Planning and Development, General Manager Corporate Services, A/g General Manager Council Services, and Minute Secretary, be excluded from attendance at the meeting for Agenda Item 18.1 Strategic Land Acquisition. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person/entity with whom the Council is: - Conducting business or proposing to conduct business; and - Would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public	Council agenda item, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person/entity with whom the Council is: - Conducting business or proposing to conduct business; and - Would prejudice the commercial position of the Council. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest	Retained in confidence until the Council and related parties have concluded all commercial negotiations and either settled the purchase of the subject land or Council has resolved to no longer have a direct interest in acquiring the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	2 Oct 18	Within 12 months	*Report, attachments and Minutes released on website 26 August 2019*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. **<u>Section 91(7) Order</u>** 2. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.1 Strategic Land Acquisition in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council agenda item, related documents and all minutes be retained in confidence until the Council and related parties have concluded all commercial negotiations and either settled the purchase of the subject land or Council has resolved to no longer have a direct interest in acquiring the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.		in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.			

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
128	15 January 2018	Prudential and other reports – Land Acquisition	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer / General Manager Infrastructure and Projects, General Manager Planning and Development, General Manager Corporate Services, A/g General Manager Council Services and Minute Secretary, be excluded from attendance at the meeting for Agenda Item 18.2 Prudential Report Land Acquisition. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person/entity with whom the Council is: - Conducting business or proposing to conduct business; and - Would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public	Council agenda item, related documents with the exception of the attached Prudential Report with any commercial in confidence information to first be redacted, and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person/entity with whom the Council is: - Conducting business or proposing to conduct business; and - Would prejudice the commercial position of the Council. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest	Retained in confidence until the Council and the related party have concluded all commercial negotiations and either settled the purchase of the subject land or Council has resolved and the related party has advised Council of no longer having a direct interest in the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.			*Report, attachments and Minutes released on website 9 May 2018*

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			has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. **Section 91(7) Order** 2. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.2 Prudential Report Land Acquisition in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council agenda item, related documents with the exception of the attached Prudential Report with any commercial in confidence information to first be redacted, and all minutes be retained in confidence until the Council and the related party have concluded all commercial negotiations and either settled the purchase of the subject land or Council has resolved and the related party has advised Council of no longer having a direct interest in the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.		in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.			

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
129	5 February 2018	Hillgrove Resources Debt to Council - Further Update	**Section 90 (3) (b) Order** 1. <u>Pursuant to Section 90(3)(b)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Infrastructure & Projects, General Manager Planning and Development, General Manager Corporate Services, General Manager Council Services and the Minutes Secretary be excluded from attendance at the meeting for Agenda Item Hillgrove Resources Debt to Council - Further Update. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.	Council report, related documents and all minutes be retained in confidence.	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the	Retained in confidence until the debt is reduced to only the amount that is current, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	2 Oct 18	Within 12 months	*Report attachments and minutes on website 5 September 2019*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 5. Pursuant to Section 90 (3) (b) & (d) That having considered Agenda Item Hillgrove Resources Debt to Council - Further Update, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the debt is reduced to only the amount that is current, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
130	26 March 2018	City Centre Strategic Partnering Initiative	1. <u>Pursuant to Section 90(3)(b)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer / General Manager Infrastructure and Projects, General Manager Planning and Development, General Manager Corporate Services, General Manager Council Services, General Manager Planning & Development, and Strategic Projects Manager be excluded from attendance at the meeting for Agenda Item 3.1 City Centre Strategic Partnering Initiative. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to conclude and formalise the necessary arrangements for the benefit of the Council and the community in this matter.	Council report, related documents and all minutes be retained in confidence	The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to conclude and formalise the necessary arrangements for the benefit of the Council and the community in this matter.	Retained in confidence until Council has concluded all commercial negotiations and either settled the purchase of the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.			*Report, attachments and Minutes released on website 9 May 2018*

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			2. Pursuant to Section 90 (3) (b) That having considered Agenda Item 3.1 City Centre Strategic Partnering Initiative in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until Council has concluded all commercial negotiations and either settled the purchase of the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
131	7 May 2018	Recycled Water Initiatives	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Infrastructure & Projects, General Manager Planning and Development, General Manager Council Services and the Minutes Secretary be excluded from attendance at the meeting for Agenda Item Recycled Water Initiatives. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council and would see Council breach a legal obligation. In addition the disclosure of this in formation 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because Council has a legal obligation and the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective outcome for the benefit of the Council and the community in this matter.	Council report, related documents and all minutes be retained in confidence	The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because Council has a legal obligation and the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective outcome for the benefit of the Council and the community in this matter.	Retained in confidence until: …… or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	6 Sep 21	Within 12 months	*Report, attachments and Minutes released on website 31 August 2022*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 2. Pursuant to Section 90 (3) (b) & (d) That having considered Agenda Item Recycled Water Initiatives, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until: …… or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
132	3 September 2018	Regional Hub Precinct Plan And Regional Indoor Aquatic/Leisure Detailed Concept	1. <u>Pursuant to Section 90(3)(b)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer Andrew Stuart, Deputy Chief Executive Officer Brian Clancey, Acting General Manager Community Services Jamie Tann, Acting General Manager Planning and Development Marc Voortman, General Manager Infrastructure Phil Burton, Project Leader Regional Hub Delivery, Kate Jessep, Manager Planning Policy and Strategy Luke Gray, and the Minute Secretary Sue Miller, be excluded from attendance at the meeting for Agenda Item 18.1. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice	Council report, related documents and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council.	Retained in confidence until a contract relating to the required land has been settled, or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	8 Oct 19	Within 12 months	*Report, attachments and Minutes released on website 30 October 2019*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Council's ability to be able to negotiate a cost-effective outcome. 7. Pursuant to Section 90 (3) (b) & (d) That having considered Agenda Item 18.1 Confidential Regional Hub Precinct Plan and Regional Indoor Aquatic/Leisure Detailed Concept in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until a contract relating to the required land has been settled, or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
133	3 September 2018	Chief Executive Officer's Performance Review 2018	**Section 90 (3) (a) Order** 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public be excluded from attendance at the meeting for Agenda Item 18.2. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed.						*Report, attachment and Minutes released on website 6 September 2018*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
134	5 November 2018	Confidential Item: Recycled Water	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer, General Manager Infrastructure, Chief Financial Officer, General Manager Planning and Development, General Manager Community Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item Recycled Water. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a	Council report, related documents and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council.	Retained in confidence until the Hillgrove Resources debt is reduced to only the amount that is current and the Pumped Hydro Energy Storage opportunity has progressed such that further information pertaining to that can be made public; or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months		Within 12 months	*Report, attachment and Minutes released on website 5 September 2019*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			cost-effective outcome for the benefit of the Council and the community in this matter. **<u>Section 91(7) Order</u>** 5. <u>Pursuant to Section 90 (3) (b) & (d)</u> That having considered Agenda Item Recycled Water, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the Hillgrove Resources debt is reduced to only the amount that is current and the Pumped Hydro Energy Storage opportunity has progressed such that further information pertaining to that can be made public; or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
135	21 January 2019	Confidential Item: Proposed Strategic Land Acquisition	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager, Governance, Strategic Projects and Wastewater/Recycled Water; General Manager, Community Services; General Manager, Planning and Development; General Manager, Infrastructure; Chief Financial Officer; and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item Proposed Strategic Land Acquisition. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.	Council report, related documents and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: conducting business; and would prejudice the commercial position of the Council.	Retained in confidence until the settlement of the subject land or such lesser period as may be determined by the Chief Executive Officer.	8 Oct 19	Within 12 months	*Report, attachments and Minutes released on website 30 October 2019*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 5. Pursuant to Section 90 (3) (b) & (d) That having considered the Agenda Item Proposed Strategic Land Acquisition in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the settlement of the subject land or such lesser period as may be determined by the Chief Executive Officer.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
136	4 March 2019	Confidential Item: Appointment of Additional Audit and Risk Committee Member	1. <u>Pursuant to Section 90(3)(a)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except (Chief Executive Officer, Chief Financial Officer, General Manager Planning and Development, General Manager Community Services, General Manager Infrastructure and the Minute Secretary) be excluded from attendance at the meeting for Agenda Item 18.1 Appointment of Additional Audit and Risk Committee Member. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of people who expressed an interest in membership of the Audit and Risk Committee in that details included in their resumes will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details relating to personal information of people who expressed an interest in membership of the Committee will be discussed. 4. <u>Pursuant to Section 91(7)</u> That having considered Agenda Item18.1 Appointment of Additional Audit and Risk Committee Member in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the attachments be retained in confidence until 4 March 2019 or such lesser period as may be determined by the Chief Executive Officer.	Attachments be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of people who expressed an interest in membership of the Audit and Risk Committee in that details included in their resumes will be discussed.	Retained in confidence until 4 March 2019 or such lesser period as may be determined by the Chief Executive Officer.	8 Oct 19	Within 12 months	*Attachment released 19/9/19*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
137	1 April 2019	Confidential Item: Proposed Disposal of 64 Alexandrina Road Mount Barker	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager, Governance, Strategic Projects and Wastewater/Recycled Water; General Manager, Community Services; General Manager Planning and Development; General Manager, Infrastructure; Chief Financial Officer; :Strategic Property and Projects Manager and the Minute Secretary be excluded from attendance at the meeting for the Agenda 18.1 Item Proposed Disposal of 64 Alexandrina Road Mt Barker. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: -is proposing to conduct business; and -would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. **Section 91(7) Order**	That the council report and related documents be retained in confidence until the settlement of the subject land or such lesser period as may be determined by the Chief Executive Officer.	The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.	Retained in confidence until the settlement of the subject land or such lesser period as may be determined by the Chief Executive Officer.	7 Sep 20	Within 12 months	*Report, attachments and Minutes released on website 25 November 2020*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			4. Pursuant to Section 90 (3) (b) & (d) That having considered the Agenda Item 18.1 Proposed Disposal of 64 Alexandrina Road Mt Barker in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report and related documents be retained in confidence until the settlement of the subject land or such lesser period as may be determined by the Chief Executive Officer.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
138	1 April 2019	Confidential Item: Appointment to Adelaide Hills Reconciliation Working Group	1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except (Chief Executive Officer, Deputy CEO/General Manager Governance, Strategic Projects, Wastewater/Recycled Water, Chief Financial Officer, General Manager Planning and Development, General Manager Community Services, General Manager Infrastructure and the Minute Secretary) be excluded from attendance at the meeting for Agenda Item 18.2 Appointment to Adelaide Hills Reconciliation Working Group. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of people who expressed an interest in membership of the Adelaide Hills Reconciliation Working Group in that details of those nominated will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details relating to personal information of people who expressed an interest in membership of the Working Group will be discussed. **Section 91(7) Order** 5. Pursuant to Section 91(7) That having considered Agenda Item 18.2 Appointment to Adelaide Hills Reconciliation Working Group in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that any discussion related to information not contained within this report, be retained in confidence until 1 April 2019 or such lesser period as may be determined by the Chief Executive Officer.	That any discussion related to information not contained within this report, be retained in confidence until 1 April 2019 or such lesser period as may be determined by the Chief Executive Officer.	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of people who expressed an interest in membership of the Adelaide Hills Reconciliation Working Group in that details of those nominated will be discussed.	That any discussion related to information not contained within this report, be retained in confidence until 1 April 2019 or such lesser period as may be determined by the Chief Executive Officer.		Within 12 months	*Report and Minutes released on website 5 September 2019*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
139	2 September 2019	Strategic Land Purchase: Mount Barker City Centre	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Infrastructure, General Manager Community Services, Acting General Manager Planning and Development, Manager Strategic Projects, Risk and Governance Officer and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item titled Strategic Land Purchase Mount Barker City Centre. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. **Section 91(7) Order** 5. That having considered the Agenda Item titled Strategic Land Purchase Mount Barker City Centre	That the council report, related documents and all minutes be retained in confidence (with the exception of the purchase of the subject land by council being made public once settlement has occurred) until Council has determined and formalised the future use of the subject land following an intended Expressions of Interest process or such lesser period as may be determined by the Chief Executive Officer.	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to would prejudice the commercial position of the Council	Retained in confidence (with the exception of the purchase of the subject land by council being made public once settlement has occurred) until Council has determined and formalised the future use of the subject land following an intended Expressions of Interest process or such lesser period as may be determined by the Chief Executive Officer.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence (with the exception of the purchase of the subject land by council being made public once settlement has occurred) until Council has determined and formalised the future use of the subject land following an intended Expressions of Interest process or such lesser period as may be determined by the Chief Executive Officer.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
140	2 September 2019	**Regional Indoor Aquatic and Leisure Centre**	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Infrastructure, General Manager Community Services, Acting General Manager Planning and Development, Manager Strategic Projects, Risk and Governance Officer, and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item titled Regional Indoor Aquatic and Leisure Centre. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position, detailed within the draft Business Case, may severely prejudice Council's ability to be able to negotiate a cost-effective outcome in relation to contract negotiations with future facility managers and operators. **Section 91(7) Order**	That the council report and draft business case and all minutes be retained in confidence until Council has determined that the release of such documents will not prejudice its ability to negotiate a satisfactory commercial outcome or such lesser period as may be determined by the Chief Executive Officer.	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to would prejudice the commercial position of the Council.	Retained in confidence until Council has determined that the release of such documents will not prejudice its ability to negotiate a satisfactory commercial outcome or such lesser period as may be determined by the Chief Executive Officer.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			4. That having considered the Agenda Item titled Regional Indoor Aquatic and Leisure Centre in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report and draft business case and all minutes be retained in confidence until Council has determined that the release of such documents will not prejudice its ability to negotiate a satisfactory commercial outcome or such lesser period as may be determined by the Chief Executive Officer.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
141	2 September 2019	Chief Executive Officer's Performance Review 2019	**Section 90 (3) (a) Order** 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public be excluded from attendance at the meeting for Agenda Item 18.3. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed. *Released 5 September 2019*						*Report, attachment and Minutes released on website 5 September 2019*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
142	16 September 2019	City Centre Catalyst Development: Expression of Interest	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Infrastructure, General Manager Community Services, Acting General Manager Planning and Development, Chief Financial Officer, Manager Strategic Projects, Planning and Policy, Risk and Governance Officer, Minute Secretary, Ben Koop (JLL/Alinea Group) and Sean Keenihan (Norman Waterhouse Lawyers) be excluded from attendance at the meeting for Agenda Item 3.1 Confidential: City Centre Catalyst Development: Expression of Interest. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would seriously compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent.	That the council report, related documents and all minutes be retained in confidence until a contract or lease is executed (other than information necessary to conduct the expression of interest process) or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council.	Retained in confidence until a contract or lease is executed (other than information necessary to conduct the expression of interest process) or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			7. Pursuant to Section 90 (3) (b) That having considered Agenda Item 3.1 Confidential: City Centre Catalyst Development: Expression of Interest, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until a contract or lease is executed (other than information necessary to conduct the expression of interest process) or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
143	4 November 2019	Kerbside Waste Contract Amendments	<u>Pursuant to Section 90(3)(k) and (b)</u> 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Community Services, General Manager Infrastructure, Acting General Manager Planning and Development, Chief Financial Officer, Risk and Governance Officer and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Kerbside Waste Contract Amendments. The Council is satisfied that pursuant to: - Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this Agenda item are tenders for: • The provision of services, or • The carrying out of works - Section 90(3)(b) of the Act being information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - would prejudice the commercial position of the Council The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on each of the tenderers as competitive commercial information will be disclosed; and because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. **<u>Section 91(7) Order</u>** <u>Pursuant to Section 91(7)</u>	Report and minutes be retained in confidence until the conclusion of the contract and that this order be reviewed every 12 months.	The Council is satisfied that pursuant to: - Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this Agenda item are tenders for: • The provision of services, or • The carrying out of works - Section 90(3)(b) of the Act being information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - would prejudice the commercial position of the Council	Retained in confidence until the conclusion of the contract and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	*Report and Minutes released on website 13 October 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			5. That having considered Agenda Item 18.1 Kerbside Waste Contract Amendments in confidence under 90(2) and 3(k) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report and minutes be retained in confidence until the conclusion of the contract and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
144	20 January 2020	Appointment of Independent Members, Payment of An Annual Fee and Appointment of a Council Member to the Regional Sports Hub Board	1. <u>Pursuant to Section 90(3)(a)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except (Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects, Wastewater/Recycled Water, Chief Financial Officer, General Manager Planning and Development, General Manager Community Services, General Manager Infrastructure, Risk and Governance Officer and the Minute Secretary) be excluded from attendance at the meeting for Agenda Item 18.1 Appointment of Independent Members, Payment of an annual fee and appointment of a Council Member to the Regional Sports Hub Board The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of people who expressed an interest in membership of the Regional Sports Hub Board in that their identity and details included in their resumes will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details relating to personal information of people who expressed an interest in membership of the Board will be discussed.	Report attachments and minutes be retained in confidence until all appointees have accepted their position and unsuccessful applicants have been notified or such lesser period as may be determined by the Chief Executive Officer.	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of people who expressed an interest in membership of the Regional Sports Hub Board in that their identity and details included in their resumes will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the	Retained in confidence until all appointees have accepted their position and unsuccessful applicants have been notified or such lesser period as may be determined by the Chief Executive Officer. .		Within 12 months	*Report, attachment and Minutes released on website 12 June 2020*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 7. <u>Pursuant to Section 91(7)</u> That having considered Agenda Item 18.1 Appointment of Independent Members, payment of an Annual Fee and Appointment of a Council Member to the Regional Sports Hub Board in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report attachments and minutes be retained in confidence until all appointees have accepted their position and unsuccessful applicants have been notified or such lesser period as may be determined by the Chief Executive Officer.		disclosure of details relating to personal information of people who expressed an interest in membership of the Board will be discussed.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
145	3 February 2020	Recycled Water Storage	**Section 90 (3) (h) Order** 1. Pursuant to Section 90(3)(h) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Wastewater/Recycled Water, General Manager Infrastructure, General Manager Planning and Development, General Manager Community Services, Chief Financial Officer and Minute Secretary be excluded from attendance at the meeting for Agenda Item Recycled Water Storage. The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed with council members. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter. 4. Pursuant to Section 91(7) That having considered Agenda Item Recycled Water Storage in confidence under 90(2) and 3(h) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report, including the two addendums, attachments, and all minutes be retained in confidence …… or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Report, including the two addendums, attachments, and all minutes be retained …….. or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed with council members. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter.	Retained in confidence until …….or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
146	2 March 2020	Appointment of an Independent Member to the Audit And Risk Committee	1. <u>Pursuant to Section 90(3)(a)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except (Chief Executive Officer, Chief Financial Officer, General Manager Planning and Development, General Manager Community Services, General Manager Infrastructure, and the Minute Secretary) be excluded from attendance at the meeting for Agenda Item 18.1 Appointment of an Independent Member to the Audit and Risk Committee. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of people who expressed an interest in membership of the Audit and Risk Committee in that details included in their resumes will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details relating to personal information of people who expressed an interest in membership of the Committee will be discussed. **<u>Section 91(7) Order</u>** 3. <u>Pursuant to Section 91(7)</u> That having considered Agenda Item 18.1 Appointment of an Independent Member to	Report and minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of people who expressed an interest in membership of the Audit and Risk Committee in that details included in their resumes will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the	Retained in confidence until the successful applicant and unsuccessful applicants have been advised of Council's decision.		Within 12 months	*Report and minutes released on website 23 July 2020*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			the Audit and Risk Committee in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report and minutes be retained in confidence until the successful applicant and unsuccessful applicants have been advised of Council's decision.		disclosure of details relating to personal information of people who expressed an interest in membership of the Committee will be discussed.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
147	2 March 2020	City Centre Catalyst Development: Expression Of Interest	1. <u>Pursuant to Section 90(3)(b)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Infrastructure, General Manager Community Services, Acting General Manager Planning and Development, Chief Financial Officer, Minute Secretary, Ben Koop (JLL/Alinea Group) and Sean Keenihan (Norman Waterhouse Lawyers) be excluded from attendance at the meeting for Agenda Item 18.2 Confidential: City Centre Catalyst Development: Expression of Interest. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is	Report, attachments, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: conducting business; or proposing to conduct business; or would prejudice the commercial position of the Council 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	Retained in confidence until 25 February 2030 or earlier as determined by the Chief Executive Officer, other than information that is required for consultation. This order will be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would seriously compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent. 8. <u>Pursuant to Section 90 (3) (b)</u> That having considered Agenda Item 18.2 Confidential: City Centre Catalyst Development: Expression of Interest, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, attachments, related documents and all minutes be retained in confidence until 25 February 2030 or earlier as determined by the Chief Executive Officer, other than information that is required for consultation. This order will be reviewed every 12 months.		against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would seriously compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					any potential proponent.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
148	30 March 2020	Audit and Risk Committee Confidential Report - Draft Long Term Financial Plan	<u>Pursuant to Section 90(3)(b)</u> 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except Brian Clancey (Deputy Chief Executive Officer/General Manager Governance, Strategic Projects, Wastewater/Recycled Water) Alex Oulianoff, (Chief Financial Officer), Phil Burton (General Manager Infrastructure), Julie Scoggins (Manager Financial Services), Marcus Smith, (Manager Assets and Contracts), Ros McDougall (Risk and Governance Officer), Sue Miller (Executive Assistance to the CEO and Mayor), be excluded from attendance at the meeting for Agenda Item 12.1 Confidential Report – Draft Long Term Financial Plan . The Committee is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's	Committee report and attachments	The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to procure infrastructure cost effectively for the benefit of the Council and the community in this matter.	Retained in confidence until the Draft Long Term Financial Plan is made public or such lesser period as may be determined by the Chief Executive Officer.		Within 12 months	*Report and attachments released on website 6 August 2020*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			commercial position may prejudice Council's ability to procure infrastructure cost effectively for the benefit of the Council and the community in this matter. <u>Pursuant to Section 90 (3) (b)</u> 5. That having considered Agenda Item 12.1 Confidential Report – Draft Long Term Financial Plan in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Committee pursuant to Section 91(7) of the Act orders that the committee report and attachments and related documents and be retained in confidence until the Draft Long Term Financial Plan is made public or such lesser period as may be determined by the Chief Executive Officer.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
149	6 April 2020	Recycled Water Use And Storage	**Section 90 (3) (h) Order** 1. <u>Pursuant to Section 90(3)(h)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Wastewater/Recycled Water, General Manager Infrastructure, General Manager Planning and Development, General Manager Community Services, Chief Financial Officer, ICT Support Officer and Minute Secretary be excluded from attendance at the meeting for Agenda Item Recycled Water Use and Storage. The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed with council members. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter. **Section 91(7) Order** 4. <u>Pursuant to Section 91(7)</u> That having considered Agenda Item Recycled Water Use and Storage in confidence under 90(2) and 3(h) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report, attachments and all minutes be retained in confidence until the	Report, attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed with council members. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter.	Retained in confidence until the subject land has been transferred to council ownership or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			subject land has been transferred to council ownership or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
150	6 July 2020	Recycled Water Quality, Storage and Use	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Wastewater/Recycled Water, General Manager Infrastructure, General Manager Planning and Development, General Manager Community Services, Chief Financial Officer, Commercial Manager Wastewater and Minute Secretary be excluded from attendance at the meeting for Agenda Item Recycled Water Use and Storage. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter.	Report, attachments, addendum and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in	Retained in confidence until council has secured a legal interest in a site for the construction of a recycled water storage facility and concluded commercial negotiations on all of the matters outlined below or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 7. Pursuant to Section 91(7) That having considered Agenda Item Recycled Water Quality, Storage and Use in confidence under 90(2) and 3(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report, attachments, addendum and all minutes be retained in confidence until council has secured a legal interest in a site for the construction of a recycled water storage facility and concluded commercial negotiations on all of the matters outlined below or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		relation to the advice and its subject matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
151	7 September 2020	Disposal of 64 Alexandrina Road Mount Barker	**Section 90 (3) (b) Order** 1.Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer / General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Planning and Development, Chief Financial Officer, General Manager Community Services, Strategic Property and Projects Manager and Minute Secretary, be excluded from attendance at the meeting for Agenda Item 18.1 (Disposal of 64 Alexandrina Road, Mt Barker). The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the	Council report, related documents and all minutes	The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.	Retained in confidence until the sale of the property has settled or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	*Report and Minutes released on website 25 November 2020*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Council and the community in this matter and in relation to other contract negotiations. **Section 91(7) Order** Pursuant to Section 90 (3) (b) 2. That having considered Agenda Item 18.2 (Update on the sale of 64 Alexandrina Road, Mt Barker), in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the sale of the property has settled or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
152	6 October 2020	Appointment of Two Independent Members to the Audit and Risk Committee and Committee Chairperson	<u>Pursuant to Section 90(3)(a)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Deputy Chief Executive Officer/General Manager – Governance, Strategic Projects and Wastewater/Recycled Water, Chief Financial Officer, General Manager Planning and Development, General Manager Community Services, Acting General Manager Infrastructure, and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Appointment of two Independent Members to the Audit and Risk Committee and a Committee Chairperson. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of people who expressed an interest in membership of the Audit and Risk Committee in that details included in their resumes will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details relating to personal information of people who expressed an interest in membership of the Committee including the role of Chairperson will be discussed. <u>Pursuant to Section 91(7)</u>	Report, attachment and minutes	That Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details relating to personal information of people who expressed an interest in membership of the Committee including the role of Chairperson will be discussed.	Retained in confidence until the successful applicants and unsuccessful applicants have been advised of Council's decision.			*Report, Attachment and Minutes released on website 12 October 2020*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Having considered Agenda Item 18.1 Appointment of two Independent Members to the Audit and Risk Committee and a Committee Chairperson in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report, attachment and minutes be retained in confidence until the successful applicants and unsuccessful applicants have been advised of Council's decision.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
153	6 October 2020	Council Assessment Panel Recruitment	<u>Pursuant to Section 90(3)(a)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Deputy Chief Executive Officer/General Manager – Governance, Strategic Projects and Wastewater/Recycled Water, Chief Financial Officer, General Manager Planning and Development, General Manager Community Services, Acting General Manager Infrastructure, and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 be excluded from attendance at the meeting for Agenda Item 18.2 Council Assessment Panel Recruitment. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the four preferred applicants for independent membership of the CAP. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the suitability of the applicants will be discussed. <u>Section 91(7) Order</u> After having considered Agenda Item 18.2 Appointment of four Independent Members	Report and minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the four preferred applicants for independent membership of the CAP.	Retained in confidence until the successful applicants have been appointed and unsuccessful applicants have been advised of Council's decision.			*Report and Minutes released on website 27 October 2020*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			(including one Presiding Member) to the Council Assessment Panel in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report and minutes be retained in confidence until the successful applicants have been appointed and unsuccessful applicants have been advised of Council's decision.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
154	6 October 2020	Recycled Water Storage Facility Preferred Location	<u>Pursuant to Section 90(3)(b)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Wastewater/Recycled Water, Acting General Manager Infrastructure, General Manager Planning and Development, General Manager Community Services, Chief Financial Officer and Minute Secretary be excluded from attendance at the meeting for Agenda Item Recycled Water Storage Facility Preferred Location. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter. <u>Pursuant to Section 91(7)</u> That having considered Agenda Item Recycled Water Storage Facility Preferred Location in confidence under 90(2) and 3(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report, attachments and all minutes be retained in confidence until council has secured a legal interest in a site for the construction of a recycled water storage facility	Report, attachment and minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council.	Retained in confidence until council has secured a legal interest in a site for the construction of a recycled water storage facility and concluded negotiations on all of the matters outlined below or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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			and concluded negotiations on all of the matters outlined below or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
155	6 October 2020	Chief Executive Officer's Performance Review 2020	<u>Pursuant to Section 90(3)(a)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public and staff be excluded from attendance at the meeting for Agenda Item 18.4. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed. <u>Section 91(7) Order</u> After having considered Agenda Item 18.4 Chief Executive Officer's Performance Review 2020 in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the agenda item plus attachment and minutes be retained in confidence until the Chief Executive Officer has been formally advised of Council's decision.	Agenda item plus attachment and minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process.	Retained in confidence until the Chief Executive Officer has been formally advised of Council's decision.			*Report, Attachment and Minutes released on website 12 October 2020*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
156	4 November 2020	City Centre Catalyst Development – Request for Detailed Proposals	Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Infrastructure, General Manager Community Services, General Manager Planning and Development, Chief Financial Officer, Minute Secretary, Ben Koop (Alinea Group) and Sean Keenihan (Norman Waterhouse Lawyers) be excluded from attendance at the meeting for Agenda Item 3.1 Confidential: City Centre Catalyst Development: Request For Detailed Proposals. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place	Council report, attachments, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - onducting business; or - roposing to conduct business; or - ould prejudice the commercial position of the Council	Retained in confidence until 29 October 2030 or earlier other than information that is required for consultation with the community as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would seriously compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent. <u>Pursuant to Section 90 (3) (b)</u> That having considered Agenda Item 3.1 Confidential: City Centre Catalyst Development: Request For Detailed Proposals, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, attachments, related documents and all minutes be retained in confidence until 29 October 2030 or earlier other than information that is required for consultation with the community as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
156a	2 December 2020	Regional Sports Hub - Licence Negotiation Strategy	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except, Deputy Chief Executive Officer / General Manager Governance (B Clancey), General Manager Community Services (G Parker), General Manager Infrastructure (P Burton), Mayor Ann Ferguson, Crs Seager and Orr, Senior Community Development Officer (P McGinn), Building and Recreation Manager (M Bell), Accountant (M Murawsky) and the Minute Secretary (V Pegler), be excluded from attendance at the meeting for Agenda Item 12.1 (Regional Sports Hub – Licence Negotiation Strategy). The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is	Agenda item, attachments and minutes	The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The	Retained in confidence until all Licence Agreements have been executed or such lesser period as may be determined by the Board Executive Officer	6 Sep 21	Within 12 months	*Report, Attachment and Minutes released on website 16 March 2022*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board/Council's commercial position may severely prejudice the Board/Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. Pursuant to Section 90 (3) (b) That having considered Agenda Item 12.1 (Regional Sports Hub Licence Negotiation Strategy), in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Board pursuant to Section 91(7) of the Act orders that the Board agenda item, attachments and minutes be retained in confidence until all Licence Agreements have been executed or such lesser period as may be determined by the Board Executive Officer.		Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board/Council's commercial position may severely prejudice the Board/Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
157	17 February 2021	Summit Sport and Recreation Park (SSRP) – Licence Negotiation Progress Report	Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Executive Officer to the Board, Chief Financial Officer, General Manager Infrastructure, Manager Infrastructure Maintenance and Operations, Senior Community Development Officer and the Minute Secretary, be excluded from attendance at the meeting for Agenda Item 12.1 (Summit Sport and Recreation Park (SSRP) – Licence Negotiation Progress Report). The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board/Council's commercial position may severely prejudice the Board/Council's ability to	Agenda item, attachments and minutes be retained in confidence until all Licence Agreements have been executed or such lesser period as may be determined by the Board Executive Officer.	The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council In addition the disclosure of this information would, on balance, be contrary to the public interest.	Retained in confidence until all Licence Agreements have been executed or such lesser period as may be determined by the Board Executive Officer.	6 Sep 21	Within 12 months	*Report, Attachments and Minutes released on website 16 March 202*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. Pursuant to Section 90 (3)(b) That having considered Agenda Item 12.1 (Summit Sport and Recreation Park (SSRP) - Licence Negotiation Progress Report), in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Board pursuant to Section 91(7) of the Act orders that the Board agenda item, attachments and minutes be retained in confidence until all Licence Agreements have been executed or such lesser period as may be determined by the Board Executive Officer.		The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board/Council's commercial position may severely prejudice the Board/Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
158	22 February 2021	City Centre Catalyst development: Heads of Agreement	Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Infrastructure, General Manager Community Services, General Manager Planning and Development, Chief Financial Officer, Manager Strategic Projects and Planning Policy, Minute Secretary and Ben Koop (Alinea Group) be excluded from attendance at the meeting for Agenda Item 3.1 Confidential: City Centre Catalyst Development: Heads of Agreement. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would seriously	Council report, attachments, related documents and all minutes	The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would seriously compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent.	Retained in confidence until 17th February 2031 or earlier other than information that is required for consultation with the community as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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			compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent. <u>Pursuant to Section 90 (3) (b)</u> That having considered Agenda Item 3.1 Confidential: City Centre Catalyst Development: Heads of Agreement, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, attachments, related documents and all minutes be retained in confidence until 17th February 2031 or earlier other than information that is required for consultation with the community as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
159	7 June 2021	Kerbside Waste – Processing of Recyclables	<u>Pursuant to Section 90(3)(b)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Wastewater/Recycled Water, General Manager Infrastructure, General Manager Planning and Development, Acting General Manager Community Services, Chief Financial Officer, Commercial Manager Wastewater Infrastructure, Risk & Governance Officer and Minute Secretary be excluded from attendance at the meeting for Agenda Item Kerbside Waste – Processing of Recyclables. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter. <u>Pursuant to Section 91(7)</u> That having considered Agenda Item Kerbside Waste – Processing of Recyclables in confidence under 90(2) and 3(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report, attachments and all minutes be retained in confidence until council has concluded negotiation and executed the associated documentation on all of the matters outlined below or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Discussion, report, attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter.	Retained in confidence until council has concluded negotiation and executed the associated documentation on all of the matters outlined below or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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160	7 June 2021	Nairne Wastewater Infrastructure Proposed Upgrading and Expansion – Business Case	<u>Pursuant to Section 90(3)(b)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager Wastewater/Recycled Water; General Manager, Infrastructure; Acting General Manager Council Services; General Manager Planning and Development; Chief Financial Officer, Commercial Manager, Wastewater, Governance an Risk Officer and Minute Secretary be excluded from attendance at the meeting for Agenda Item Nairne Wastewater Infrastructure Proposed Upgrading and Expansion: Business Case. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and proposing to conduct business; and would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to procurement and contract negotiations. <u>Pursuant to Section 90 (3) (b)</u> That having considered the Agenda Item Nairne Wastewater Infrastructure Proposed Upgrading and Expansion: Business Case in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the agenda item and attachments, related documents and all	Agenda item and attachments, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and proposing to conduct business; and would prejudice the commercial position of the Council.	Retained in confidence until Wastewater Commitment Deeds have been executed by both parties over all of the greenfields sites shown in attachment 2 and the procurement of all stage 1 works has occurred, or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	*Report and Minutes released on website 13 October 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			minutes be retained in confidence until Wastewater Commitment Deeds have been executed by both parties over all of the greenfields sites shown in attachment 2 and the procurement of all stage 1 works has occurred, or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
161	15 July 2021	Wastewater Service Delivery Report	Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except Alex Oulianoff, Chief Financial Officer; Brian Clancey, Deputy Chief Executive Officer/General Manager Governance and Wastewater/Recycled Water; Phil Burton, General Manager, Infrastructure, Chris Reynolds Commercial Manager Wastewater Councillor Leach and Maree Barns, Administration Officer, Governance be excluded from attendance at the meeting for Agenda Item 12.1 Wastewater Service Delivery Report. The Audit and Risk Committee is satisfied that pursuant to Section 90(3)(b) 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 Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Audit and Risk Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. Pursuant to Section 91(7) 5. That having considered Agenda Item 12.1 Wastewater Service Delivery Report in confidence under 90(2) and 3(b) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the agenda item, attachment and all minutes be retained in confidence until the council determines that this order should cease to apply.	Agenda item, attachment and all minutes	The Audit and Risk Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.	Retained in confidence until the council determines that this order should cease to apply.	6 Sep 21	Within 12 months	*Report, Attachments and Minutes released on website 14 July 2022*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
162	2 August 2021	Wastewater Service Delivery Report	<u>Pursuant to Section 90(3)(b)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water; General Manager, Infrastructure; General Manager, Planning and Development; General Manager, Community Services; Commercial Manager, Wastewater; Risk and Governance Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Wastewater Service Delivery Report. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. <u>Pursuant to Section 90 (3) (b)</u> having considered Agenda Item 18.1 Wastewater Service Delivery Report in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until one month after a prioritised program (inclusive of responsibility, timing and resources) with proposed actions to implement the	Council report, related documents and all minutes	The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.	Retained in confidence until one month after a prioritised program (inclusive of responsibility, timing and resources) with proposed actions to implement the actions arising from the Wastewater Service Delivery Options Report has been prepared and endorsed at a council meeting, noting that the target timing for that is as soon as practicable, and by no later than 5 October 2021.	6 Sep 21	Within 12 months	*Report, Attachments and Minutes released on website 14 July 2022*

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			actions arising from the Wastewater Service Delivery Options Report has been prepared and endorsed at a council meeting, noting that the target timing for that is as soon as practicable, and by no later than 5 October 2021.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
163	2 August 2021	Aquatic and Leisure Centre	**Pursuant to Section 90(3)(b)** Pursuant to Section 90(2) of the Local Government Act the Council orders that all members of the public except Chief Executive Officer, Deputy Chief Executive Officer, General Manager Community Services, General Manager Infrastructure, General Manager Planning & Development, Chief Financial Officer, Manager Strategic Projects and Economic Development, Risk and Governance Officer, Project Administration Officer, Minute Secretary and Ben Koop (Alinea Group), Warren Green (Warren Green Consulting) and Sean Keenihan (Norman Waterhouse Lawyers) be excluded from attendance at the meeting for Agenda Item 18.2 Aquatic and Leisure Centre. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. Pursuant to Section 90 (3) (b) & (d) That having considered Agenda Item 18.2 Aquatic and Leisure Centre in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence 2nd August, 2031) or such lesser period as	Council report, related documents and all minutes	The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.	Retained in confidence 2nd August, 2031) or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
164	2 August 2021	Public Lighting Tariffs Legal Action	Pursuant to Section 90(3)(h) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects And Wastewater/Recycled Water; Chief Financial Officer, General Manager Infrastructure; General Manager Planning and Development, General Manager Council Services, Risk and Governance Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.3 Public Lighting Tariffs Legal Action. The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed with council members. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter. Pursuant to Section 91(7) That having considered Agenda Item Confidential Item: 18.3 Public Lighting Tariffs Legal Action, in confidence under 90(2) and 3(h) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the act orders that the Report, Attachments and all Minutes be retained in confidence until the matter has been concluded and that this does not prevent the disclosure of confidential information or such other period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 Months.	Report, Attachments and all Minutes	The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed with council members. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter.	Retained in confidence until the matter has been concluded and that this does not prevent the disclosure of confidential information or such other period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 Months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
165	2 August 2021	Internal Review of a Council Decision – Engagement of Reviewer	Pursuant to Section 90(3)(h) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Deputy Chief Executive Officer, General Manager Community Services, General Manager Infrastructure, General Manager Planning & Development, Chief Financial Officer, Risk and Governance Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.4 Internal Review of a Council Decision – Engagement of Reviewer. The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed with council members. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter. Pursuant to Section 91(7) That having considered Agenda Item 18.4 Process for Internal Review of a Council Decision – Engagement of a Reviewer in confidence under 90(2) and 3(h) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report, attachments and all minutes be confidential be retained in confidence until the outcome of the internal review has been considered by Council and all of the persons who requested an internal review have been advised of the outcome and that this order be reviewed every 12 months.	Discussion, report, attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed with council members. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter.	Retained in confidence until the outcome of the internal review has been considered by Council and all of the persons who requested an internal review have been advised of the outcome and that this order be reviewed every 12 months.	6 Sep 21	Within 12 months	*Report, Attachment and Minutes released on website 7 October 2021*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
166	1 September 2021	SSRP Board -Turf Maintenance Tender Process	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Board orders that all members of the public except Chief Financial Officer, Manager, Infrastructure Maintenance and Operations, Senior Community Development Officer and the Minute Secretary, be excluded from attendance at the meeting for Agenda Item 12.1 (12.1. Turf Maintenance Tender Process). The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board/Council's commercial position may severely prejudice the Board/Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.	Agenda item, attachments and minutes	The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the	Retained in confidence until a contract for turf maintenance has been awarded or such lesser period as may be determined by the Board Executive Officer.		Within 12 months	*Minutes released on website 7 October 2021 Report released on website 16 August 2022*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 3. Pursuant to Section 90 (3) (b) That having considered Agenda Item 12.1 (12.1. Turf Maintenance Tender Process), in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Board pursuant to Section 91(7) of the Act orders that the Board agenda item, attachments and minutes be retained in confidence until a contract for turf maintenance has been awarded or such lesser period as may be determined by the Board Executive Officer.		information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board/Council's commercial position may severely prejudice the Board/Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.			

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
167	6 September 2021	Wastewater Service Delivery Implementation Program	1. <u>Pursuant to Section 90(3)(b)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water; General Manager, Infrastructure; General Manager, Planning and Development; General Manager, Community Services; Commercial Manager, Wastewater; Risk and Governance Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Wastewater Service Delivery Report – Implementation Program. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. Section 91(7) Order 3. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.1 Wastewater Service Delivery Report – Implementation Program in confidence under	Council report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of	Retained in confidence until a communication strategy has been prepared and implemented, with key stakeholders (including Mr Dan Cregan MP, SA Water and regulators) to be notified in advance of information being made available to the broader community with the objective that in the first instance the Frontier Economics Report be made available as soon as is reasonably practicable and the remaining information as determined by the Chief Executive Officer, and in any event by no later than 30 June 2022.		Within 12 months	*Report, Attachment and Minutes released on website 31 August 2022*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until a communication strategy has been prepared and implemented, with key stakeholders (including Mr Dan Cregan MP, SA Water and regulators) to be notified in advance of information being made available to the broader community with the objective that in the first instance the Frontier Economics Report be made available as soon as is reasonably practicable and the remaining information as determined by the Chief Executive Officer, and in any event by no later than 30 June 2022.		Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
168	5 October 2021	Wastewater Service Delivery: Engagement Fframework	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water; Chief Financial Officer, Manager Infrastructure Maintenance & Operations; General Manager, Planning and Development; General Manager, Community Services; Risk and Governance Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Wastewater Service Delivery: Engagement Framework. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.	Council report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances	Retained in confidence until the outcome of the proposed engagement process with SA Water has been considered by council and SA Water and agreement reached on the timing of information that can be made publicly available and that this order be reviewed within 12 months by the Chief Executive Officer		Within 12 months	*Report, Attachment and Minutes released on website 31 August 2022*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Pursuant to Section 90 (3) (b) 5. That having considered Agenda Item 18.1 Wastewater Service Delivery: Engagement Framework in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the outcome of the proposed engagement process with SA Water has been considered by council and SA Water and agreement reached on the timing of information that can be made publicly available and that this order be reviewed within 12 months by the Chief Executive Officer.		because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
169	5 October 2021	Internal Review of a Council Decision – Report by Reviewer	**Section 90 (3) (h) Order** 1. Pursuant to Section 90(3)(h) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Deputy Chief Executive Officer, General Manager Community Services, Manager Infrastructure Maintenance & Operations, General Manager Planning & Development, Chief Financial Officer, Risk and Governance Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Internal Review of a Council Decision – Report by Reviewer. The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed with council members. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the legal advice and its subject matter. **Section 91(7) Order** 5. Pursuant to Section 91(7) That having considered Agenda Item 18.2 Internal Review of a Council Decision – Report by Reviewer in confidence under 90(2) and 3(h) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report, attachments and all minutes be retained in confidence until Thursday 7 October 2021 being after the outcome of the internal review has been communicated by email from Kelledy Jones Lawyers to the 18 Applicants who requested an internal review on this matter and the 7 Complainants.	Discussion, report, attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed with council members. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the legal advice and its subject matter.	Retained in confidence until Thursday 7 October 2021 being after the outcome of the internal review has been communicated by email from Kelledy Jones Lawyers to the 18 Applicants who requested an internal review on this matter and the 7 Complainants.		Within 12 months	*Report, Attachment and Minutes released on website 7 October 2021*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
170	1 November 2021	Chief Executive Officer's Performance Review 2021	**Section 90 (3) (a) Order** 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public and staff be excluded from attendance at the meeting for Agenda Item 18.1. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed. **Section 91(7) Order** 5. After having considered Agenda Item 18.1 Chief Executive Officer's Performance Review 2021 in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the agenda item plus attachment and minutes be retained in confidence until the Chief Executive Officer has been formally advised of Council's decision.	Agenda item plus attachment and minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed	Retained in confidence until the Chief Executive Officer has been formally advised of Council's decision.			*Report, Attachment and Minutes released on website 31 August 2022*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
171	29 November 2021	Confidential Item – Sewer Main And Inlet Pump Station Tender	Section 90 (3) (k) Order 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer, Chief Financial Officer, General Manager Infrastructure, Program/Project Manager Wastewater, and the Risk & Governance Officer/Minute Secretary be excluded from attendance at the meeting for Agenda Item 4.1 Sewer Main and Inlet Pump Station Tender. The Council is satisfied that pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this agenda item is a tender for the provision of services and the carrying out of works. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on the achievement by Council of best value for money through the release of commercially sensitive information. <u>Section 91(7) Order</u> 10. Pursuant to Section 91(7) having considered Agenda Item 4.1 Sewer Main and Inlet Pump Station Tender in confidence under 90(2) and 3(k) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Local Government Act orders that the agenda item plus attachments, tender documents and all minutes be retained in confidence until a contract for the design and construction for the Project has been executed by council and the contractor, at which time the identity of the successful tenderer, the reason for their selection and the amount of the contract will be made public as required by the Local Government Act.	Agenda item plus attachments, tender documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this agenda item is a tender for the provision of services and the carrying out of works. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on the achievement by Council of best value for money through the release of commercially sensitive information.	Retained in confidence until a contract for the design and construction for the Project has been executed by council and the contractor, at which time the identity of the successful tenderer, the reason for their selection and the amount of the contract will be made public as required by the Local Government Act.	7 Oct 25	Within 12 months	*Successful tenderer released 30 March 2022 Report and Minutes released on website 26 August 2024 Attachments released on website 13 October 2025*

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172	17 January 2022	Confidential Item – Fulford Terrace, Littlehampton Development Site – Infrastructure Arrangements	**Section 90 (3) (d) Order** Pursuant to Section 90(3)(d) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer General Manager – Governance, Strategic Projects and Wastewater/Recycled Water; General Manager Corporate Services; General Manager, Infrastructure; Acting General Manager, Planning and Development; Acting General Manager, Community Services; Risk and Governance Officer / Executive Assistant to the Mayor; Executive Officer to the Summit Sport and Recreation Park Board, Executive Officer Sport and Recreation Development and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Fulford Terrace, Littlehampton Development Site - Infrastructure Arrangements. The Council is satisfied that 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 and • 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.	Report, attachment and all minutes	The Council is satisfied that 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 and • 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	Retained in confidence until 17 January 2023 or such lesser period as may be determined by the Chief Executive Officer.			*Report, Attachment and Minutes released on website 17 August 2023*

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			The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the developer. **Section 91(7) Order** Pursuant to Section 91(7) 8. That having considered Agenda Item 18.1 Fulford Terrace, Littlehampton Development Site - Infrastructure Arrangements in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence until 17 January 2023 or such lesser period as may be determined by the Chief Executive Officer.		at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the developer.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
173	17 January 2022	Appointment of Independent Members to the Summit Sport And Recreation Park Board	1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer General Manager – Governance, Strategic Projects and Wastewater/Recycled Water; General Manager Corporate Services; General Manager, Infrastructure; Acting General Manager, Planning and Development; Acting General Manager, Community Services; Risk and Governance Officer / Executive Assistant to the Mayor; Executive Officer to the Summit Sport and Recreation Park Board, Executive Officer Sport and Recreation Development and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Appointment of Independent Members to the Summit Sport and Recreation Park Board. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of people who expressed an interest in membership of the Summit Sport and Recreation Park Board in that their identity and details included in their resumes will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details relating to personal information of people who expressed an interest in membership of the Board will be discussed. 2. Pursuant to Section 91(7) That having considered Agenda Item 18.2 Appointment of Independent Members to the Summit Sport and Recreation Park Board in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report and minutes be retained in confidence until all appointees have accepted their position and unsuccessful applicants have been notified or such lesser period as may be determined by the Chief Executive Officer.	Report and minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of people who expressed an interest in membership of the Summit Sport and Recreation Park Board in that their identity and details included in their resumes will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details relating to personal information of people who expressed an interest in membership of the Board will be discussed.	Retained in confidence until all appointees have accepted their position and unsuccessful applicants have been notified or such lesser period as may be determined by the Chief Executive Officer.		Within 12 months	*Report, Attachment and Minutes released on website 16 August 2022*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
173a	17 February 2022	Audit and Risk Committee – Nairne Township Wastewater Infrastructure Upgrade – Prudential Report	**Section 90 (3) (b) Order** Pursuant to Section 90(3)(b) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except the Chief Financial Officer; Deputy Chief Executive Officer/General Manager Governance and Wastewater/Recycled Water; Manager Financial Services, and Risk and Governance Officer, and Councillor David Leach be excluded from attendance at the meeting for Agenda Item 12.1 Nairne Township Wastewater Infrastructure Upgrade – Prudential Report. The Audit and Risk Committee is satisfied that pursuant to Section 90(3)(b) of the Act, some of 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 position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Audit and Risk Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a proposal for the benefit of the Council and the community in this matter.	Agenda item, attachment and all minutes	Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except the Chief Financial Officer; Deputy Chief Executive Officer/General Manager Governance and Wastewater/Recycled Water; Manager Financial Services, and Risk and Governance Officer, and Councillor David Leach be excluded from attendance at the meeting for Agenda Item 12.1 Nairne Township Wastewater Infrastructure Upgrade – Prudential Report. The Audit and Risk Committee is satisfied that pursuant to Section 90(3)(b) of the Act, some of 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	Retained in confidence until the council determines that this order should cease to apply.	3 Oct 23	Within 12 months	*Attachment released on website 8 March 2022 Report and Minutes released on website 26 August 2024*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order Pursuant to Section 91(7) 4. That having considered Agenda Item 12.1 Nairne Township Wastewater Infrastructure Upgrade – Prudential Report in confidence under 90(2) and 3(b) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the agenda item, attachment and all minutes be retained in confidence until the council determines that this order should cease to apply.		disclosure of which could reasonably be expected to prejudice the position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Audit and Risk Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a proposal for the benefit of the Council and the				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
174	7 March 2022	Audit and Risk Committee – Nairne Township Wastewater Infrastructure Upgrade – Prudential Report	**Section 90 (3) (b) Order** Pursuant to Section 90(3)(b) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer General Manager – Governance, Strategic Projects and Wastewater/ Recycled Water; General Manager Corporate Services; General Manager, Infrastructure; General Manager, Planning and Development; Acting General Manager, Community Services; Risk and Governance Officer / Executive Assistant to the Mayor and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Nairne Township Wastewater Infrastructure Upgrade – Prudential Report. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, some of 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 position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a proposal for the benefit of the Council and the community in this matter. Section 91(7) Order Pursuant to Section 91(7) 4. having considered Agenda Item 18.1 Nairne Township Wastewater Infrastructure Upgrade – Prudential Report in confidence under 90(2) and 3(b)	Agenda item and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, some of 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 position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has	Retained in confidence until the council determines that this order should cease to apply.	3 Oct 23	Within 12 months	*Attachment released on website 8 March 2022 Report and Minutes released on website 26 August 2024*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the agenda item and all minutes be retained in confidence until the council determines that this order should cease to apply.		been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a proposal for the benefit of the Council and the community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
175	2 May 2022	Wastewater Service Delivery – Developer wastewater Infrastructure Fees	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager Governance and Wastewater/Recycled Water; General Manager, Infrastructure; General Manager, Planning and Community; General Manager, Corporate Services; Acting General Manager Community Services, Risk and Governance Officer / EA to the Mayor, and Executive Assistant to the Chief Executive Officer be excluded from attendance at the meeting for Agenda Item 3.1 Wastewater Service Delivery – Developer Wastewater Infrastructure Fees. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. Section 91(7) Order	Council report, related documents and all minutes except Attachments 4 and 5 be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the	Retained in confidence, with the exception that this information be made available to all members of the council's Audit and Risk Committee given the addition to the terms of reference of that Committee, until 2 May 2025 or such lesser period for some of the information as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	*Attachments 4 and 5 released on website 31 August 2022*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			9. Pursuant to Section 90 (3) (b) That having considered Agenda Item 3.1 Wastewater Service Delivery – Developer Wastewater Infrastructure Fees in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes except Attachments 4 and 5 be retained in confidence, with the exception that this information be made available to all members of the council's Audit and Risk Committee given the addition to the terms of reference of that Committee, until 2 May 2025 or such lesser period for some of the information as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
176	2 May 2022	Regional Aquatic and Leisure Centre Project Update	Section 90 (3) (k) Order 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer, Acting General Manager Community Services, General Manager Infrastructure, General Manager Planning & Community, General Manager Corporate Services, Risk and Governance Officer, and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Regional Aquatic and Leisure Centre Project Update. The Council is satisfied that pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this Agenda item are tenders for the provision of services. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact on each of the tenderers. Section 91(7) Order 2. Pursuant to Section 91(7) That having considered Agenda Item 18.1 Regional Aquatic and Leisure Centre Project Update in confidence under 90(2) and 3(k) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the agenda item, tender documents and all minutes be retained in confidence until 2 May 2023 save and except attachment 1 and that this order is subject to Section 91(8) of the Act which provides that the identity of the successful tenderer, the amount(s) payable by the Council under a contract for the provision of the specified services and the reason for the tender being awarded to the successful tenderer must be released once the contract has been entered into by all concerned parties.	Agenda item, tender documents and all minutes be retained in confidence until 2 May 2023 save and except attachment 1 and that this order is subject to Section 91(8) of the Act which provides that the identity of the successful tenderer, the amount(s) payable by the Council under a contract for the provision of the specified services and the reason for the tender being awarded to the successful tenderer must be released once the contract has been entered into by all concerned parties.	The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact on each of the tenderers.	Retained in confidence until 2 May 2023 save and except attachment 1 and that this order is subject to Section 91(8) of the Act which provides that the identity of the successful tenderer, the amount(s) payable by the Council under a contract for the provision of the specified services and the reason for the tender being awarded to the successful tenderer must be released once the contract has been entered into by all concerned parties.	3 Oct 23	Within 12 months	*Report, Attachment and Minutes released on website 26 August 2024*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
177	2 May 2022	Appointment of Adelaide Hills Region Waste Management Authority (AHRWMA) Independent Chairperson and Council Board Member and Deputy Board Member	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer; Deputy Chief Executive Officer General Manager – Governance, Strategic Projects and Wastewater/Recycled Water; General Manager Corporate Services; General Manager Infrastructure; General Manager Planning and Development; Acting General Manager Community Services; Risk and Governance Officer / Executive Assistant to the Mayor; and the Minute Secretary, be excluded from attendance at the meeting for Agenda Item 18.2 Confidential Report – Appointment of Adelaide Hills Region Waste Management Authority (AHRWMA) Independent Chairperson and Council Board Member and Deputy Board Member. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the applicants, in that details of the panel's assessment of applicants will be discussed, which are sensitive. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the appointment may be prematurely disclosed before being discussed with the applicants.	Report and minutes be retained in confidence (other than the identity of Council's appointments) until the Authority's public release of the name of the Independent Chairperson or gazettal notice of the Adelaide Hills Region Waste Management Authority Charter (whichever is the sooner).	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the applicants, in that details of the panel's assessment of applicants will be discussed, which are sensitive. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the appointment may be prematurely disclosed before being discussed with the applicants.	Retained in confidence (other than the identity of Council's appointments) until the Authority's public release of the name of the Independent Chairperson or gazettal notice of the Adelaide Hills Region Waste Management Authority Charter (whichever is the sooner).		Within 12 months	*Report and Minutes released on website 15 June 2022*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 4. Pursuant to Section 91(7) That having considered Agenda Item 18.2 Confidential Report – Appointment of Adelaide Hills Region Waste Management Authority (AHRWMA) Independent Chairperson and Council Board Member and Deputy Board Member, in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report and minutes be retained in confidence (other than the identity of Council's appointments) until the Authority's public release of the name of the Independent Chairperson or gazettal notice of the Adelaide Hills Region Waste Management Authority Charter (whichever is the sooner).						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
178	6 June 2022	Proposed Upgrading and expansion of Nairne Wastewater Infrastructure	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager Wastewater/Recycled Water; General Manager, Infrastructure; Acting General Manager Community Services; General Manager Planning and Community; General Manager Corporate Services; Economic Development Project Manager; Risk and Governance Officer/ EA to the Mayor; and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Proposed Upgrading and Expansion of Nairne Wastewater Infrastructure. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and proposing to conduct business; and would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to procurement and contract negotiations.	Agenda item and attachments 2 and 3, and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and proposing to conduct business; and would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that	Retained in confidence until Wastewater Commitment Deeds have been executed by both parties over the greenfields sites shown as Nairne West and Oakford Homes in attachment 2 and the procurement of all Nairne Wastewater Infrastructure Project stage 1 works has occurred, or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months; but save and except information that is required to be made publicly available now to enable community consultation to occur on proposed Wastewater Infrastructure Augmentation Separate Rates.	7 Oct 25	Within 12 months	*Attachments 1 and 4 released on website 31 August 2022 Report, Attachments 2 and 3 and Minutes released on website 13 October 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 6. Pursuant to Section 90 (3) (b) That having considered the Agenda Item 18.1 Proposed Upgrading and Expansion of Nairne Wastewater Infrastructure in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the agenda item and attachments 2 and 3, and all minutes be retained in confidence until Wastewater Commitment Deeds have been executed by both parties over the greenfields sites shown as Nairne West and Oakford Homes in attachment 2 and the procurement of all Nairne Wastewater Infrastructure Project stage 1 works has occurred, or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months; but save and except information that is required to be made publicly available now to enable community consultation to occur on proposed Wastewater Infrastructure Augmentation Separate Rates.		the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to procurement and contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
179	6 June 2022	Strategic Land Purchase	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Infrastructure, Acting General Manager Community Services, General Manager Planning and Community, General Manager Corporate Services, Economic Development Project Manager, Risk and Governance Officer/ EA to the Mayor and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item 18.2 titled Strategic Land Purchase. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.	Council report, attached documents and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of	Retained in confidence until settlement of the purchase of the subject land parcels by council has occurred, save and except the rental payable by both of the existing tenants will remain confidential for a period of 2 years or such lesser period as may be determined by the Chief Executive Officer.	7 Oct 25	Within 12 months	*Report, Minutes and Attachments excluding rent payable released on website 3 January 2023*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 9. that having considered the Agenda Item 18.2 titled Strategic Land Purchase in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, attached documents and all minutes be retained in confidence until settlement of the purchase of the subject land parcels by council has occurred, save and except the rental payable by both of the existing tenants will remain confidential for a period of 2 years or such lesser period as may be determined by the Chief Executive Officer.		Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
180	4 July 2022	Strategic Land Purchase Option	**Section 90 (3) (b) Order** Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Infrastructure, Acting General Manager Community Services, General Manager Planning and Community, General Manager Corporate Services, Manager Strategic Projects and Economic Development, Manager Financial Services, Risk and Governance Officer/EA to Mayor and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item 18.1 titled Strategic Land Purchase Option. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. **Section 91(7) Order**	Council report, attached documents and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances	Retained in confidence until settlement of the purchase of the subject land parcel by council has occurred or such lesser period as may be determined by the Chief Executive Officer.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			That having considered the Agenda Item 18.1 titled Strategic Land Purchase Option in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, attached documents and all minutes be retained in confidence until settlement of the purchase of the subject land parcel by council has occurred or such lesser period as may be determined by the Chief Executive Officer.		because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
181	4 July 2022	Strategic Land Purchase for Recreation and Grant Submission	<u>Pursuant to Section 90(3)(b)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Infrastructure, Acting General Manager Community Services, General Manager Planning and Community, General Manager Corporate Services, Acting Manager Strategic and Community Planning, Manager Financial Services, Risk and Governance Officer and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item 18.2 titled Strategic Purchase of Land for Recreation and Grant Submission. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.	Council report, related documents and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of	Retained in confidence until settlement of the purchase of the subject land by council has occurred or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	*Minutes released on Website 26 August 2024*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.2 Strategic Purchase of Land for Recreation and Grant Submission in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until settlement of the purchase of the subject land by council has occurred or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
182	1 August 2022	Recycled Water Strategy	**Section 90 (3) (d) Order** Pursuant to Section 90(3)(d) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer; Deputy Chief Executive Officer/General Manager Wastewater/Recycled Water; General Manager Infrastructure; Executive Manager to the Chief Executive Officer; General Manager Planning and Community; General Manager Corporate Services, Executive Officer to the SSRP Board and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Recycled Water Strategy . The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 as recent consultation has been undertaken with potential recycled water customers; or - 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. The Council	Council report, attachment and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 as recent consultation has been undertaken with potential recycled water customers; or - 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. The	Retained in confidence until 12 months after the adoption at a council meeting of the Recycled Water Strategy or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	*Report and Minutes released on website 26 August 2024*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the developer / tender etc. **Section 91(7) Order** Pursuant to Section 91(7) 2. That having considered Agenda Item 18.1 Recycled Water Strategy in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence until 12 months after the adoption at a council meeting of the Recycled Water Strategy or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the developer / tender etc.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
183	5 September 2022	Summit Sport and Recreation Park Board Review	**Section 90 (3) (a) Order** 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects, Wastewater/Recycled Water, General Manager Corporate Services, General Manager Planning and Community, General Manager Infrastructure, Manager Financial Services, Manager Strategic Projects & Economic Development Manager, Risk & Governance Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Summit Sport and Recreation Park Board (SSRP) Review. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, in that details of the Board Members' performance will be discussed, which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances	This agenda item and Attachment 1 Confidential – ISC Summit Sport and Recreation Park Board Two Year Review of the Board, Governance and Operating Model be retained in confidence until 5 September 2024 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months; and Attachment 2 Public Version – ISC Summit Sport and Recreation Park Board Two Year Review of the Board, Governance and Operating Model, be made publicly available via the council's	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, in that details of the Board Members' performance will be discussed, which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been	This agenda item and Attachment 1 Confidential – ISC Summit Sport and Recreation Park Board Two Year Review of the Board, Governance and Operating Model be retained in confidence until 5 September 2024 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months; and Attachment 2 Public Version – ISC Summit Sport and Recreation Park Board Two Year Review of the Board, Governance and Operating Model, be made publicly available via the council's website two weeks following the provision of this report to the SSRP Board.	7 Oct 25	Within 12 months	*Attachment 2 released on website 7 November 2022*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			because of details of the Board Members' performance. Pursuant to Section 91(7) That having considered Agenda Item 18.1 Summit Sport and Recreation Park Board (SSRP) Review in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that: a) this agenda item and Attachment 1 Confidential – ISC Summit Sport and Recreation Park Board Two Year Review of the Board, Governance and Operating Model be retained in confidence until 5 September 2024 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months; and b) Attachment 2 Public Version – ISC Summit Sport and Recreation Park Board Two Year Review of the Board, Governance and Operating Model, be made publicly available via the council's website two weeks following the provision of this report to the SSRP Board.	website two weeks following the provision of this report to the SSRP Board.	outweighed in the circumstances because of details of the Board Members' performance.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
184	5 September 2022	Mount Barker City Centre Project	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Deputy CEO, General Manager Infrastructure, General Manager Planning & Community, General Manager Corporate Services, Manager Financial Services, Manager Strategic Projects and Economic Development and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Confidential: Mount Barker City Centre Project The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would	Council report, attachments, related documents and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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	Retained in confidence until 31 August 2027 or earlier other than information that is required for consultation with the community as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent. 7. <u>Pursuant to Section 90 (3) (b)</u> That having considered Agenda Item 18.2 Confidential: Mount Barker City Centre Project in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, attachments, related documents and all minutes be retained in confidence until 31 August 2027 or earlier other than information that is required for consultation with the community as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.		been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					any potential proponent.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
185	5 September 2022	Chief Executive Officer's Performance Review 2022	**Section 90 (3) (a) Order** Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public and staff with the exception of the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.3. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed. **Section 91(7) Order** 6. After having considered Agenda Item 18.2 Chief Executive Officer's Performance Review 2022 in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the agenda item, attachments and minutes be retained in confidence until the Chief Executive Officer has been formally advised of Council's decision, after which the agenda item (excluding the five	Agenda item, attachments and minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been	Retained in confidence until the Chief Executive Officer has been formally advised of Council's decision, after which the agenda item (excluding the five confidential attachments) and minute will be released, and the five confidential attachments will be retained in confidence until determined by the Chief Executive Officer that they be released, and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			confidential attachments) and minute will be released, and the five confidential attachments will be retained in confidence until determined by the Chief Executive Officer that they be released, and that this order be reviewed every 12 months.		outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
186	7 November 2022	Totness Tripartite Infrastructure Deed - Administrative Update	**Section 90 (3) (d) Order** Pursuant to Section 90(3)(d) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager, Governance; Acting General Manager, Planning and Community; General Manager, Infrastructure; General Manager, Corporate Services; and the Minute Secretary to be excluded from attendance at the meeting for Agenda Item 18.1 Totness Tripartite Infrastructure Deed Administrative Update. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this agenda item includes commercial information of a confidential nature that has been provided to council on a commercial in confidence basis (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. 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 non-disclosure of the information at this time. The benefit to the public at large	Report, attachment and all minutes	The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this agenda item includes commercial information of a confidential nature that has been provided to council on a commercial in confidence basis (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. In addition, the disclosure of this information would, on balance, be	Retained in confidence until 7 February 2023 or such lesser period as may be determined by the Chief Executive Officer.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances including the reputation of council in dealing with developer/investors without compromising their commercial in confidence information given the impact that could have. **Section 91(7) Order** Pursuant to Section 91(7) 5. That having considered Agenda Item 18.1 Totness Tripartite Infrastructure Deed Administrative Update in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence until 7 February 2023 or such lesser period as may be determined by the Chief Executive Officer.		contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the non-disclosure of the information at this time. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances including the reputation of council in dealing with developer/investors without compromising their commercial in confidence information given the impact that could have.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
187	7 November 2022	Deed with Hillgrove Copper	**Section 90 (3) (g) Order** 1. Pursuant to Section 90(3)(g) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager, Governance; Acting General Manager, Planning and Community; General Manager, Infrastructure; General Manager, Corporate Services; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Deed with Hillgrove Copper. The Council is satisfied that pursuant to Section 90(3)(g) of the Act, the information to be received, discussed or considered in relation to this agenda item is information concerning matters that must be considered in confidence in order to ensure that the Council does not: • breach any duty of confidence, or • breach any other legal obligation in that the attached Deed includes a confidentiality clause. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances due to the confidentiality clause in the attached Deed. **Section 91(7) Order** 3. Pursuant to Section 91(7) That having considered Agenda Item 18.2 Deed with Hillgrove Copper in confidence under 90(2) and 3(g) of the Local	Report, attachment and all minutes	The Council is satisfied that pursuant to Section 90(3)(g) of the Act, the information to be received, discussed or considered in relation to this agenda item is information concerning matters that must be considered in confidence in order to ensure that the Council does not: • breach any duty of confidence, or • breach any other legal obligation in that the attached Deed includes a confidentiality clause. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances due to the	Remain confidential until permission to release the attached Deed is obtained from Hillgrove Copper Pty Ltd, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report, attachment and all minutes should remain confidential until permission to release the attached Deed is obtained from Hillgrove Copper Pty Ltd, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		confidentiality clause in the attached Deed.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
188	12 December 2022	Upgrade of the Mount Barker Wastewater Treatment Plant Stage 1 - Expressions of Interest and name	**Section 90 (3) (k) Order** Pursuant to Section 90(3)(k) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager Governance and Strategic Projects; General Manager Infrastructure; General Manager Planning and Community Services; General Manager, Corporate Services, Head of Wastewater, Program Manager Wastewater, Team Leader Waste Water Operations, Manager Financial Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 5.2 Upgrade of the Mount Barker wastewater treatment plant stage 1 - expressions of interest and name. The Council is satisfied that pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this Agenda item are tenders for the provision of services. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on the integrity of the procurement process. **Section 91(7) Order**	Report, tender documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this Agenda item are tenders for the provision of services. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on the integrity of the procurement process.	Retained in confidence, with the exception of the name of the new facility, until contracts have been executed by the tenderers invited to proceed to the next phase of the procurement process being the Early Contractor Involvement phase.	3 Oct 23	Within 12 months	*Report, Attachment and Minutes released on website 26 August 2024*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Pursuant to Section 91(7) 4. That having considered Agenda Item 5.2 Upgrade of the Mount Barker wastewater treatment plant stage 1 - expressions of interest and name in confidence under 90(2) and 3(k) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report, tender documents and all minutes be retained in confidence, with the exception of the name of the new facility, until contracts have been executed by the tenderers invited to proceed to the next phase of the procurement process being the Early Contractor Involvement phase. This order is subject to Section 91(8)(b) of the Act which provides that details of the identity of the successful tenderer/s must be released once Council has made a selection. In addition, Section 91(8)(ba) of the Act requires details of the amount(s) payable by the Council under a contract for the provision of the early contractor involvement phase must be released once the contract has been executed by all of the concerned parties.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
189	16 December 2022	Australia Day Citizen of the Year Award Nomination	**Section 90 (3) (o) Order** 1. Pursuant to Section 90(3)(o) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager Governance; Executive Manager to the CEO; General Manager Planning and Community; General Manager Infrastructure; General Manager Corporate Services; Head of Wastewater, Program Manager Wastewater, Team Leader Waste Water Operations, Manager Financial Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 5.3 Australia Day Citizen of the Year Award Nominations. The Council is satisfied that pursuant to Section 90(3)(o) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to proposed award recipients before the presentation of the awards. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may compromise the Council's position if the identity of the recipients is revealed prior to the official presentation of the awards. 3. Pursuant to Section 91(7) having considered Agenda Item 5.3 Australia Day Citizen of the Year Award Nominations, in confidence under 90(2) and 3(o) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders	Report, attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(o) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to proposed award recipients before the presentation of the awards. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may compromise the Council's position if the identity of the recipients is revealed prior to the official presentation of the awards.	Retained in confidence until the 27th January 2023 being the day after Australia Day Awards Ceremony on 26 January 2023.			*Report and Minutes released on website 16 October 2023*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			that the report, attachments and all minutes be retained in confidence until the 27th January 2023 being the day after Australia Day Awards Ceremony on 26 January 2023.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
190	12 December 2022	New Ambulance Station in Mount Barker	**Section 90 (3) (i) Order** Pursuant to Section 90(3)(i) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager Governance and Strategic Projects; General Manager Infrastructure; General Manager Planning and Community Services; General Manager, Corporate Services, Head of Wastewater, Program Manager Wastewater, Team Leader Waste Water Operations, Manager Financial Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 5.4 New Ambulance Station in Mount Barker. The Council is satisfied that 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 a State Government agency and would, on balance, at this time be contrary to the public interest. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances.	Report, tender documents and all minutes	The Council is satisfied that 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 a State Government agency and would, on balance, at this time be contrary to the public interest. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances.	Retained in confidence until the Memorandum of Understanding has been fully executed and the State Government has publicly announced the proposed location for the new Mount Barker Ambulance Station.			*Report, Minutes and Attachments released on website 17 August 2023*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order Pursuant to Section 91(7) 3. That having considered Agenda Item 5.4 New Ambulance Station in Mount Barker in confidence under 90(2) and 3(j) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report, tender documents and all minutes be retained in confidence until the Memorandum of Understanding has been fully executed and the State Government has publicly announced the proposed location for the new Mount Barker Ambulance Station.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
191	21 December 2022	SSRP Board ISC Governance And Operations Review	**Section 90 (3) (a) Order** 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Board orders that all members of the public except Executive Manager to the Chief Executive Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.1 SSRP Board Review. The Board is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, in that details of the Board Members' performance will be discussed, which are sensitive and are details only known to those who have participated in the review process. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because of details of the Board Members' performance. **Section 91(7) Order** 4. Pursuant to Section 91(7) That having considered Agenda Item Agenda Item 12.1 SSRP Board Review in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Board	Agenda item; Attachment 1 Confidential – ISC Summit Sport and Recreation Park Board Two Year Review of the Board, Governance and Operating Model and Attachment 2 Board Response to ISC Governance Review	The Board is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, in that details of the Board Members' performance will be discussed, which are sensitive and are details only known to those who have participated in the review process. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the	a) this agenda item; Attachment 1 Confidential – ISC Summit Sport and Recreation Park Board Two Year Review of the Board, Governance and Operating Model and Attachment 2 Board Response to ISC Governance Review be retained in confidence until 5 September 2024 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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			pursuant to Section 91(7) of the Act orders that: a) this agenda item; Attachment 1 Confidential – ISC Summit Sport and Recreation Park Board Two Year Review of the Board, Governance and Operating Model and Attachment 2 Board Response to ISC Governance Review be retained in confidence until 5 September 2024 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		circumstances because of details of the Board Members' performance.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
192	21 December 2022	AFL Game Discussion	1. <u>Pursuant to Section 90(3)(b)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Board orders that all members of the public except Executive Manager to the Chief Executive Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.2 AFL Game Discussion. The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal	Verbal update and all minutes be retained in confidence	The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or 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	Verbal update and all minutes be retained in confidence until the Board has executed an agreement and determined the confidential provisions surrounding that agreement or such lesser period as may be determined by the Chief Executive Officer. This order will be reviewed every 12 months.	7 Oct 25	Within 12 months	

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			for the benefit of the Council and the community in this matter and in relation to other contract negotiations. **Section 91(7) Order** 2. Pursuant to Section 90(3)(b) That having considered Agenda Item 12.2 AFL Game Discussion, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Board pursuant to Section 91(7) of the Act orders that the verbal update and all minutes be retained in confidence until the Board has executed an agreement and determined the confidential provisions surrounding that agreement or such lesser period as may be determined by the Chief Executive Officer. This order will be reviewed every 12 months.		public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to				

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					negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
193	16 January 2023	Summit Sport and Recreation Park Board	**Section 90 (3) (a) Order** 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Acting Chief Executive Officer; Acting Deputy Chief Executive Officer; General Manager Corporate Services; General Manager Planning and Community; General Manager Infrastructure; Head of Wastewater; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Summit Sport and Recreation Park Board. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, specifically the Board Members' performance, which are sensitive and are details only known to those who have participated in the SSRP Board review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because of the information on the performance of Board Members. Section 91(7) Order 2. Pursuant to Section 91(7) That having considered Agenda Item 18.1 Summit Sport and Recreation Park Board in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to	Documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, specifically the Board Members' performance, which are sensitive and are details only known to those who have participated in the SSRP Board review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been	That the documents and all minutes be retained in confidence until 5 September 2024 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months, except for the notification to the Summit Sport and Recreation Park Board (Council Committee) as to the resolutions of Council contained in this item.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) of the Act orders that the documents and all minutes be retained in confidence until 5 September 2024 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months, except for the notification to the Summit Sport and Recreation Park Board (Council Committee) as to the resolutions of Council contained in this item.		outweighed in the circumstances because of the information on the performance of Board Members.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
194	16 January 2023	Provision of Hard Waste Collection Service	1. <u>Pursuant to Section 90(3)(k)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all member of the public except the Acting Chief Executive Officer; Acting Deputy Chief Executive Officer; General Manager Infrastructure, General Manager Planning and Community, General Manager Corporate Services; Head of Wastewater; and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Confidential: Provision of Hard Waste Collection Service. The Council is satisfied that pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this Agenda item are tenders for the provision of services. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on the conclusion of the tender process. Pursuant to Section 91(<u>7</u>) That having considered Agenda Item 18.2 Confidential: Provision of Hard Waste Collection Service in confidence under 90(2) and 3(k) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the agenda item but excluding the name of the Preferred Tenderer and attachment 1, and all minutes be retained in confidence until contract documents have been executed with the Preferred Tenderer.	That the agenda item but excluding the name of the Preferred Tenderer and attachment 1, and all minutes be retained in confidence until contract documents have been executed with the Preferred Tenderer.	The Council is satisfied that pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this Agenda item are tenders for the provision of services. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on the conclusion of the tender process.	Details of the identity of the successful tenderer must be released once Council has made a selection. In addition, Section 91(8)(ba) of the Act requires details of the amount(s) payable by the Council under a contract for the provision of the hard waste collection service must be released once the contract has been entered into by all concerned parties.			*Report, Minutes and Attachments released on website 17 August 2023*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			This order is subject to Section 91(8)(b) of the Act which provides that details of the identity of the successful tenderer must be released once Council has made a selection. In addition, Section 91(8)(ba) of the Act requires details of the amount(s) payable by the Council under a contract for the provision of the hard waste collection service must be released once the contract has been entered into by all concerned parties.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
195	6 February 2023	Appointment of Independent Members to the Adelaide Hills Region Waste Management Authority Audit and Risk Committee	1. Pursuant to Section 90(3)(a) Orders that all member of the public except the Chief Executive Officer; Deputy Chief Executive Officer; General Manager Infrastructure, General Manager Planning and Community, General Manager Corporate Services; Executive Manager to the Chief Executive Officer, Head of Wastewater, Strategic Property and Projects Manager, and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential: Appointment of Independent Members to the AHRWMA Audit and Risk Committee. Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this report is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of people who expressed interest in membership of the AHRWMA Audit and Risk Committee. Council is satisfied that the principle that the report be available in a place open to the public has been outweighed in the circumstance because the disclosure of details relating to personal information of people who expressed an interest in membership of the Committee including the role of Chairperson will be discussed. Section 91 (1) Order 3. Pursuant to Section 91(7) That having considered the report Appointment of three Independent Members to the AHRWMA Audit and Risk Committee in confidence under Sections 90(2) and 90(3)(a) of the Local Government Act 1999, Council pursuant to Section 91(7) of the Act orders that	That the report and minutes be retained in confidence until the successful applicants and unsuccessful applicants have been advised of the AHRWMA Constituent Councils' decision.	Council is satisfied that the principle that the report be available in a place open to the public has been outweighed in the circumstance because the disclosure of details relating to personal information of people who expressed an interest in membership of the Committee including the role of Chairperson will be discussed.	That the report and minutes be retained in confidence until the successful applicants and unsuccessful applicants have been advised of the AHRWMA Constituent Councils' decision.	7 Oct 25	Within 12 months	*Report and Minutes released on website 26 August 2024 Attachment released on website 14 October 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			the report and minutes be retained in confidence until the successful applicants and unsuccessful applicants have been advised of the AHRWMA Constituent Councils' decision.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
196	6 February 2023	Sale of Council Land, Mount Barker	**Section 90(3)(b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Infrastructure, Executive Manager to the CEO, General Manager Planning and Community, General Manager Corporate Services, Strategic Property and Projects Manager, Head of Wastewater and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item 18.2 titled Sale Of Council (Ex-Quarry) Land, Mt Barker. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice	Council report, attached documents and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information	That the council report, attached documents and all minutes be retained in confidence until settlement of the sale of the subject land by council has occurred.	3 Oct 23	Within 12 months	*Report, Attachment and Minutes released on website 26 August 2024*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Council's ability to be able to negotiate a competitive sale price for the benefit of the Council and the community in this matter. **Section 91(7) Order** 5. That having considered the Agenda Item 18.2 titled Sale Of Council (Ex-Quarry) Land in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, attached documents and all minutes be retained in confidence until settlement of the sale of the subject land by council has occurred.		outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a competitive sale price for the benefit of the Council and the community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
197	8 February 2023	SSRP Board - Executive Officer Update – ISC Review and AFL Match	**Section 90 (3) (a) (b) Order** 1. Pursuant to Section 90(3)(a)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Summit Sport and Recreation Park Board (the Board) orders that all members of the public except Executive Officer to the SSRP Board, General Manager Corporate Services, Manager Financial Services, the Mayor and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.1 Executive Officer Update - ISC Review and AFL Match. The Board is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information, the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the SSRP Board , in that details of the ISC Review will be discussed, which are sensitive and are details only known to those who have participated in the review process. The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is conducting commercial negotiations. 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 continued non-disclosure of	Verbal update and all minutes be retained in confidence	The Board is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information, the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the SSRP Board , in that details of the ISC Review will be discussed, which are sensitive and are details only known to those who have participated in the review process. The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this	That the verbal update and all minutes be retained in confidence until the Board has executed an agreement and determined the confidential provisions surrounding that agreement or such lesser period as may be determined by the Chief Executive Officer.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board's commercial position may severely prejudice the Board's ability to be able to negotiate a cost-effective proposal for the benefit of the Board, Council and the community in this matter and in relation to other contract negotiations. **Section 91(7) Order** 2. Pursuant to Section 90 (3) (a) (b) That having considered Agenda Item Agenda Item 12.1 Executive Officer Update - ISC Review and AFL Match in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Board pursuant to Section 91(7) of the Act orders that the verbal update and all minutes be retained in confidence until the Board has executed an agreement and determined the confidential provisions surrounding that agreement or such lesser period as may be determined by the Chief Executive Officer. This order will be reviewed every 12 months.		Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is conducting commercial negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
198	23 February 2023	Audit and Risk Committee – Regional Aquatic and Leisure Centre – Prudential Report	**Pursuant to Section 90(3)(b)** 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except Deputy Chief Executive Officer, General Manager Planning & Community, General Manager Corporate Services, Manager Financial Services, Manager Strategic Projects and Economic Development, Minute Secretary, Senior Project Manager, Chief Executive Officer (via Zoom), Mayor, and Mark Booth (Director, BRM Advisory) be excluded from attendance at the meeting for Agenda 12.1 (Regional Aquatic & Leisure Centre – Prudential Report). The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of	Agenda Item and the attachment and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. 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	The Agenda Item and the attachment and all minutes be retained in confidence until council determines that this information is able to be publicly released.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. 9. **Pursuant to Section 90 (3) (b)** That having considered for Agenda 12.1 (Regional Aquatic & Leisure Centre – Prudential Report), in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the Agenda Item and the attachment and all minutes be retained in confidence until council determines that this information is able to be publicly released.		interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
199	6 March 2023	SSRP Board Review and Proposed Governance of the Summit Precinct	**Section 90 (3) (a) Order** 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager Governance, Strategic Projects, Wastewater/Recycled Water; General Manager Corporate Services; General Manager Planning and Community; Executive Manager to the Chief Executive Officer; General Manager Infrastructure; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Summit Sport and Recreation Park Board and Proposed Governance of the Summit Precinct. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, specifically the Board Members' performance, which are sensitive and are details only known to those who have participated in the SSRP Board review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because of the information on the performance of Board Members. **Section 91(7) Order** 5. Pursuant to Section 91(7)	Documents and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, specifically the Board Members' performance, which are sensitive and are details only known to those who have participated in the SSRP Board review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been	The documents and all minutes be retained in confidence until 6 June 2023 or such lesser period as may be determined by the Chief Executive Officer except for the immediate release of the adopted SSRP Board Terms of Reference for publication and that the SSRP Board are notified of Council's decision.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			That having considered Agenda Item 18.1 Summit Sport and Recreation Park Board and Proposed Governance of the Summit Precinct in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents and all minutes be retained in confidence until 6 June 2023 or such lesser period as may be determined by the Chief Executive Officer except for the immediate release of the adopted SSRP Board Terms of Reference for publication and that the SSRP Board are notified of Council's decision.		outweighed in the circumstances because of the information on the performance of Board Members.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
200	6 March 2023	Confidential SSRP Board Review and Proposed Governance of the Summit Precinct	**Section 90 (3) (a) Order** 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager Governance, Strategic Projects, Wastewater/Recycled Water; General Manager Corporate Services; General Manager Planning and Community; Executive Manager to the Chief Executive Officer; General Manager Infrastructure; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.3 Summit Sport and Recreation Park Board and Proposed Governance of the Summit Precinct. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, specifically the Board Members' performance, which are sensitive and are details only known to those who have participated in the SSRP Board review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because of the information on the performance of Board Members.	The documents and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, specifically the Board Members' performance, which are sensitive and are details only known to those who have participated in the SSRP Board review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the	The documents and all minutes be retained in confidence until 6 June 2023 or such lesser period as may be determined by the Chief Executive Officer except for the immediate release of the adopted SSRP Board Terms of Reference for publication and that the SSRP Board are notified of Council's decision.	7 Oct 25	Within 12 months	

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			Section 91(7) Order 3. Pursuant to Section 91(7) That having considered Agenda Item 18.3 Summit Sport and Recreation Park Board and Proposed Governance of the Summit Precinct in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents and all minutes be retained in confidence until 6 June 2023 or such lesser period as may be determined by the Chief Executive Officer except for the immediate release of the adopted SSRP Board Terms of Reference for publication and that the SSRP Board are notified of Council's decision.		public has been outweighed in the circumstances because of the information on the performance of Board Members.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
201	6 March 2023	Confidential Regional Aquatic and Leisure Centre – Prudential Report	**Section 90 (3) (b) Order** Pursuant to Section 90(3)(j) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager Governance and Strategic Projects; General Manager Infrastructure; General Manager Planning and Community Services; General Manager, Corporate Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.4 Regional Aquatic & Leisure Centre Prudential Report - Audit and Risk Committee Recommendations. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of	Agenda Item and the attachment and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, specifically the Board Members' performance, which are sensitive and are details only known to those who have participated in the SSRP Board review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the	The Agenda Item and the attachment and all minutes be retained in confidence until a contract for the design and construction of the Regional Aquatic & Leisure Centre has been executed.	7 Oct 25	Within 12 months	

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			Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. Section 91(7) Order 9. having considered Agenda 18.4 Regional Aquatic & Leisure Centre Prudential Report - Audit and Risk Committee Recommendations, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, and pursuant to Section 91(7) of the Act, orders that the Agenda Item and the attachment and all minutes be retained in confidence until a contract for the design and construction of the Regional Aquatic & Leisure Centre has been executed.		public has been outweighed in the circumstances because of the information on the performance of Board Members.				

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202	3 April 2023	Confidential Item: Wastewater Infrastructure	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Infrastructure, Executive Manager to the CEO, General Manager Planning and Community, A/g General Manager Corporate Services, Head of Wastewater, Manager Water Capital Delivery, the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Wastewater Infrastructure Capital Contribution For Service Upgrade. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a	Council report, related documents and all minutes	Retained in confidence until formal (binding) arrangements for the project are in place between council and the developer of 64 Alexandrina Road or such lesser period as may be determined by the Chief Executive Officer.		7 Oct 25	Within 12 months	*Report, Attachments and Minutes released on website 14 October 2025*

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			place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. **Section 91(7) Order** 4. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.1 Wastewater Infrastructure Capital Contribution For Service Upgrade, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until formal (binding) arrangements for the project are in place between council and the developer of 64 Alexandrina Road or such lesser period as may be determined by the Chief Executive Officer.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
203	18 May 2023	Hills Football League Licence Agreement	**Section 90 (3) (B) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Board orders that all members of the public except Executive Manager to the Chief Executive Officer, Mayor, Cr Voogt, Manager Community Property and Facilities, Venue Coordinator and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.1 Hills Football League License Agreement. The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: conducting business; or would prejudice the commercial position of the Board 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board's commercial position may severely prejudice the Board's ability to be able to negotiate a cost-effective proposal for the benefit of the Board and the community in this matter and in relation to other contract negotiations.	Report, related documents and all minutes	The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board's commercial position may severely prejudice the Board's ability to be able to negotiate a cost-effective proposal for the benefit of the Board and the community in this matter and in	Remain confidential until licence negotiations are complete or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 2. **Pursuant to Section 90 (3) (b)** That having considered Agenda Item 12.1 Hills Football League License Agreement, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Board pursuant to Section 91(7) of the Act orders that the Board report, related documents and all minutes be retained in confidence except for the provision of notification of the Board's resolution to the Hills Football League, and that all other information will remain confidential until licence negotiations are complete or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
204	18 May 2023	Alexandrina and Eastern Hills Cricket Association Licence Agreement	**Section 90 (3) (B) Order** 1. **Pursuant to Section 90(3)(b)** Pursuant to Section 90(2) of the Local Government Act 1999 the Board orders that all members of the public except Executive Manager to the Chief Executive Officer, Mayor, Cr Voogt, Manager Community Property and Facilities, Venue Coordinator and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.2 Alexandra and Eastern Hills Cricket Association Licence Agreement. The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: conducting business; or would prejudice the commercial position of the Board 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board's commercial position may severely prejudice the Board's ability to be able to negotiate a cost-effective proposal for the benefit of the Board and the	Report, related documents and all minutes	The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board's commercial position may severely prejudice the Board's ability to be able to negotiate a cost-effective proposal for the benefit of the Board and the community in this	Remain confidential until licence negotiations are complete or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			community in this matter and in relation to other contract negotiations. Section 91(7) Order 2. Pursuant to Section 90 (3) (b) That having considered Agenda Item 12. 2 Alexandra and Eastern Hills Cricket Association Licence Agreement, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Board pursuant to Section 91(7) of the Act orders that the Board report, related documents and all minutes be retained in confidence except for the provision of notification of the Board's resolution to Alexandra and Eastern Hills Cricket Association, and that all other information will remain confidential until licence negotiations are complete or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
205	5 June 2023	Confidential Item: Event Opportunity	Pursuant to Section 90(3)(j) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water; Executive Manager to the CEO General Manager Infrastructure; General Manager Planning and Community; General Manager Corporate Services; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Event Opportunity . The Council is satisfied that 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 a Minister of the Crown, or another public authority or official. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because of the request from a public authority for confidentiality for a limited period of time.	Council report, related documents and all minutes	The Council is satisfied that 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 a Minister of the Crown, or another public authority or official. 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 continued non-disclosure of this information. The benefit to the public at large	Retained in confidence until the formal launch/announcement by of the event opportunity or such lesser period as may be determined by the Chief Executive Officer.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			3. Pursuant to Section 90 (3) (j) That having considered Agenda Item 18.1 Event Opportunity in confidence under 90(2) and (3)(j) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the formal launch/announcement by of the event opportunity or such lesser period as may be determined by the Chief Executive Officer.		resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because of the request from a public authority for confidentiality for a limited period of time.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
206	7 August 2023	Confidential Strategic Purchase of Land	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Infrastructure, General Manager Planning and Community, General Manager Corporate Services, Executive Manager to the CEO, and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item 18.1 titled Strategic Purchase of Land Opportunity. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-	Report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from	Retained in confidence until the settlement of the purchase of the subject land by council has occurred or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	*Report, Attachments and Minutes released on website 24 June 2024*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			effective proposal for the benefit of the Council and the community in this matter. <u>Section 91(7) Order</u> 6. <u>Pursuant to Section 90 (3) (b)</u> That having considered Agenda Item 18.1 Strategic Purchase of Land Opportunity in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the settlement of the purchase of the subject land by council has occurred or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
207	7 August 2023	Sale of Council Land for the New Ambulance Station in Mount Barker	1. Section 90 (3) (j) Order Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager Governance and Strategic Projects; General Manager Infrastructure; General Manager Planning and Community; General Manager, Corporate Services, Executive Manager to the CEO and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Sale of Council Land for New Ambulance Station in Mount Barker. The Council is satisfied that 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 a State Government agency and would, on balance, at this time be contrary to the public interest. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances. Pursuant to Section 91(7) 7. That having considered Agenda Item 18.2 Sale of Council Land for New Ambulance Station in Mount Barker in confidence under 90(2) and 3(j) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report, documents and all minutes be retained in confidence until whichever is the latter of settlement of the land sale	Report, documents and all minutes	The Council is satisfied that 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 a State Government agency and would, on balance, at this time be contrary to the public interest. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances.	Retained in confidence until whichever is the latter of settlement of the land sale or finalisation of The Summit Expression of Interest process	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			or finalisation of The Summit Expression of Interest process.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
208	9 August 2023	Executive Officer Update – Licensees and Booking Activities	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Board orders that all members of the public except Executive Manager to the Chief Executive Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.1 Executive Officer Update – Licensees and Booking Activities. The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: conducting business; or proposing to conduct business; or would prejudice the commercial position of the Board 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board's commercial position may severely prejudice the Board's ability to be able to	Report, related documents and all minutes	The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: conducting business; or proposing to conduct business; or would prejudice the commercial position of the Board 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	Retained in confidence until any agreements or arrangements are finalised between respective parties and confidentiality is no longer required as determined by the Chief Executive Officer or his delegate. This order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			negotiate a cost-effective proposal for the benefit of the Board and the community in this matter and in relation to other contract negotiations. **Section 91(7) Order** 3. Pursuant to Section 90 (3) (b) That having considered Agenda Item 12.1 Executive Officer Update – Licensees and Booking Activities, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Board pursuant to Section 91(7) of the Act orders that the report, related documents and all minutes be retained in confidence until any agreements or arrangements are finalised between respective parties and confidentiality is no longer required as determined by the Chief Executive Officer or his delegate. This order be reviewed every 12 months.		been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board's commercial position may severely prejudice the Board's ability to be able to negotiate a cost-effective proposal for the benefit of the Board and the community in this matter and in relation to other contract negotiations.			

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
209	17 August 2023	Audit and Risk Committee - Addendum to Prudential Report on Wastewater Treatment Plant Upgrade Stage 1	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager, Governance; Head of Wastewater; General Manager Corporate Services; Manager, Financial Services, Councillor Sally Harding, and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.1 Addendum to the Prudential Report on the Wastewater Treatment Plant Upgrade Stage 1. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's ability to be able to secure future wastewater commitment deeds with developers.	Agenda Item and attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information	Retained in confidence until such time as the council determines that this is no longer required and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 5. Pursuant to Section 90 (3) (b) That having considered Agenda Item 12.1 Addendum to the Prudential Report on the Wastewater Treatment Plant Upgrade Stage 1 in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the Agenda Item and attachments and all minutes be retained in confidence until such time as the council determines that this is no longer required and that this order be reviewed every 12 months.		outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's ability to be able to secure future wastewater commitment deeds with developers.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
210	17 August 2023	Audit and Risk Committee - Strategic Risk Register – ICT Update	**Section 90(2) Order** 1. Pursuant to section 90(2) and 90(3)(e) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager, Governance; General Manager Corporate Services; Manager, Financial Services; Manager Information Services; Team Leader ITC, Councillor Sally Harding, and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.2 Strategic Risk Register ICT Update. The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's security of information.	Agenda Item and attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the	Retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order Pursuant to Section 90 (3) (e) 3. That having considered Agenda Item 12.2 Strategic Risk Register ICT Update in confidence under 90(2) and (3)(e) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the Agenda Item and attachments and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.		information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's security of information.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
211	4 September 2023	Addendum to Prudential Report on Wastewater Treatment Plant Upgrade Stage 1	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Executive Manager to the Chief Executive Officer; Head of Wastewater; General Manager Corporate Services; General Manager Planning and Community; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1.1 Addendum to the Prudential Report on the Wastewater Treatment Plant Upgrade Stage 1. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's ability to be able to secure future wastewater commitment deeds with developers.	Agenda Item and attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information	Retained in confidence until such time as the council determines that this is no longer required and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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			Section 91(7) Order 6. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.1.1 Addendum to the Prudential Report on the Wastewater Treatment Plant Upgrade Stage 1 in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Agenda Item and attachments and all minutes be retained in confidence until such time as the council determines that this is no longer required and that this order be reviewed every 12 months.		outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's ability to be able to secure future wastewater commitment deeds with developers.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
212	4 September 2023	**Confidential Item- Strategic Risk Register – ICT Update**	Section 90(2) Order 1. Pursuant to section 90(2) and 90(3)(e) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Executive Manager to the Chief Executive Officer; Head of Wastewater; General Manager Corporate Services; General Manager Planning and Community, and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1.2 Strategic Risk Register ICT Update. The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's security of information. Section 91(7) Order Pursuant to Section 90 (3) (e) 3. That having considered Agenda Item 18.1.2 Strategic Risk Register ICT Update	Agenda Item and attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the	Retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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			in confidence under 90(2) and (3)(e) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Agenda Item and attachments and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.		information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's security of information.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
213	4 September 2023	**Appointment of Independent Members to the Summit Sport And Recreation Park Board**	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; General Manager Corporate Services; General Manager Planning and Community; Executive Manager to the Chief Executive Officer;; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Appointment of Independent Members to Summit Sport and Recreation Park Board . The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, specifically the Board Members' performance, which are sensitive and are details only known to those who have participated in the SSRP Board review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because of the information on the performance of Board Members. Section 91(7) Order 5. Pursuant to Section 91(7) That having considered Agenda Item 18.2 Appointment of Independent Board Members to Summit Sport and Recreation Park Board in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council	Documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, specifically the Board Members' performance, which are sensitive and are details only known to those who have participated in the SSRP Board review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been	Retained in confidence until 30 December 2023 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months, except for the notification to the Summit Sport and Recreation Park Board (Council Committee) as to the resolutions of Council contained in this item.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			pursuant to Section 91(7) of the Act orders that the documents and all minutes be retained in confidence until 30 December 2023 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months, except for the notification to the Summit Sport and Recreation Park Board (Council Committee) as to the resolutions of Council contained in this item.		outweighed in the circumstances because of the information on the performance of Board Members.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
214	7 September 2023	Audit and Risk Committee Confidential Regional Aquatic & Leisure Centre Updated Prudential Report	<u>Pursuant to Section 90(3)(b)</u> 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except Chief Executive Officer, Executive Manager to the Chief Executive Officer, Head of Wastewater, General Manager Planning & Community; General Manager Corporate Services, Manager Financial Services, Senior Project Manager, Manager Water Capital Delivery, Mark Booth (BRM Advisory) and the Minute Secretary be excluded from attendance at the meeting for Agenda 3.1 (Regional Aquatic & Leisure Centre – Prudential Report) The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to	Agenda Item and the attachment and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. 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	Retained in confidence until such time as Council has resolved the Operator for the RALC.	7 Oct 25	Within 12 months	

CONFIDENTIAL ITEMS 2003 – JULY 2026

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. <u>Section 91(7) Order</u> 7. <u>Pursuant to Section 90 (3) (b)</u> That having considered for Agenda 3.1 (Regional Aquatic & Leisure Centre – Prudential Report), in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the Agenda Item and the attachment and all minutes be retained in confidence until such time as Council has resolved the Operator for the RALC.		continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

CONFIDENTIAL ITEMS 2003 – JULY 2026

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
215	7 September 2023	Audit and Risk Committee Confidential Item: Prudential Report on Wastewater Treatment Plant Upgrade Stage 1	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except the Chief Executive Officer, Executive Manager to the Chief Executive Officer, Head of Wastewater, General Manager Corporate Services, Manager Financial Services, Manager Water Capital Delivery, and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 3.2 Confidential Item: Prudential Report on Wastewater Treatment Plant Upgrade Stage 1. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's ability to be able to secure future	Agenda Item and attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from	Retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months	7 Oct 25	Within 12 months	

CONFIDENTIAL ITEMS 2003 – JULY 2026

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			wastewater commitment deeds with developers. **Section 91(7) Order** 3. Pursuant to Section 90 (3) (b) That having considered Agenda Item 3.2 Prudential Report on the Wastewater Treatment Plant Upgrade Stage 1 in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the Agenda Item and attachments and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.		withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's ability to be able to secure future wastewater commitment deeds with developers.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
216	18 September 2023	Adjourned Business – Confidential Recommendations from Audit and Risk Committee Report – Strategic Risk Register – ICT Update – 4 September 2023	**Section 90(2) Order** 1. Pursuant to section 90(2) and 90(3)(e) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Executive Manager to the Chief Executive Officer; Head of Wastewater; A/General Manager Corporate Services; A/General Manager Planning and Community; General Manager Infrastructure, Manager, Financial Services, Manager Water Capital Delivery and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 3.1 Adjourned Business Confidential Recommendations from Audit and Risk Committee Meeting 17 August 2023: Confidential Report: Strategic Risk Register ICT Update – 4 September 2023. The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed	Agenda Item and attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from	Retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			in the circumstances because the disclosure of the information may prejudice Council's security of information. **Section 91(7) Order** Pursuant to Section 90 (3) (e) 4. That having considered Agenda Item 3.1 Adjourned Business Confidential Recommendations from Audit and Risk Committee Meeting 17 August 2023: Confidential Report: Strategic Risk Register ICT Update – 4 September 2023 in confidence under 90(2) and (3)(e) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Agenda Item and attachments and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.		withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's security of information.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
217	18 September 2023	Confidential Regional Aquatic and Leisure Centre Updated Prudential Report	Pursuant to Section 90(3)(b) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Executive Manager, Head of Wastewater, A/General Manager Planning & Community; General Manager Infrastructure, A/General Manager Corporate Services, Senior Project Manager (E. Langford), Manager Water Capital Delivery, and the Minute Secretary be excluded from attendance at the meeting for Agenda 4.1.1 (Regional Aquatic & Leisure Centre – Prudential Report) The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to	Agenda Item and the attachment and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. 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	Retained in confidence until such time as Council has resolved the Operator for the RALC.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. <u>Section 91(7) Order</u> <u>Pursuant to Section 90 (3) (b)</u> 3. That having considered for Agenda 4.1.1 (Regional Aquatic & Leisure Centre – Prudential Report), in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Agenda Item and the attachment and all minutes be retained in confidence until such time as Council has resolved the Operator for the RALC.		continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
218	18 September 2023	Prudential Report on Wastewater Treatment Plant Upgrade Stage 1	**Section 90 (3) (b) Order** 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except the Chief Executive Officer, Executive Manager, Head of Wastewater, A/General Manager Corporate Services, A/General Manager Planning & Community, General Manager Infrastructure, Manager Water Capital Delivery, Senior Project Manager and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 4.1.2 Confidential Item: Prudential Report on Wastewater Treatment Plant Upgrade Stage 1. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's ability to be able to secure future wastewater commitment deeds with developers.	Agenda Item and attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the	Retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 4. Pursuant to Section 90 (3) (b) That having considered Agenda Item 4.1.2 Prudential Report on the Wastewater Treatment Plant Upgrade Stage 1 in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Agenda Item and attachments and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.		information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's ability to be able to secure future wastewater commitment deeds with developers.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
219	18 September 2023	Regional Aquatic and Leisure Centre (RALC) Design and Construction Tender Confidential Council Report – Recommendation to Award Tender for RALC	**Section 90 (3)(k) and (3)(b) Order** 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Executive Manager; General Manager Infrastructure; Head of Wastewater; A/General Manager Corporate Services; A/General Manager Planning and Community, Manager Water Capital Delivery, Senior Project Manager and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 5.1 Regional Aquatic & Leisure Centre Design and Construction Tender. The Council is satisfied that pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this agenda item is a tender for the provision of services and the carrying out of works. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on the achievement by Council of best value for money through the release of commercially sensitive information. Section 91(7) Order Pursuant to Section 91(7)	Agenda item plus the attachment, tender documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and	Retained in confidence until the project is complete except that the name of the successful tenderer, the reason for their selection and the amount of the contract will be made public as required by the Local Government Act, and this confidentiality order remains until reviewed by Council.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			12. Having considered Agenda Item 5.1 Regional Aquatic & Leisure Centre Design and Construction Tender n confidence under 90(2) and 3(k) and 3(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Local Government Act orders that the agenda item plus the attachment, tender documents and all minutes be retained in confidence until the project is complete except that the name of the successful tenderer, the reason for their selection and the amount of the contract will be made public as required by the Local Government Act, and this confidentiality order remains until reviewed by Council.		discussed has the potential to impact adversely on the achievement by Council of best value for money through the release of commercially sensitive information.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
220	18 September 2023	Prudential Report on Wastewater Treatment Plant Upgrade Stage 1	Section 90 (3) (b) Order Pursuant to Section 90(3)(b) 1. Pursuant to Section 90(2) of the Local Government Act 1999 that Council orders that all members of the public except the Chief Executive Officer; Executive Manager, General Manager Infrastructure, A/General Manager Corporate Services; A/General Manager Planning and Community, Head of Wastewater, Manager Water Capital Delivery and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 5.2 Confidential Item: Prudential Report on Wastewater Treatment Plant Upgrade Stage 1. The Council is satisfied that pursuant to Section 90(3) (b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's ability to be able to secure future wastewater commitment deeds with developers.	Agenda Item and attachments and all minutes	The Council is satisfied that pursuant to Section 90(3) (b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the	Retained in confidence until such time as the council determines that this is no longer required and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 4. Pursuant to Section 90 (3)(b) That having considered Agenda Item 5.2 Prudential Report on the Wastewater Treatment Plant Upgrade Stage 1 in confidence under 90(2) and (3)(b) of the Local Government Act 1999, that Council pursuant to Section 91(7) of the Act orders that the Agenda Item and attachments and all minutes be retained in confidence until such time as the council determines that this is no longer required and that this order be reviewed every 12 months.		information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's ability to be able to secure future wastewater commitment deeds with developers.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
221	18 September 2023	Major Event	1. Pursuant to Section 90(3)(j) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Infrastructure, Acting General Manager Planning & Community, Acting General Manager Corporate Services, Executive Manager, and Minute Secretary be excluded from attendance at the meeting for Agenda Item 5.3 Major Event. The Council is satisfied that 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 a Minister of the Crown, or another public authority or official. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because of the request from a public authority for confidentiality for a limited period of time. 7. Pursuant to Section 90 (3) (j) That having considered Agenda Item 5.3 Major Event in confidence under 90(2) and (3)(j) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that	Council report, related documents and all minutes	The Council is satisfied that 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 a Minister of the Crown, or another public authority or official. 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 continued non-disclosure of this information. The benefit to the public at large resulting from	Retained in confidence until such time as approval to release information pertaining to the proposed event has been received by the State Government or such lesser period as may be determined by the Chief Executive Officer.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			the council report, related documents and all minutes be retained in confidence until such time as approval to release information pertaining to the proposed event has been received by the State Government or such lesser period as may be determined by the Chief Executive Officer.		withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because of the request from a public authority for confidentiality for a limited period of time.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
222	18 September 2023	Chief Executive Officer Performance Review 2023	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public and staff be excluded from attendance at the meeting for Agenda Item 18.3 with the exception of the Council's independent consultant for the performance review process, Mr Richard Altman. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed. Section 91(7) Order 7. After having considered Agenda Item 18.3 Chief Executive Officer's Performance Review 2023 in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that this agenda item, minutes and Attachments 2 and 3 be retained in confidence until 16 December 2033 being 7 years after the expiry of the CEO's employment agreement and that Attachment 1, the Summary CEO	Agenda item, minutes and Attachments 2 and 3 be retained in confidence until 16 December 2033 being 7 years after the expiry of the CEO's employment agreement and that Attachment 1, the Summary CEO Performance Review report will be released 12 months from the date of this Council meeting being 18 September 2024 and that the resolution of Council in relation to the remuneration of the CEO and the Key Performance Indicators contained in Attachment 4 will be released by 18 October 2023	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the	Agenda item, minutes and Attachments 2 and 3 be retained in confidence until 16 December 2033 being 7 years after the expiry of the CEO's employment agreement and that Attachment 1, the Summary CEO Performance Review report will be released 12 months from the date of this Council meeting being 18 September 2024 and that the resolution of Council in relation to the remuneration of the CEO and the Key Performance Indicators contained in Attachment 4 will be released by 18 October 2023 and that all remaining information will be retained in confidence until determined by the Council that they be released.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Performance Review report will be released 12 months from the date of this Council meeting being 18 September 2024 and that the resolution of Council in relation to the remuneration of the CEO and the Key Performance Indicators contained in Attachment 4 will be released by 18 October 2023 and that all remaining information will be retained in confidence until determined by the Council that they be released.		circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
223	11 October 2023	Summit Sport and Recreation Park Board – Hills Football League Licence Agreement Update	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Board orders that all members of the public except Executive Manager and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.1 Hills Football League License Agreement Update. The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: conducting business; or would prejudice the commercial position of the Board MOUNT BARKER DISTRICT COUNCIL SUMMIT SPORT AND RECREATION PARK BOARD MEETING HELD ON 11 OCTOBER 2023 5 DOC/23/145488 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 continued nondisclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board's commercial position may severely prejudice the Board's ability to be able to negotiate a costeffective proposal for the benefit of the Board and the community in this matter and in relation to other contract negotiations Section 91(7) Order 6. Pursuant to Section 90 (3) (b) That having considered Agenda Item 12.1 Hills Football League License Agreement update, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Board pursuant to Section 91(7) of the Act orders that the Board report, related documents and all minutes be retained in confidence except for the provision of notification of the Board's resolution MOUNT BARKER DISTRICT COUNCIL SUMMIT SPORT AND	Board report, related documents and all minutes be retained in confidence except for the provision of notification of the Board's resolution MOUNT BARKER DISTRICT COUNCIL SUMMIT SPORT AND RECREATION PARK BOARD MEETING HELD ON 11 OCTOBER 2023 6 DOC/23/145488 to the Hills Football League	The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: conducting business; or would prejudice the commercial position of the Board MOUNT BARKER DISTRICT COUNCIL SUMMIT SPORT AND RECREATION PARK BOARD MEETING HELD ON 11 OCTOBER 2023 5 DOC/23/145488 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 continued nondisclosure of this information. The benefit to the public at large resulting from withholding the	Board report, related documents and all minutes be retained in confidence except for the provision of notification of the Board's resolution MOUNT BARKER DISTRICT COUNCIL SUMMIT SPORT AND RECREATION PARK BOARD MEETING HELD ON 11 OCTOBER 2023 6 DOC/23/145488 to the Hills Football League, and that all other information will remain confidential until licence negotiations are complete or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			RECREATION PARK BOARD MEETING HELD ON 11 OCTOBER 2023 6 DOC/23/145488 to the Hills Football League, and that all other information will remain confidential until licence negotiations are complete or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board's commercial position may severely prejudice the Board's ability to be able to negotiate a costeffective proposal for the benefit of the Board and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
224	11 October 2023	Summit Sport and Recreation Park Board – Licence Proposal	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Board orders that all members of the public except Executive Manager and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.2 License Proposal. The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: conducting business; or would prejudice the commercial position of the Board 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 continued nondisclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board's commercial position may severely prejudice the Board's ability to be able to negotiate a costeffective proposal for the benefit of the Board and the community in this matter and in relation to other contract negotiations. Section 91(7) Order 3. Pursuant to Section 90 (3) (b) That having considered Agenda Item 12.2 License Proposal, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Board pursuant to Section 91(7) of the Act orders that the Board report, related documents and all minutes be retained in confidence except for the provision of notification of the Board's resolution to the Hills Football League, and that all other information will remain confidential until licence negotiations are complete or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Board report, related documents and all minutes be retained in confidence except for the provision of notification of the Board's resolution to the Hills Football League.	The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: conducting business; or would prejudice the commercial position of the Board 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 continued nondisclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has	Board report, related documents and all minutes be retained in confidence except for the provision of notification of the Board's resolution to the Hills Football League, and that all other information will remain confidential until licence negotiations are complete or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					been outweighed in the circumstances because the disclosure of the Board's commercial position may severely prejudice the Board's ability to be able to negotiate a costeffective proposal for the benefit of the Board and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
225	6 November 2023	Deed for Works and Grant Of Easement Aston Hills Golf Club	**Section 90 (3) (b) Order** Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 orders that all members of the public except the Chief Executive Officer; Executive Manager, General Manager Infrastructure, General Manager Corporate Services, Head of Wastewater, Manager Water Capital Delivery, Corporate Governance and Risk Officer, and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 19.1 Confidential Item: Deed for Works and Grant of Easement Aston Hills Golf Club. The Council is satisfied that pursuant to Section 90(3) (b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. **Section 91(7) Order** Pursuant to Section 90 (3)(b) That having considered Agenda Item 19.1 Confidential Item: Deed for Works and Grant of Easement Aston Hills Golf Club in confidence under 90(2) and (3)(b) of the Local Government Act 1999, that Council pursuant to Section 91(7) of the Act orders that the Agenda Item and attachments and all minutes be retained in confidence until such time as the council determines that this is no longer required and that this order be reviewed every 12 months.	Agenda Item and attachments and all minutes be retained in confidence.	The Council is satisfied that pursuant to Section 90(3) (b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely	Agenda Item and attachments and all minutes be retained in confidence until such time as the council determines that this is no longer required and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
226	6 November 2023	Appointment of Independent Member to the Summit Sport And Recreation Park Board	**Section 90 (3) (a) Order** Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 orders that all members of the public except the Chief Executive Officer; General Manager Corporate Services; General Manager Planning and Community; Executive Manager; General Manager Infrastructure; Corporate Governance and Risk Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 19.2 Appointment of Independent Member to Summit Sport and Recreation Park Board. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the applicant. **Section 91(7) Order** Pursuant to Section 91(7) That having considered Agenda Item 19.2 Appointment of Independent Board Member to Summit Sport and Recreation Park Board in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents and all minutes be retained in confidence until 30 December 2024 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months, except for the notification to the Summit Sport and Recreation Park Board (Council Committee) and the successful candidate as to the resolutions of Council contained in this item.	Documents and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the applicant.	Documents and all minutes be retained in confidence until 30 December 2024 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months, except for the notification to the Summit Sport and Recreation Park Board (Council Committee) and the successful candidate as to the resolutions of Council contained in this item.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
227	6 November 2023	Audit and Risk Committee Independent Member Appointments	**Section 90 (3) (a) Order** Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 orders that all members of the public except the Chief Executive Officer; General Manager Corporate Services; General Manager Planning and Community; Executive Manager; General Manager Infrastructure; Head of Wastewater; Corporate Governance and Risk Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 19.3 – Audit and Risk Committee Independent Member Appointment. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the applicant. **Section 91(7) Order** Pursuant to Section 91(7) That having considered Agenda Item 19.3 Audit and Risk Committee Independent Appointment in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents and all minutes be retained in confidence until 30 December 2024 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months, except for the notification to the Audit and Risk Committee(Council Committee) and the nominees for the Independent Member positions as to the resolutions of Council contained in this item.	Documents and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the applicant.	Documents and all minutes be retained in confidence until 30 December 2024 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months, except for the notification to the Audit and Risk Committee(Council Committee) and the nominees for the Independent Member positions as to the resolutions of Council contained in this item.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
228	6 November 2023	Legal Proceedings	**Section 90 (3) (i) Order** Pursuant to Section 90(3)(i) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, General Manager Infrastructure, General Manager Planning and Community, General Manager Corporate Services, Executive Manager, Head of Wastewater, and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 19.4 Confidential Report – Legal Proceedings. The Council is satisfied that pursuant to Section 90(3)(i) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to: - actual litigation - litigation that the Council believes on reasonable grounds will take place involving the Council or an employee of the Council in that legal advice as to the chances of success of the legal proceedings and this information ought not be made available to the public as it could detrimentally affect the Council's legal position. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may compromise the Council's position if the court case is commenced. **Section 91(7) Order** Pursuant to Section 91(7) That having considered Agenda Item 19.4 Confidential Report – Legal Proceedings in confidence under 90(2) and 3(i) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report, attachments and all minutes be retained in confidence for 24 months or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Report, attachments and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(i) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to: - actual litigation - litigation that the Council believes on reasonable grounds will take place involving the Council or an employee of the Council in that legal advice as to the chances of success of the legal proceedings and this information ought not be made available to the public as it could detrimentally affect the Council's legal position. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may compromise the Council's position if	Report, attachments and all minutes be retained in confidence for 24 months or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	*Minutes released on website 14 October 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					the court case is commenced.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
229	13 November 2023	City Centre Project: Commercial Terms, Master Plan And Engagement	**Pursuant to Section 90(3)(b)** 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Infrastructure, General Manager Planning & Community, General Manager Corporate Services, Head of Waste Water, Executive Manager, Manager Strategic Projects and Economic Development, and Minute Secretary be excluded from attendance at the meeting for Agenda Item 4.1 City Centre Project: Commercial Terms, Master Plan and Engagement. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: conducting business; and proposing to conduct business; and would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent. **Pursuant to Section 90 (3) (b)**	Council report, attachments 1 & 2, related documents and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: conducting business; and proposing to conduct business; and would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large	Council report, attachments 1 & 2, related documents and all minutes be retained in confidence until 13 November 2028 or earlier other than information that is required for consultation with the community as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			10. That having considered 4.1 City Centre Project: Commercial Terms, Master Plan and Engagement in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, attachments 1 & 2, related documents and all minutes be retained in confidence until 13 November 2028 or earlier other than information that is required for consultation with the community as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.		resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent.			

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
230	4 December 2023	Allocate 2024 Citizen of the Year Award Recipients	**Section 90 (3)(o) Order** 1. Pursuant to Section 90(3)(o) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Executive Manager; General Manager Planning and Community; General Manager Infrastructure; Head of Wastewater, General Manager Corporate Services; Manager Strategic Projects and Economic Development and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 titled Allocate 2024 Citizen of the Year Award Recipients. The Council is satisfied that pursuant to Section 90(3)(o) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to proposed award recipients before the presentation of the awards. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may compromise the Council's position if the identity of the recipients is revealed prior to the official presentation of the awards. **Section 91(7) Order** 3. Pursuant to Section 91(7) That having considered Agenda Item 18.1Allocate 2024 Citizen of the Year Award Recipients, in confidence under 90(2) and 3(o) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report, attachments and all minutes be retained in confidence until the 27 January 2024 being the day after the Civic Ceremony on 26 January 2024.	Report, attachments and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(o) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to proposed award recipients before the presentation of the awards. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may compromise the Council's position if the identity of the recipients is revealed prior to the official presentation of the awards.	Report, attachments and all minutes be retained in confidence until the 27 January 2024 being the day after the Civic Ceremony on 26 January 2024	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
231	4 December 2023	Summit Precinct and Regional Aquatic and Leisure Centre Operator – Expression of Interest Campaign	**Pursuant to Section 90(3)(b)** 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Infrastructure, Head of Wastewater, General Manager Planning & Community, General Manager Corporate Services, Executive Manager, Manager Strategic Projects and Economic Development and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 titled Summit Precinct and Regional Aquatic & Leisure Centre Operator – Expression of Interest Campaign. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent.	Council report, attachments, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information	Council report, attachments, related documents and all minutes be retained in confidence until 4 December 2033. The identity of the RALC Operator and Precinct Partner will be released to coincide with the endorsement of contractual, legally binding terms with Council. This order will be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 10. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.2 Summit Precinct and Regional Aquatic & Leisure Centre Operator – Expression of Interest Campaign:, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, attachments, related documents and all minutes be retained in confidence until 4 December 2033. The identity of the RALC Operator and Precinct Partner will be released to coincide with the endorsement of contractual, legally binding terms with Council. This order will be reviewed every 12 months.		outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
232	4 December 2023	Hahndorf Car Parking Options and Opportunities	**Section 90(3)(b) Order** 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, General Manager Infrastructure, General Manager Planning and Community, General Manager Corporate Services, Executive Manager, Head of Wastewater, Manager Strategic Projects and Economic Development, and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item 18.3 titled Hahndorf Car Parking Options and Opportunities The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. **Section 91(7) Order** 6. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.3 Hahndorf Car Parking Options and Opportunities in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until a future resolution of	Council report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the	Council report, related documents and all minutes be retained in confidence until a future resolution of Council relating to a preferred option or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	*Report and Minutes released on website 26 August 2024*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Council relating to a preferred option or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
233	15 January 2024	Tender Award Recommendation – Kerbside Waste, Recyclables and Organics Collection and Processing Services	Section 90 (3)(k) and (3)(b) Order 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Executive Manager; General Manager Infrastructure; General Manager Corporate Services; Head of Wastewater; Senior Sustainability Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential Report – Tender Award Recommendation – Kerbside Waste, Recyclables and Organics Collection and Processing Services. The Council is satisfied that pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this agenda item is a tender for the provision of services and the carrying out of works. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on the achievement by Council of best value for money through the release of such information. Section 91(7) Order 6. Having considered Item 18.1 Confidential Report – Tender Award Recommendation – Kerbside Waste, Recyclables and Organics Collection and Processing Services in confidence under 90(2) and 3(k) and 3(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Local Government Act orders that the agenda item plus the attachment, tender documents and all minutes be retained in confidence until expiry	Agenda item plus the attachment, tender documents and all minutes b	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on the achievement by Council of best value for money through the release of such information.	Agenda item plus the attachment, tender documents and all minutes be retained in confidence until expiry of the contract except that the name of the successful tenderer, the reason for their selection and the amount of the contract will be made public as required by the Local Government Act, and this confidentiality order remains until reviewed by Council.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			of the contract except that the name of the successful tenderer, the reason for their selection and the amount of the contract will be made public as required by the Local Government Act, and this confidentiality order remains until reviewed by Council.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
234	4 March 2024	Hahndorf Strategic Land Opportunity	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, General Manager Infrastructure, General Manager Corporate Services, Executive Manager, Head of Wastewater, Manager Wastewater Capital Delivery, Manager Wastewater Business Development and Customer Relations, and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item 18.1 titled Confidential: Hahndorf Strategic Land Opportunity. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. Section 91(7) Order 5. Pursuant to Section 90 (3) (b)	Council report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the	Council report, related documents and all minutes be retained in confidence until the settlement of the purchase of the subject land by council has occurred or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	*Report released on website 8 April 2024* *Minutes released on website* *11 April 2024*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			That having considered Agenda Item 18.1 Confidential: Hahndorf Strategic Land Opportunity in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the settlement of the purchase of the subject land by council has occurred or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
235	4 March 2024	Mount Barker District Council and Alano Utilities Commercial Arrangement	Section 90 (3) (d) Order Pursuant to Section 90(3)(d) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Infrastructure, Executive Manager, General Manager Corporate Services, Head of Wastewater, Manager Wastewater Capital Delivery, Manager Wastewater Business Development and Customer Relations, and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Mount Barker District Council and Alano Utilities Commercial Arrangement. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 or • 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. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving	Council report, attachment and all minutes	The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 or • 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	Council report, attachment and all minutes be retained in confidence until the contract or any agreement comes to an end or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	*Report, Attachments and Minutes released on website 14 October 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			the information to the detriment of the Wastewater Service. <u>Section 91(7) Order</u> <u>Pursuant to Section 91(7)</u> 5. That having considered Agenda Item 18.2 Mount Barker District Council and Alano Utilities Commercial Arrangement in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence until the contract or any agreement comes to an end or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the Wastewater Service.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
236	17 April 2024	**Major Event 2024**	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Board orders that all members of the public except Executive Manager, Mayor and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.1 SSRP Major Event 2024. The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: conducting business; or would prejudice the commercial position of the Board Section 91(7) Order 3. Pursuant to Section 90 (3) (b) That having considered Agenda Item 12.2 SSRP Major Event 2024, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Board pursuant to Section 91(7) of the Act orders that the Board report, related documents and all minutes be retained in confidence and that all information will remain confidential until negotiations are complete or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Board report, related documents and all minutes	The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: conducting business; or would prejudice the commercial position of the Board	Board report, related documents and all minutes be retained in confidence and that all information will remain confidential until negotiations are complete or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
237	17 April 2024	Major Event 2025	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Board orders that all members of the public except Executive Manager, Mayor and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.2 SSRP Major Event 2025. The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: conducting business; or would prejudice the commercial position of the Board Section 91(7) Order 6. Pursuant to Section 90 (3) (b) That having considered Agenda Item 12.2 SSRP Major Event 2025, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Board pursuant to Section 91(7) of the Act orders that the Board report, related documents and all minutes be retained in confidence and that all information will remain confidential until negotiations are complete or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Board report, related documents and all minutes	The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: conducting business; or would prejudice the commercial position of the Board	Board report, related documents and all minutes be retained in confidence and that all information will remain confidential until negotiations are complete or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
238	18 April 2024	Updated Prudential Report On Laratinga Water Recovery Plant Stage 1	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except the Chief Executive Officer; Executive Manager; Acting Head of Wastewater; Manager Water Capital Delivery; General Manager Corporate Services; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 3.1 Confidential Item: Updated Prudential Report on Laratinga Water Recovery Plant Stage 1. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's ability to be able to secure future wastewater commitment deeds with developers. Section 91(7) Order 4. Pursuant to Section 90 (3) (b) That having considered Agenda Item Agenda Item 3.1 Confidential Item: Updated Prudential Report on Laratinga Water Recovery Plant Stage 1 in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the Agenda Item and attachments and all minutes be retained in confidence until such time as the council determines	Agenda Item and attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the	Agenda Item and attachments and all minutes be retained in confidence until such time as the council determines that this is no longer required and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			that this is no longer required and that this order be reviewed every 12 months.		disclosure of the information may prejudice Council's ability to be able to secure future wastewater commitment deeds with developers.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
239	6 May 2024	Confidential Minutes of Section 41 Committee – Audit and Risk Committee Special Meeting 18 April 2024	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Executive Manager; General Manager Infrastructure; General Manager Corporate Services; Head of Wastewater; Manager Water Capital Delivery; Manager Water Operations; Wastewater Project Manager; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential Minutes of Section 41 Committee - Audit and Risk Committee Special Meeting 18 April 2024. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's ability to be able to secure future wastewater commitment deeds with developers. Section 91(7) Order - 3. Pursuant to Section 90 (3) (b) That having considered 18.1 Confidential Minutes of Section 41 Committee - Audit and Risk Committee Special Meeting 18 April 2024 in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Agenda Item and minutes be retained in	Agenda Item and minute	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the	Agenda Item and minutes be retained in confidence until such time as the council determines that this is no longer required and that this order be reviewed every 12 months	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			confidence until such time as the council determines that this is no longer required and that this order be reviewed every 12 months.		circumstances because the disclosure of the information may prejudice Council's ability to be able to secure future wastewater commitment deeds with developers.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
240	6 May 2024	Tender Award Recommendation – Bituminous and Associated Works	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Infrastructure, General Manager Corporate Services, Executive Manager, Head of Wastewater and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Confidential Tender Award Recommendation - Bituminous and Associated Works. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the	Council report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information	Council report, related documents and all minutes be retained in confidence until all the works package contracts are executed with the Preferred Tenderers or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	*Report and Minutes released on website 14 October 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Council and the community in this matter and in relation to other contract negotiations Section 91(7) Order 6. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.2 Confidential Tender Award Recommendation - Bituminous And Associated Works, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until all the works package contracts are executed with the Preferred Tenderers or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
241	6 May 2024	Updated Prudential Report on Laratinga Water Recovery Plant Stage 1	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Executive Manager; General Manager Corporate Services; General Manager Infrastructure; Head of Wastewater; Manager Water Capital Delivery; Manager Water Operations; Wastewater Project Manager; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.3 Confidential Item: Updated Prudential Report on Laratinga Water Recovery Plant Stage 1. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's ability to be able to secure future wastewater commitment deeds with developers. Section 91(7) Order 4. Pursuant to Section 90 (3) (b) That having considered Agenda Item Agenda Item 18.3 Confidential Item: Updated Prudential Report on Laratinga Water Recovery Plant Stage 1 in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Agenda Item and attachments and all minutes be retained in confidence until such time as	Agenda Item and attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances	Agenda Item and attachments and all minutes be retained in confidence until such time as the council determines that this is no longer required and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			the council determines that this is no longer required and that this order be reviewed every 12 months.		because the disclosure of the information may prejudice Council's ability to be able to secure future wastewater commitment deeds with developers.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
242	6 May 2024	Recommendation to Award Laratinga Water Recovery Plant Single Early Contractor Involvement Procurement Transaction	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 that Council orders that all members of the public except the Chief Executive Officer; Executive Manager; General Manager of Corporate Services; General Manager Infrastructure; Head of Wastewater; Manager Water Capital Delivery; Manager Water Operations; Wastewater Project Manager; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.4 Confidential Item: Confidential Council Report LWRP Recommendation to Award sECI. The Council is satisfied that pursuant to Section 90(3) (b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's ability to be able to negotiate a contract with the preferred tenderer. Section 91(7) Order 5. Pursuant to Section 90 (3) (b) That having considered Agenda Item Agenda Item 18.4 Confidential Item: Recommendation to Award Laratinga Water Recovery Plant Single Early Contractor Involvement Procurement Transaction in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to	Agenda Item and attachments and all minutes	The Council is satisfied that pursuant to Section 90(3) (b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the	Agenda Item and attachments and all minutes be retained in confidence until such time as the council determines that this is no longer required and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	*Report and Minutes released on website 26 August 2024*

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			Section 91(7) of the Act orders that the Agenda Item and attachments and all minutes be retained in confidence until such time as the council determines that this is no longer required and that this order be reviewed every 12 months.		information may prejudice Council's ability to be able to negotiate a contract with the preferred tenderer.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
243	9 May 2024	Audit and Risk Committee - Cyber Security Uplift Program Status Update	Section 90(3) (e) Order 1. Pursuant to Section 90(3)(e) Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except the Executive Manager, General Manager Corporate Services, and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.1 Cyber Security Uplift Program Status Update. The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's security of information. Section 91(7) Order Pursuant to Section 90 (3) (e) 4. That having considered Agenda Item 12.1 Cyber Security Uplift Program Status Update in confidence under 90(2) and (3)(e) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the Agenda Item and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.	Agenda Item and all minutes	The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the	Agenda Item and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					disclosure of the information may prejudice Council's security of information.				

CONFIDENTIAL ITEMS 2003 – JULY 2026

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
244	9 May 2024	Audit and Risk Committee - City Centre Project – Introduction and High And Very High Strategic Risks Summary	Section 90 (3) (b) Order Pursuant to Section 90(3)(b) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Executive Manager, General Manager Corporate Services, and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.2 City Centre Project: Introduction and High and Very High Strategic Risks Summary. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent. Section 91(7) Order Pursuant to Section 90 (3) (b) 3. That having considered Agenda Item 12.2 City Centre Project: Introduction and High and Very High Strategic Risks Summary in confidence under 90(2) and (3)(b) of the Local Government	Audit and Risk Committee report, and attachment 2	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information	Report, and attachment 2, be retained in confidence until 9 May 2028 or earlier as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Audit and Risk Committee report, and attachment 2, be retained in confidence until 9 May 2028 or earlier as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.		outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent.				

CONFIDENTIAL ITEMS 2003 – JULY 2026

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
245	3 June 2024	Library Options Analysis Scope	2. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Infrastructure, General Manager Corporate Services, Executive Manager, Head of Wastewater; Manager Customer Experience; Manager Financial Services; and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Confidential Item: Library Options Analysis Scope. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent. 4. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.2 Confidential Item: Library Options Analysis Scope in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council	Commercial in confidence aspects are retained in confidence	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit	In confidence aspects are retained in confidence until such time as determined by the Chief Executive Officer, and that this order be reviewed every 12 months	7 Oct 25	Within 12 months	*Report and redacted attachment released on website 5 June 2024 Minutes released on website 24 June 2024*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			pursuant to Section 91(7) of the Act orders that the report and attachment and resolution of Council be released with the commercial in confidence aspects of both documents redacted and that the commercial in confidence aspects are retained in confidence until such time as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.		to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent.				

CONFIDENTIAL ITEMS 2003 – JULY 2026

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
246	3 June 2024	City Centre Project – High and Very High Strategic Risks Summary	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Infrastructure, General Manager Corporate Services, Executive Manager, Head of Wastewater; Manager Finance; Manager Customer Experience; and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential Item: City Centre Project - High and Very High Strategic Risks Summary. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent. 4. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.1 Confidential Item City Centre Project: High and Very High Strategic Risks Summary in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the	Report, and attachment	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of	Report, and attachment be retained in confidence until such time as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	*Minutes released on website 24 June 2024*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			report, and attachment be retained in confidence until such time as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.		the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
246a	24 July 2024	SSRP Board - Licence Agreement Variation	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Board orders that all members of the public except the Executive Manager, General Manager Corporate Services, Tourism and Business and Development Officer, Venue Coordinator, Treasurer Alexandra and Eastern Hills Cricket Association and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.1 License Agreement Variation Request. The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information, the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: conducting business; or would prejudice the commercial position of the Board. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board's commercial position may severely prejudice the Board's ability to be able to negotiate a cost-effective proposal for the benefit of the Board and the community in this matter and in relation to other contract negotiations. Section 91(7) Order 6. Pursuant to Section 90 (3) (b) 6. That having considered Agenda Item 12.1 License Agreement, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Board pursuant to Section 91(7) of the Act orders that the Board report, related documents and all minutes be retained in confidence except for the provision of	Report, related documents and all minutes	The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information, the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: conducting business; or would prejudice the commercial position of the Board. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place	Board report, related documents and all minutes be retained in confidence except for the provision of notification of the Board's resolution to the Licensee, and that all other information will remain confidential until licence negotiations are complete or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			notification of the Board's resolution to the Licensee, and that all other information will remain confidential until licence negotiations are complete or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months		open to the public has been outweighed in the circumstances because the disclosure of the Board's commercial position may severely prejudice the Board's ability to be able to negotiate a cost-effective proposal for the benefit of the Board and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
247	5 August 2024	Reappointment of Members to the Adelaide Hills Region Waste Management Authority Audit and Risk Committee	**Section 90(3)(a) Order** 1. Pursuant to Section 90(3)(a) Orders that all members of the public except the Chief Executive Officer; Executive Manager; General Manager Infrastructure; General Manager Corporate Services; and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential: Reappointment of Members to the AHRWMA Audit and Risk Committee. Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this report is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the AHRWMA Audit and Risk Committee. Council is satisfied that the principle that the report be available in a place open to the public has been outweighed in the circumstance because the disclosure of details relating to personal information of people who are members of the Committee will be discussed. **Section 91 (7) Order** 3. Pursuant to Section 91(7) That having considered the report Reappointment of Members to the AHRWMA Audit and Risk Committee in confidence under Sections 90(2) and 90(3)(a) of the Local Government Act 1999, Council pursuant to Section 91(7) of the Act orders that the report and minutes be retained in confidence until the appointees have been advised of the AHRWMA Constituent Councils' decision.	Report and minutes	Council is satisfied that the principle that the report be available in a place open to the public has been outweighed in the circumstance because the disclosure of details relating to personal information of people who are members of the Committee will be discussed.	Report and minutes be retained in confidence until the appointees have been advised of the AHRWMA Constituent Councils' decision.	7 Oct 25	Within 12 months	*Report, Attachments and Minutes released on website 14 October 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
248	22 August 2024	Cyber Security Uplift Program Status Update	Section 90(3)(a) Order 1. Pursuant to Section 90(3)(e) Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except the General Manager Corporate Services, Manager Financial Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.1 Cyber Security Uplift Program Status Update. The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place Section 91(7) Order Pursuant to Section 90(3)(e) 3. That having considered Agenda Item 12.1 Cyber Security Uplift Program Status Update in confidence under 90(2) and (3)(e) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the Agenda Item and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.	Report and minutes	Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place	Agenda Item and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
249	2 September 2024	Mount Barker Strategic Land Purchase Opportunity	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, General Manager Infrastructure, General Manager Corporate Services, Executive Manager, and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item 18.1 titled Confidential Item: Mount Barker Strategic Land Purchase Opportunity. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. Section 91(7) Order 6. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.1 Confidential Item : Mount Barker Strategic Land Purchase Opportunity in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents (Attachment 1 and Attachment 2 to this report) and all minutes be retained in confidence until the settlement of the purchase of the subject land by council has occurred or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Council report, related documents (Attachment 1 and Attachment 2 to this report) and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council.	Council report, related documents (Attachment 1 and Attachment 2 to this report) and all minutes be retained in confidence until the settlement of the purchase of the subject land by council has occurred or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
250	2 September 2024	Chief Executive Officer Performance Review 2023/2024	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public and staff other than the CEO, Executive Manager, Minute Secretary and Richard Altman be excluded from attendance at the meeting for Agenda Item 18.3. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied of the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed. Section 91(7) Order **8.** After having considered Agenda Item 18.3 Chief Executive Officer's Performance Review 2023 in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that this agenda item, minutes and Attachments 2 and 3 be retained in confidence until 16 December 2033 being 7 years after the expiry of the CEO's employment agreement except that Attachment 1, the Summary CEO Performance Review report, will be released 12 months from the date of this Council meeting being 2 September 2025 and that the resolution of Council in relation to the remuneration of the CEO and the Strategic Performance Objectives contained in Attachment 4 will be released to the CEO immediately and then subsequently released publicly within 30 days of the date of this resolution and that any remaining information will be retained in confidence until determined by the Council that they be released.	Agenda item, minutes and Attachments 2 and 3 be retained in confidence until 16 December 2033 being 7 years after the expiry of the CEO's employment agreement except that Attachment 1, the Summary CEO Performance Review report, will be released 12 months from the date of this Council meeting being 2 September 2025 and that the resolution of Council in relation to the remuneration of the CEO and the Strategic Performance Objectives contained in Attachment 4 will be released to the CEO immediately and then subsequently released publicly within 30 days of the date of this resolution and that any remaining information will be retained in confidence until determined by the Council that they be released.	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied of the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed.	Agenda item, minutes and Attachments 2 and 3 be retained in confidence until 16 December 2033 being 7 years after the expiry of the CEO's employment agreement except that Attachment 1, the Summary CEO Performance Review report, will be released 12 months from the date of this Council meeting being 2 September 2025 and that the resolution of Council in relation to the remuneration of the CEO and the Strategic Performance Objectives contained in Attachment 4 will be released to the CEO immediately and then subsequently released publicly within 30 days of the date of this resolution and that any remaining information will be retained in confidence until determined by the Council that they be released.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
251	8 October 2024	Recycled Water Unsolicited Proposal	Section 90 (3) (d) Order 1 Pursuant to Section 90(3)(d) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Acting Chief Executive Officer, General Manager Corporate Services, Head of Wastewater, General Manager Planning and Regulatory Services, Manager Water Capital Delivery, Manager Wastewater Business Development and Customer Relations, Manager Wastewater Operations, Manager Infrastructure Planning, and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Recycled Water Unsolicited Proposal. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 or 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. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the proponents. Section 91(7) Order 4. Pursuant to Section 91(7) That having considered Agenda Item 18.1 Recycled Water Unsolicited Proposal in confidence under 90(2)	Council report, attachment and all minutes	The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 or 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	Council report, attachment and all minutes be retained in confidence until the until such time that a commercial contract is entered into by Council and the proponents or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months	7 Oct 25	Within 12 months	

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			and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence until the until such time that a commercial contract is entered into by Council and the proponents or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the proponents.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
252	8 October 2024	Major Event Partnership 2025	1. <u>Pursuant to Section 90(3)(b)</u> Pursuant to Section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public except the Acting Chief Executive Officer, General Manager Corporate Services, General Manager Planning & Regulatory Services, Head of Wastewater, and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item 18.2 titled Confidential: Major Event 2025. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to: • confer a commercial advantage on a person with whom the Council is proposing to conduct business; and • would prejudice the commercial position of the Council. The disclosure of this information would, on balance, be contrary to the public interest because the public interest is in the Council preserving its negotiating position. Accordingly, on this basis, the Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. <u>Section 91(7) Order</u> 7. <u>Pursuant to Section 90 (3)(b)</u> That having considered Agenda Item 18.2 Confidential: Major Event 2025 in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the	Council report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to: • confer a commercial advantage on a person with whom the Council is proposing to conduct business; and • would prejudice the commercial position of the Council. The disclosure of this information would, on balance, be contrary to the public interest because the public interest is in the Council preserving its negotiating position. Accordingly, on this basis, the Council is satisfied that the principle that the meeting be conducted in a place open to the public	Council report, related documents and all minutes be retained in confidence until the event has been formally announced or a lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			event has been formally announced or a lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
253	9 October 2024	SSRP Sports Lighting	Section 90 (3) (h) Order 1. Pursuant to Section 90(3)(h) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Executive Manager, General Manager Corporate Services, Mayor Leach MBDC, Cr Harding MBDC and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.1 Summit Sport and Recreation Park Sports Lighting The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed in detail with board members. The board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter. **Section 91(7) Order** 4. Pursuant to Section 91(7) That having considered Agenda Item 12.1 Summit Sport and Recreation Park Sports Lighting in confidence under 90(2) and 3(h) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Board report, related documents and all minutes be retained in confidence until successful completion of the legal claim and procurement process or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed in detail with board members. The board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter.	Report, related documents and all minutes be retained in confidence until successful completion of the legal claim and procurement process or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
254	9 October 2024	SSRP Alexandra and Eastern Hills Cricket Association Licence Agreement	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Board orders that all members of the public except the Executive Manager, General Manager Corporate, Cr Hardingham and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.2 License Agreement Variation Request. The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: conducting business; or would prejudice the commercial position of the Board 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board's commercial position may severely prejudice the Board's ability to be able to negotiate a cost-effective proposal for the benefit of the Board and the community in this matter and in relation to other contract negotiations. **Section 91(7) Order** 7. Pursuant to Section 90 (3) (b) That having considered Agenda Item 12.2 AECHA License Agreement, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Board pursuant to Section 91(7) of the Act orders that the Board report, related documents and all minutes be retained in confidence except for the provision of	Report, related documents and all minutes	The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: conducting business; or would prejudice the commercial position of the Board 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that	Board report, related documents and all minutes be retained in confidence except for the provision of notification of the Board's resolution to the Licensee, and that all other information will remain confidential until licence negotiations are complete or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			notification of the Board's resolution to the Licensee, and that all other information will remain confidential until licence negotiations are complete or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board's commercial position may severely prejudice the Board's ability to be able to negotiate a cost-effective proposal for the benefit of the Board and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
254a	24 October 2024	City Centre Project – Risk Assessment	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Executive Manager, General Manager Infrastructure, General Manager Planning and Regulatory Services, Manager Financial Services, Team Leader Risk and Governance, and Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.2 City Centre Project - Risk Assessment. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent. 4. Pursuant to Section 90 (3) (b) That having considered Agenda Item 12.2 City Centre Project – Risk Assessment in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Audit and Risk Committee report, be retained	Audit and Risk Committee report	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit	Audit and Risk Committee report, be retained in confidence until practical completion of the project or earlier as determined by the Chief Executive Officer, and that this order be reviewed every 12 months	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			in confidence until practical completion of the project or earlier as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.		to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
255	4 November 2024	SSRP Board Recommendations – SSRP Sports Lighting	**Section 90 (3) (h) Order** 1. Pursuant to Section 90(3)(h) Pursuant to Section 90(2) of the Local Government Act 1999 Council orders that all members of the public except the Chief Executive Officer; Executive Manager; General Manager Infrastructure; General Manager Planning and Regulatory Services; General Manager, Corporate Services; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Summit Sport and Recreation Park Sports Lighting. **Section 91(7) Order** 5. Pursuant to Section 91(7) That having considered Agenda Item 18.1 Summit Sport and Recreation Park Sports Lighting in confidence under 90(2) and 3(h) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Board report, related documents and all minutes be retained in confidence until successful completion of the legal claim and procurement process or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Report, related documents and all minutes		Board report, related documents and all minutes be retained in confidence until successful completion of the legal claim and procurement process or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
256	4 November 2024	Audit and Risk Committee Recommendations – City Centre Project Risk Assessment	<u>Pursuant to Section 90(3)(b)</u> 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer; Executive Manager; General Manager Infrastructure; General Manager Planning and Regulatory Services; General Manager, Corporate Services; Head of Wastewater; and the Minute Secretary be excluded from attendance at the meeting for Confidential Agenda Item 18.2 City Centre Project - Risk Assessment. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent. <u>Pursuant to Section 90 (3)(b)</u> 3. That having considered Confidential Agenda Item 18.2 City Centre Project - Risk	Report	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conductin g business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit	Report be retained in confidence until practical completion of the project or earlier as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Assessment in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report be retained in confidence until practical completion of the project or earlier as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.		to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
257	4 November 2024	SSRP Board – Governance	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Executive Manager; General Manager Infrastructure; General Manager Planning and Regulatory Services; General Manager, Corporate Services; Head of Wastewater; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.3 Confidential Report: Summit Sport and Recreation Park Board - Governance. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board. Section 91(7) Order Pursuant to Section 91(7) 8. That having considered Agenda Item 18.3 Confidential Report: Summit Sport and Recreation Park Board - Governance in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents and all minutes be retained in confidence until 30 June 2026 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months, except for the notification to the Summit Sport and Recreation Park Board (Council Committee) as to the resolutions of Council contained in this item.	Documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board.	Documents and all minutes be retained in confidence until 30 June 2026 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months, except for the notification to the Summit Sport and Recreation Park Board (Council Committee) as to the resolutions of Council contained in this item.	7 Oct 25	Within 12 months	*Minutes released on website 26 November 2024*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
258	2 December 2024	Allocate 2025 Citizen of the Year Awards	Section 90 (3) (o) Order 1. Pursuant to Section 90(3)(o) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Executive Manager; General Manager Planning and Regulatory Services; General Manager Infrastructure; General Manager Corporate Services, Manager Property; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Allocate 2025 Citizen of the Year Award Recipients. The Council is satisfied that pursuant to Section 90(3)(o) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to proposed award recipients before the presentation of the awards. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may compromise the Council's position if the identity of the recipients is revealed prior to the official presentation of the awards. Section 91(7) Order 3. Pursuant to Section 91(7) That having considered Agenda Item 18.1 Allocate 2025 Citizen of the Year Award Recipients, in confidence under 90(2) and 3(o) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report, attachments and all minutes be retained in confidence until the 27 January 2025 being the day after the Civic Ceremony on 26 January 2025.	Report, attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(o) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to proposed award recipients before the presentation of the awards. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may compromise the Council's position if the identity of the recipients is revealed prior to the official presentation of the awards.	Report, attachments and all minutes be retained in confidence until the 27 January 2025 being the day after the Civic Ceremony on 26 January 2025.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
259	2 December 2024	Strategic Land Transaction	1. <u>Pursuant to Section 90(3)(b)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, General Manager Infrastructure, Executive Manager, General Manager Corporate Services, General Manager Planning and Regulatory Services, Head of Wastewater, Manager Property and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item 18.2 titled Strategic Land Transaction. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.	Council report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances	Council report, related documents and all minutes be retained in confidence until the transaction is completed or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	*Report, Attachment and Minutes released on website 28 May 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 4. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.2 Strategic Land Transaction in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the transaction is completed or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
260	2 December 2024	Chief Executive Officer Strategic Performance Objectives 2024/25 Update	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public and staff other than the CEO, Executive Manager and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.3 Chief Executive Officer Strategic Performance Objectives 2024/25 Update. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied of the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed. Section 91(7) Order 3. Pursuant to Section 90 (3) (b) After having considered Agenda Item 18.3 Chief Executive Officer Strategic Performance Objectives 2024/25 Update in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that this agenda item, minutes and Attachment 1 will be released within 30 days of the date of this resolution**.**	Agenda item, minutes and Attachment 1	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied of the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed.	Agenda item, minutes and Attachment 1 will be released within 30 days of the date of this resolution**.**	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
261	2 December 2024	Mount Barker Strategic Land Purchase Opportunity – Information Progress Report	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, General Manager Corporate Services, Executive Manager, and the Minute Secretary, be excluded from attendance at the meeting for the Agenda Item 18.4 Mount Barker Strategic Land Purchase Opportunity Information Progress Report. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued nondisclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. <u>Section 91(7) Order</u> 3. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.4 Confidential Item : Mount Barker Strategic Land Purchase Opportunity Information Progress Report in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the	Council report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued nondisclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of	Council report, related documents and all minutes be retained in confidence until the settlement of the purchase of the subject land by council has occurred or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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			settlement of the purchase of the subject land by council has occurred or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.				
261a	4 December 2024	2025 Major Event	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Board orders that all members of the public except Executive Manager and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.1 SSRP Major Event 2025. The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: conducting business; or would prejudice the commercial position of the Board. Section 91(7) Order 3. Pursuant to Section 90 (3) (b) That having considered Agenda Item 12.1 SSRP Major Event 2025, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Board pursuant to Section 91(7) of the Act orders that the Board report, related documents and all minutes be retained in confidence and that all information will remain confidential until negotiations are complete or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Documents and all minutes	The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: conducting business; or would prejudice the commercial position of the Board.	Documents and all minutes be retained in confidence and that all information will remain confidential until negotiations are complete or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
262	9 December 2024	Newenham Wastewater Commitment Deeds	Section 90 (3) (d) Order 1. Pursuant to Section 90(3)(d) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Infrastructure, Executive Manager, General Manager Corporate Services, Acting Head of Wastewater, General Manager Planning and Regulatory Services, and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 4.1 Newenham Wastewater Commitment Deeds. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 or • 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. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the developer(s).	Report, attachment and all minutes	The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 or • 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	Council report, attachment and all minutes be retained in confidence until the until such time as determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 4. Pursuant to Section 91(7) That having considered Agenda Item 4.1 Newenham Wastewater Commitment Deeds in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence until the until such time as determined by the Chief Executive Officer and that this order be reviewed every 12 months.		withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the developer(s).				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
263	9 December 2024	Summit Precinct Milestone Report	Section 90 (3) (d) Order 1. Pursuant to Section 90(3)(d) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Executive Manager, General Manager Corporate Services, General Manager Infrastructure, Acting Head of Wastewater, General Manager Planning and Regulatory Services, Manager Strategic Projects and Economic Development, Manager Community Planning and Wellbeing, Ben Koop (Alinea Group), and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 4.2 Summit Precinct Milestone Report. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 or • 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. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the developer / tender etc.	Council report, attachment and all minutes	The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 or • 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	Council report, attachment and all minutes be retained in confidence until the project is completed or such lesser period as may be determined by the Chief Executive Officer. This order shall be reviewed every 12 months.	7 Oct 25	Within 12 months	*Redacted Minutes released on website 19 March 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 7. Pursuant to Section 91(7) That having considered Agenda Item 4.2 Summit Precinct Milestone Report in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence until the project is completed or such lesser period as may be determined by the Chief Executive Officer. This order shall be reviewed every 12 months.		withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the developer / tender etc.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
264	20 January 2025	AHRWMA – Appointment of Audit and Risk Committee Independent Member and Chair	Section 90 (3) (o) Order 1. Pursuant to Section 90(3)(o) Pursuant to Section 90(2) of the Local Government Act 1999 orders that all members of the public except the Chief Executive Officer; Executive Manager; Acting General Manager Infrastructure, General Manager Planning and Regulatory Services, Head of Wastewater, General Manager Corporate Services; and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential Item: Appointment of Independent Member and Chair to the AHRWMA Audit and Risk Committee. Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this report is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the AHRWMA Audit and Risk Committee. Council is satisfied that the principle that the report be available in a place open to the public has been outweighed in the circumstance because the disclosure of details relating to personal information of people who are members of the Committee will be discussed. Section 91 (1) Order 3. Pursuant to Section 91(7) That having considered Agenda Item 18.1 Confidential Item: Appointment of Independent Member and Chair to the AHRWMA Audit and Risk Committee in confidence under Sections 90(2) and 90(3)(a) of the Local Government Act 1999, Council pursuant to Section 91(7) of the Act orders that the report and minutes be retained in confidence until the appointee has been advised of the AHRWMA Constituent Councils' decision.	Council report and minutes	Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this report is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the AHRWMA Audit and Risk Committee. Council is satisfied that the principle that the report be available in a place open to the public has been outweighed in the circumstance because the disclosure of details relating to personal information of people who are members of the Committee will be discussed.	Report and minutes be retained in confidence until the appointee has been advised of the AHRWMA Constituent Councils' decision.	7 Oct 25	Within 12 months	*Report, Attachment and Minutes released on website 14 October 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
265	3 February 2025	Mount Barker Region Wastewater Utility Board – Appointment And Remuneration Of Board Members	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Executive Manager, General Manager Corporate, General Manager Infrastructure, General Manager Planning and Regulatory Services, Head of Wastewater and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential Item: Mount Barker Region Wastewater Utility Board – Appointment and Remuneration of Board Members. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of applicants considered for appointment through the Expression of Interest process, in that details of their suitability for appointment will be discussed, which are sensitive and are details only known to those who have participated in the selection and appointment expression of interest process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of what may prematurely be disclosed before discussing with the applicants the outcome of the expression of interest for appointment process. Section 91(7) Order 10. Pursuant to Section 91(7) That having considered Agenda Item 18.1 Confidential Item: Mount Barker Region Wastewater Utility Board – Appointment and Remuneration of Board Members, in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents and the minutes be	Documents and the minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of applicants considered for appointment through the Expression of Interest process, in that details of their suitability for appointment will be discussed, which are sensitive and are details only known to those who have participated in the selection and appointment expression of interest process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the	Documents and the minutes be retained in confidence until all applicants have been advised of the outcome of the Expression of Interest process or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	*Redacted Agenda and Redacted Minutes released on website 13 February 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			retained in confidence until all applicants have been advised of the outcome of the Expression of Interest process or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		disclosure of details of what may prematurely be disclosed before discussing with the applicants the outcome of the expression of interest for appointment process.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
266	3 February 2025	Unsolicited Proposal – Land Transaction	1. Pursuant to Section 90(3)(d) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Executive Manager; General Manager Infrastructure, General Manager Planning and Regulatory Services, General Manager Corporate Services; and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Confidential Item: Unsolicited Proposal – Land Transaction. The Council is satisfied that 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 or • 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. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the applicant. Section 91(7) Order 4. Pursuant to Section 91(7) That having considered Agenda Item 18.2 Confidential Item: Unsolicited Proposal – Land Transaction in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the	Council report, attachment and all minutes	The Council is satisfied that 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 or • 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	Council report, attachment and all minutes be retained in confidence until such time as a commercial contract for sale and purchase is entered into and settlement of the sale of the land has occurred or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	*Report, Attachment and Minutes released on website 28 May 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Council report, attachment and all minutes be retained in confidence until such time as a commercial contract for sale and purchase is entered into and settlement of the sale of the land has occurred or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the applicant.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
266a	13 February 2025	Cyber Security Uplift Program Status Update	1. Pursuant to Section 90(3)(e) Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public, except the Executive Manager, General Manager Corporate Services, General Manager Infrastructure, General Manager Planning and Regulatory Services, Head of Wastewater, Deputy Mayor Jones and the Minute Secretary, be excluded from attendance at the meeting for Agenda Item 12.1 Cyber Security Uplift Program Status Update. The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's security of information. Section 91(7) Order 4. Pursuant to Section 90 (3) (e) That having considered Agenda Item 12.1 Cyber Security Uplift Program Status Update in confidence under 90(2) and (3)(e) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the Agenda Item and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.	Agenda Item and all minutes	The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may	Agenda Item and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					prejudice Council's security of information.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
267	24 February 2025	Safer Local Roads and Infrastructure Grant Program	Section 90 (3) (g) Order 1. Pursuant to Section 90(3)(g) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Executive Manager; General Manager Infrastructure, General Manager Planning and Regulatory Services, General Manager Corporate Services, *Manager Strategic Projects & Economic Development and* Minute Secretary be excluded from attendance at the meeting for Agenda Item 4.1 Confidential Item: Safer Local Roads and Infrastructure Grant Program. The Council is satisfied that pursuant to Section 90(3)(g) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information concerning matters that must be considered in confidence in order to ensure that the Council does not: breach any other legal obligation or duty in that any public statements or reference to the Grant Offer are not made until after the Hon Catherine King MP, Minister for Infrastructure has publicly announced the successful projects. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances to meet the requirement of not making any public statements or reference to the Grant Offer until after the Hon Catherine King MP, Minister for Infrastructure has publicly announced the successful projects. Section 91(7) Order 5. Pursuant to Section 91(7) That having considered Agenda Item 4.1 Confidential Item: Safer Local Roads and Infrastructure Grant Program in confidence under 90(2) and 3(g) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report, attachments and all minutes should remain confidential until the Hon Catherine King MP, Minister for Infrastructure has publicly announced the successful projects.	Report, attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(g) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information concerning matters that must be considered in confidence in order to ensure that the Council does not: breach any other legal obligation or duty in that any public statements or reference to the Grant Offer are not made until after the Hon Catherine King MP, Minister for Infrastructure has publicly announced the successful projects. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances to meet the requirement of not making any public statements or reference to the Grant Offer until after	Report, attachments and all minutes should remain confidential until the Hon Catherine King MP, Minister for Infrastructure has publicly announced the successful projects.	7 Oct 25	Within 12 months	*Report, Attachment and Minutes released on website 14 October 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					the Hon Catherine King MP, Minister for Infrastructure has publicly announced the successful projects.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
268	24 February 2025	Summit Precinct Project Update	Section 90 (3) (d) Order 1. Pursuant to Section 90(3)(d) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Executive Manager, General Manager Corporate Services, General Manager Infrastructure, General Manager Planning and Regulatory Services, Manager Strategic Projects and Economic Development, Sean Keenihan and Minute Secretary be excluded from attendance at the meeting for Agenda Item 4.2 Confidential Item: Summit Precinct Project Update. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 or 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. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the developer / tender. Section 91(7) Order 3. Pursuant to Section 91(7) That having considered Agenda Item 4.2 Confidential Item: Summit Precinct Project Update Report in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence	Report, attachment and all minutes	The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 or 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	Report, attachment and all minutes be retained in confidence until the project is completed or such lesser period as may be determined by the Chief Executive Officer. This order shall be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			until the project is completed or such lesser period as may be determined by the Chief Executive Officer. This order shall be reviewed every 12 months.		to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the developer / tender.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
269	3 March 2025	Summit Aquatic Leisure Centre – Management Agreement	Section 90 (3) (b) Order 1. Pursuant to Section 90(2) and 90(3)(b) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Infrastructure, General Manager Corporate Services, General Manager Planning and Regulatory Services, Head of Wastewater, Executive Manager, Manager Property and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential Item: Summit Aquatic Leisure Centre – Management Agreement. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting, or proposing to conduct business and would prejudice the commercial position of the Council. This item relates to the proposal commercial terms between the Council and the proposed operator of the Summit Aquatic Leisure Centre, the disclosure of same, prior to agreement, could prejudice the commercial position of the Council in negotiations. Disclosure of this information would, on balance, be contrary to the public interest. In this instance, the public interest in the Council's ability negotiate commercial terms of agreement effectively without compromising its position outweighs the benefit of dealing with the matter in public. Section 91(7) Order 6. That having considered Agenda Item 18.1 Confidential Item: Summit Aquatic Leisure Centre – Management Agreement, in confidence under 90(2) and 3(b) of the Local Government Act 1999 ('the Act'), the Council:	Documents and the minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting, or proposing to conduct business and would prejudice the commercial position of the Council. This item relates to the proposal commercial terms between the Council and the proposed operator of the Summit Aquatic Leisure Centre, the disclosure of same, prior to agreement, could prejudice the commercial position of the Council in negotiations. Disclosure of this information would, on balance, be contrary to the public interest. In this instance, the public	Documents and the minutes be retained in confidence until further order • pursuant to Section 91(9) of the Act, delegates the authority to the Chief Executive Officer to release the name of the operator of the Summit Aquatic Leisure Centre at a time and date to be determined by the Chief Executive Officer or their delegate. • pursuant to Section 91(9) of the Act, delegates the authority to the Chief Executive Officer to revoke the order in whole or part; and notes that this order will be reviewed every 12 months.		Within 12 months	*Attachment 2 released on website 19 March 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			• pursuant to Section 91(7) of the Act, orders that the documents and the minutes be retained in confidence until further order, on the basis that the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting, or proposing to conduct business and would prejudice the commercial position of the Council. This item relates to the proposal commercial terms between the Council and the proposed operator of the Summit Aquatic Leisure Centre, the disclosure of same, prior to agreement, could prejudice the commercial position of the Council in negotiations. Disclosure of this information would, on balance, be contrary to the public interest. In this instance, the public interest in the Council's ability negotiate commercial terms of agreement effectively without compromising its position outweighs the benefit of dealing with the matter in public; • pursuant to Section 91(9) of the Act, delegates the authority to the Chief Executive Officer to release the name of the operator of the Summit Aquatic Leisure Centre at a time and date to be determined by the Chief Executive Officer or their delegate. • pursuant to Section 91(9) of the Act, delegates the authority to the Chief Executive Officer to revoke the order in whole or part; and notes that this order will be reviewed every 12 months.		interest in the Council's ability negotiate commercial terms of agreement effectively without compromising its position outweighs the benefit of dealing with the matter in public.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
270	7 April 2025	Unsolicited Proposal – 108 Mount Barker Road, Hahndorf	Pursuant to Section 90(3)(d) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Executive Manager, General Manager Infrastructure, General Manager Planning and Regulatory Services, Acting General Manager Corporate Services, Head of Wastewater; and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential Item: Unsolicited Proposal – 108 Mount Barker Road, Hahndorf. The Council is satisfied that 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 or • 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. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the applicant. Section 91(7) Order Pursuant to Section 91(7) 6. That having considered Agenda Item 18.1 Confidential Item: Unsolicited Proposal – 108 Mount Barker Road, Hahndorf in confidence	Council report, attachment and all minutes	The Council is satisfied that 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 or • 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	Council report, attachment and all minutes be retained in confidence until such time as settlement under the Sale and Purchase Contract has been effected or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	*Report, Attachments and Minutes released on website 28 May 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence until such time as settlement under the Sale and Purchase Contract has been effected or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the applicant.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
271	7 April 2025	Unsolicited Proposal Use of Council Land Asset	Pursuant to Section 90(3)(d) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Executive Manager; General Manager Infrastructure, General Manager Planning and Regulatory Services, Acting General Manager Corporate Services, Head of Wastewater and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Confidential Item: Unsolicited Proposal – Use of Council Land Asset. The Council is satisfied that 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 or • 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. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the Proponent. Section 91(7) Order Pursuant to Section 91(7) 5. That having considered Agenda Item 18.2 Confidential Item: Unsolicited Proposal – Use of Council Land Asset in confidence under 90(2)	Council report, attachment and all minutes	The Council is satisfied that 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 or • 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	Council report, attachment and all minutes be retained in confidence for a period of 12 months or such lesser period as may be determined by the Chief Executive Officer other than to notify the proponents of Council's decision in this matter and that this order be reviewed every 12 months.		Within 12 months	*Report, Attachment and Minutes released on website 28 May 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence for a period of 12 months or such lesser period as may be determined by the Chief Executive Officer other than to notify the proponents of Council's decision in this matter and that this order be reviewed every 12 months.		at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the Proponent.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
272	7 April 2025	Wastewater MDPA Infrastructure Fees	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Executive Manager, General Manager Infrastructure, Acting General Manager Corporate Services, General Manager Planning and Regulatory Services, Head of Wastewater, Manager Water Capital Delivery and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Confidential Item: Wastewater MDPA Infrastructure Fees. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: • conducting business; and • proposing to conduct business; and • would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. Section 91(7) Order 9. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.2 Confidential Item: Wastewater MDPA Infrastructure	Council report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: • conducting business; and • proposing to conduct business; and • would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the	Council report, related documents and all minutes be retained in confidence until such time as determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	*Report and Minutes released on website 14 October 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Fee, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until such time as determined by the Chief Executive Officer and that this order be reviewed every 12 months.		information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
273	7 April 2025	Meadows Intersection Upgrade	Section 90 (3) (g) Order 1. Pursuant to Section 90(3)(g) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer; Executive Manager; General Manager Infrastructure, General Manager Planning and Regulatory Services, Acting General Manager Corporate Services and Minute Secretary be excluded from attendance at the meeting for Agenda Item Meadows Intersection Update. The Council is satisfied that pursuant to Section 90(3)(g) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information concerning matters that must be considered in confidence in order to ensure that the Council does not: • breach any other legal obligation or duty in that any public statements or reference to the Meadows Intersection Upgrade are not made until after the State Government has publicly announced the project. Section 91(7) Order 4. Pursuant to Section 91(7) That having considered Agenda Item Meadows Intersection Update in confidence under 90(2) and 3(g) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report, attachments and all minutes should remain confidential until the State Government has publicly announced the project.	Discussion, report, attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(g) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information concerning matters that must be considered in confidence in order to ensure that the Council does not: • breach any other legal obligation or duty in that any public statements or reference to the Meadows Intersection Upgrade are not made until after the State Government has publicly announced the project.	The discussion, report, attachments and all minutes should remain confidential until the State Government has publicly announced the project.	7 Oct 25	Within 12 months	*Report and Minutes released on website 10 October 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
274	7 April 2025	Chief Executive Officer Strategic Performance Objectives 2024/25 Update	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public and staff other than the CEO, Executive Manager and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.3 Chief Executive Officer Strategic Performance Objectives 2024/25 Update. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied of the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed. Section 91(7) Order Pursuant to Section 90 (3) (b) After having considered Agenda Item 18.3 Chief Executive Officer Strategic Performance Objectives 2024/25 Update in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that this agenda item, minutes and Attachment 1 be kept in confidence until the conclusion of the 2024/2025 CEO Performance Review process.	Agenda item, minutes and Attachment 1	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied of the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed.	Agenda item, minutes and Attachment 1 be kept in confidence until the conclusion of the 2024/2025 CEO Performance Review process.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
275	7 April 2025	Personal Affairs	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Executive Manager and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.6 Confidential Item Personal Affairs. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person or persons. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of what may prematurely be disclosed before being considered by Council Members may breach confidentiality. Section 91(7) Order 3. Pursuant to Section 91(7) That having considered Agenda Item 18.6 Confidential Item Personal Affairs, in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents, discussion, deliberations and all minutes be retained in confidence until Council determines otherwise, and that this order be reviewed every 12 months.	Documents, discussion, deliberations and all minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person or persons. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of what may prematurely be disclosed before being considered by Council Members may breach confidentiality.	Documents, discussion, deliberations and all minutes be retained in confidence until Council determines otherwise, and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
276	17 April 2025	Audit and Risk Committee – City Centre Project Quarterly Update	1. Section 90(3)(b) Order Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Executive Manager, General Manager Infrastructure, General Manager Corporate Services, General Manager Planning and Regulatory Services, Manager Financial Services, Acting Head of Wastewater and Minute Secretary be excluded from attendance at the meeting for Confidential Agenda Item 12.1 City Centre Project – Quarterly Update. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively the Council's position in relation to the development agreement and execution thereof.	Report	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit	Report be retained in confidence until practical completion of the project or earlier as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			3. Pursuant to Section 90 (3) (b) That having considered Confidential Agenda Item 12.1 City Centre Project – Quarterly Update in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report be retained in confidence until practical completion of the project or earlier as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.		to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively the Council's position in relation to the development agreement and execution thereof.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
277	17 April 2025	Audit and Risk Committee – Laratinga Water Recovery Plant Update Stage 1 and 2	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except the Executive Manager, General Manager Infrastructure, General Manager Corporate Services, General Manager Planning and Regulatory Services, Manager Financial Services, Acting Head of Wastewater and Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.2 Confidential Item: Laratinga Water Recover Plant Update Stage 1 & 2. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's ability to be able to secure future wastewater commitment deeds with developers. Section 91(7) Order 3. Pursuant to Section 90 (3) (b) That having considered Agenda Item 12.2 Laratinga Water Recovery Plant Update Stage 1 & 2 in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the Agenda Item and attachments and all minutes be retained in confidence until such time	Agenda Item and attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been	Agenda Item and attachments and all minutes be retained in confidence until such time as the council determines that this is no longer required and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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			as the council determines that this is no longer required and that this order be reviewed every 12 months.		outweighed in the circumstances because the disclosure of the information may prejudice Council's ability to be able to secure future wastewater commitment deeds with developers.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
278	5 May 2025	Laratinga Water Recovery Plant – Recommendation to Award Design and Construction Contract	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 that Council orders that all members of the public except the Chief Executive Officer; Executive Manager; General Manager Corporate Services, Acting General Manager Planning & Regulatory Services, General Manager Infrastructure, Head of Wastewater, Manager Water Capital Delivery, Project Manager LWRP, Manager Water Operations and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential Item: Laratinga Water Recovery Plant – Recommendation to Award Design & Construction Contract. The Council is satisfied that pursuant to Section 90(3) (b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's ability to be able to negotiate a contract with the preferred tenderer. Section 91(7) Order 7. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.1 Confidential Item: Laratinga Water Recovery Plant – Recommendation to Award Design & Construction Contract in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Agenda Item	Agenda Item and attachments and all minutes	The Council is satisfied that pursuant to Section 90(3) (b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the	Agenda Item and attachments and all minutes be retained in confidence until such time as the council determines that this is no longer required and that this order be reviewed every 12 months	7 Oct 25	Within 12 months	

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			and attachments and all minutes be retained in confidence until such time as the council determines that this is no longer required and that this order be reviewed every 12 months.		disclosure of the information may prejudice Council's ability to be able to negotiate a contract with the preferred tenderer.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
279	5 May 2025	Audit and Risk Committee Independent Member Term Extension	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; General Manager Corporate Services; Acting General Manager Planning and Regulatory Services; Executive Manager; General Manager Infrastructure; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Audit and Risk Committee Independent Member Term Extension. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the member. Section 91(7) Order 4. Pursuant to Section 91(7) That having considered Agenda Item 18.2 Audit and Risk Committee Independent Member Term Extension in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents and all minutes be retained in confidence except for the notification to the Audit and Risk Committee (Council Committee) and the Independent Member as to the resolutions of Council contained in this item or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the member.	Documents and all minutes be retained in confidence except for the notification to the Audit and Risk Committee (Council Committee) and the Independent Member as to the resolutions of Council contained in this item or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
280	5 May 2025	Adelaide Hills Region Waste Management Authority – Appointment of Independent Chair	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Executive Manager, General Manager Corporate Services, General Manager Infrastructure, Acting General Manager Planning and Regulatory Services, and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.3 Confidential Item: Adelaide Hills Region Waste Management Authority – Appointment of Independent Chair. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of applicants considered for appointment through the Expression of Interest process, in that details of their suitability for appointment will be discussed, which are sensitive and are details only known to those who have participated in the selection and appointment expression of interest process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of what may prematurely be disclosed before discussing with the applicants the outcome of the expression of interest for appointment process. Section 91(7) Order 4. Pursuant to Section 91(7) That having considered Agenda Item 18.3 Confidential Item: Adelaide Hills Region Waste Management Authority – Appointment of Independent Chair in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents and the minutes be retained in confidence until all applicants have been advised of the outcome of the Expression of Interest process or such lesser period as may be	Documents and the minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of applicants considered for appointment through the Expression of Interest process, in that details of their suitability for appointment will be discussed, which are sensitive and are details only known to those who have participated in the selection and appointment expression of interest process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details	Documents and the minutes be retained in confidence until all applicants have been advised of the outcome of the Expression of Interest process or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months	7 Oct 25	Within 12 months	*Report and Minutes released on website 14 October 2025*

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			determined by the Chief Executive Officer and that this order be reviewed every 12 months.		of what may prematurely be disclosed before discussing with the applicants the outcome of the expression of interest for appointment process.				

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281	5 May 2025	Flaxley Church – Acquisition Proposal	Section 90 (3) (j) Order 1. Pursuant to Section 90(3)(j) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Executive Manager, General Manager Corporate Services, General Manager Infrastructure, Acting General Manager Planning and Regulatory Services, Manager Property and Minute Secretary be excluded from attendance at the meeting for Agenda Item – 12.4 Flaxley Church – Acquisition Proposal. The Council is satisfied that 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 concerning matters that must be considered in confidence in order to ensure that the Council does not: divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and • would, on balance, be contrary to the public interest The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because public disclosure of the information at this time could reasonably be expected to prejudice Council's relationship with the Minister and, or impact sensitive deliberations or negotiations. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because public disclosure of the information at this time could reasonably be expected to prejudice Council's relationship with the State Government. Section 91(7) Order 5. Pursuant to Section 91(7) That having considered Agenda Item 12.4 Flaxley Church – Acquisition Proposal, in confidence under	Discussion and all minutes	The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because public disclosure of the information at this time could reasonably be expected to prejudice Council's relationship with the Minister and, or impact sensitive deliberations or negotiations. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because public disclosure of the information at this time could reasonably be expected to prejudice Council's relationship with the State Government.	Discussion and all minutes to be retained in confidence until 16 May 2025, or until a decision has been made by the State Government or its nominee, whichever is the later, or as otherwise determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	*Report, Attachment and Minutes released on website 14 October 2025*

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			90(2) and 3(j) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion and all minutes to be retained in confidence until 16 May 2025, or until a decision has been made by the State Government or its nominee, whichever is the later, or as otherwise determined by the Chief Executive Officer and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
282	23 May 2025	Cyber Security Uplift Program Status Update	Section 90(3) (e) Order 1. Pursuant to Section 90(3)(e) Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except the Executive Manager, General Manager Corporate Services, General Manager Planning and Regulatory Service and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.1 Cyber Security Uplift Program Status Update. The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's security of information. Section 91(7) Order 3. Pursuant to Section 90 (3) (e) That having considered Agenda Item 12.1 Cyber Security Uplift Program Status Update in confidence under 90(2) and (3)(e) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the Agenda Item and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.	Minutes	The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been	Minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					outweighed in the circumstances because the disclosure of the information may prejudice Council's security of information.				

CONFIDENTIAL ITEMS 2003 – JULY 2026

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
283	2 June 2025	Confidential Item: Electricity Supply Contract – Update	**Section 90 (3) (d) Order** Pursuant to Section 90(3)(d) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Corporate Services, General Manager Infrastructure, General Manager Planning and Regulatory Services, Head of Wastewater and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential Item: Electricity Supply Contract - Update. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 or • 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. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the tenderer. 4. That having considered Agenda Item 18.1 Confidential Item: Electricity Supply Contract - Update in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that	Council report, attachment and all minutes	The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 or • 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	Council report, attachment and all minutes be retained in confidence for a period determined by the Chief Executive Officer and that this order be reviewed every 12 months	7 Oct 25	Within 12 months	*Report and Minutes released on website 14 October 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			the Council report, attachment and all minutes be retained in confidence for a period determined by the Chief Executive Officer and that this order be reviewed every 12 months.		from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the tenderer.				

CONFIDENTIAL ITEMS 2003 – JULY 2026

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
284	7 July 2025	Confidential Item: MDPA Infrastructure Fee Setting to 30 June 2028	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Infrastructure, General Manager Corporate Services, Executive Manager, Manager Financial Services, Head of Wastewater, Manager Water Capital Delivery and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential Item: Wastewater MDPA Infrastructure Fee Setting to 30 June 2028. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.	Council report, related documents and all minute	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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	Council report, related documents and all minutes be retained in confidence until such time as determined by the Chief Executive Officer and that this order be reviewed every 12 months.	7 Oct 25	Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 6. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.1 Confidential Item: Wastewater MDPA Infrastructure Fee Setting to 30 June 2028, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until such time as determined by the Chief Executive Officer and that this order be reviewed every 12 months.		interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

CONFIDENTIAL ITEMS 2003 – JULY 2026

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
285	4 August 2025	GMB Water Mount Barker Region Wastewater Utility Board – Appointment of Audit and Risk Committee Management Committee Members	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Executive Manager, General Manager Corporate Services, General Manager Infrastructure, Acting General Manager Planning and Regulatory Services, Head of Wastewater and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential Item: GMB Water Mount Barker Region Wastewater Utility Board – Appointment of Audit and Risk Committee Members. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of applicants considered for appointment through the Expression of Interest process, in that details of their suitability for appointment will be discussed, which are sensitive and are details only known to those who have participated in the selection and appointment expression of interest process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of what may prematurely be disclosed before discussing with the applicants the outcome of the expression of interest for appointment process. Section 91(7) Order 10. Pursuant to Section 91(7) That having considered Agenda Item 18.1 Confidential Item: GMB Water Mount Barker Region Wastewater Utility Board – Appointment of Audit and Risk Committee Members, in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents and the minutes be retained in confidence until Audit and Risk	Documents and the minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of applicants considered for appointment through the Expression of Interest process, in that details of their suitability for appointment will be discussed, which are sensitive and are details only known to those who have participated in the selection and appointment expression of interest process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details	Documents and the minutes be retained in confidence until Audit and Risk Committee appointees have been advised or such period determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	*Minutes released on website 15 August 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Committee appointees have been advised or such period determined by the Chief Executive Officer and that this order be reviewed every 12 months.		of what may prematurely be disclosed before discussing with the applicants the outcome of the expression of interest for appointment process.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
286	4 August 2025	Unsolicited Proposal	1. Pursuant to Section 90(3)(d) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Executive Manager; General Manager Infrastructure, Acting General Manager Planning and Regulatory Services, General Manager Corporate Services; Manager Strategic Projects and Economic Development and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Confidential Item: Unsolicited Proposal. The Council is satisfied that 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 or • 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. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the Proponent. Section 91(7) Order 5. Pursuant to Section 91(7) That having considered Agenda Item 18.2 Confidential Item: Unsolicited Proposal in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to	Council report, attachments and all minutes	The Council is satisfied that 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 or • 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	Council report, attachments and all minutes be retained in confidence until 4 August 2032 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) of the Act orders that the Council report, attachments and all minutes be retained in confidence until 4 August 2032 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the Proponent.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
287	4 August 2025	Chief Executive Officer Performance Review 2024/25	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public and staff other than Executive Manager, Minute Secretary and Richard Altman (Independent Consultant) be excluded from attendance at the meeting for Agenda Item 18.3. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied of the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed. 8. Section 91(7) Order After having considered Agenda Item 18.3 Chief Executive Officer's Performance Review 2025 in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that this agenda item, minutes and Attachments 2 and 3 be retained in confidence until 16 December 2033 being 7 years after the expiry of the CEO's employment agreement except that Attachment 1, the Summary CEO Performance Review report, will be released 12 months from the date of this Council meeting being 4 August 2025 and that the resolution of Council in relation to the remuneration of the CEO and the Strategic Performance Objectives contained in Attachment 4 will be released to the CEO immediately and then subsequently released publicly within 30 days of the date of this resolution and that any remaining information will be retained	Agenda item, minutes and Attachments	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied of the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's	Agenda item, minutes and Attachments 2 and 3 be retained in confidence until 16 December 2033 being 7 years after the expiry of the CEO's employment agreement except that Attachment 1, the Summary CEO Performance Review report, will be released 12 months from the date of this Council meeting being 4 August 2025 and that the resolution of Council in relation to the remuneration of the CEO and the Strategic Performance Objectives contained in Attachment 4 will be released to the CEO immediately and then subsequently released publicly within 30 days of the date of this resolution and that any remaining information will be retained in confidence until determined by the Council that they be released.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			in confidence until determined by the Council that they be released.		performance may prematurely be disclosed.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
288	11 August 2025	Delegation of Complaint Management	1. <u>Pursuant to Section 90(3)(a)(h)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Executive Manager, General Manager Corporate Services, and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.4 Confidential Item: Confidential Complaint. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead); The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is legal advice; The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of what may prematurely be disclosed before the matter has been concluded. Section 91(7) Order 6. Pursuant to Section 91(7) That having considered Agenda Item 18.4 Confidential Complaint in confidence under 90(2) and 90(3)(a) and 90(3)(h) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents and the minutes be retained in confidence until an outcome has been determined or by further order of Council or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Documents and the minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead); The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is legal advice; The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of what may prematurely be disclosed before the	Documents and the minutes be retained in confidence until an outcome has been determined or by further order of Council or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					matter has been concluded.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
288a	14 August 2025	Audit and Risk Committee City Centre Project Town Square (Stage 1A) Prudential Report	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except the Executive Manager, General Manager Corporate Services, General Manager Infrastructure, General Manager Planning and Regulatory Services, Mark Booth (BRM: Prudential Advisor) and the Minute Secretary, be excluded from attendance at the meeting for Agenda Item 12.1 Confidential Item: City Centre Project Town Square (Stage 1A) Prudential Report. The Committee is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. Section 91(7) Order 4. Pursuant to Section 90 (3) (b) That having considered Agenda Item Agenda Item 12.1 Confidential Item: City Centre Project Town Square (Stage 1A) Prudential Report in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the Agenda Item and attachments and all minutes be retained in confidence until such time as the council determines that this is able to be publicly released and that this order be reviewed every 12 months.	Agenda Item and attachments and all minutes	The Committee is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council.	Agenda Item and attachments and all minutes be retained in confidence until such time as the council determines that this is able to be publicly released and that this order be reviewed every 12 months.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
289	14 August 2025	Audit and Risk Committee Cyber Security Uplift Program Status Update	Section 90(3) (e) Order 1. Pursuant to Section 90(3)(e) Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except the Chief Executive Officer, Executive Manager, General Manager Corporate Services, General Manager Infrastructure, General Manager Planning and Regulatory Services, Manager Financial Services, Team Leader Risk and Governance, and the Minute Secretarybe excluded from attendance at the meeting for Agenda Item 12.1 Cyber Security Uplift Program Status Update. The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's security of information. Section 91(7) Order 4. Pursuant to Section 90 (3) (e) That having considered Agenda Item 12.1 Cyber Security Uplift Program Status Update in confidence under 90(2) and (3)(e) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the Agenda Item and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.	Agenda Item and all minutes	The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the	Agenda Item and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.		Within 12 months	

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					disclosure of the information may prejudice Council's security of information.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
290	14 August 2025	Audit and Risk Committee Debt Write Off	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except the Chief Executive Officer, Executive Manager, General Manager Corporate Services, Manager Financial Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.3 Confidential Item: Debt Write Off. The Audit and Risk Committee is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Audit and Risk Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. Section 91(7) Order 4. Pursuant to Section 90 (3) (b) That having considered Agenda Item 12.3 Debt Write Off, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until Council determines that this information is able to be publicly released or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Council report, related documents and all minutes	The Audit and Risk Committee is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Audit and Risk Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in	Council report, related documents and all minutes be retained in confidence until Council determines that this information is able to be publicly released or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
291	1 September 2025	City Centre Project	1. <u>Pursuant to Section 90(3)(d)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Acting Chief Executive Officer; Acting General Manager Strategy, General Manager Infrastructure and Environment, General Manager Planning and Community, General Manager Corporate Services, and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential Item: City Centre Project. The Council is satisfied that 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 or • 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. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the Proponent. <u>Section 91(7) Order</u> 7. <u>Pursuant to Section 91(7)</u> That having considered Agenda Item 18.1 Confidential Item: City Centre Project in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act	Council report, attachments and all minutes	The Council is satisfied that 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 or 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	Council report, attachments and all minutes be retained in confidence until 4 August 2032 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months		Within 12 months	*Part release minutes on website 19 May 2026*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			orders that the Council report, attachments and all minutes be retained in confidence until 4 August 2032 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the Proponent.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
292	1 September 2025	Debt Write Off	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Acting Chief Executive Officer, Acting General Manager Strategy, General Manager Corporate Services, General Manager Planning and Community, General Manager Infrastructure and Environment and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Confidential Item: Debt Write Off. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. Section 91(7) Order 3. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.2 Debt Write Off, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until Council determines that this information is able to be publicly released or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Council report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of	Council report, related documents and all minutes be retained in confidence until Council determines that this information is able to be publicly released or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
293	15 September 2025	Delegation of Complaint Management	Pursuant to Section 90(3)(a)(h) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Acting Chief Executive Officer and Minute Secretary be excluded from attendance at the meeting for Agenda Item 3.1 Confidential Item: Delegation of Complaint Management. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead) and is maintained as confidential in accordance with Council's Council Member Behaviour Management Policy requirements; and The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is legal advice; and The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of what may prematurely be disclosed before the matter has been concluded. Section 91(7) Order 4. Pursuant to Section 91(7) That having considered Agenda Item 3.1 Confidential Delegation of Complaint Management in confidence under 90(2) and 90(3)(a) and 90(3)(h) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents and the minutes be retained in confidence until an outcome has been determined or by further order of Council or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Documents and the minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead) and is maintained as confidential in accordance with Council's Council Member Behaviour Management Policy requirements; and The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is legal advice; and The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in	Documents and the minutes be retained in confidence until an outcome has been determined or by further order of Council or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					the circumstances because the disclosure of details of what may prematurely be disclosed before the matter has been concluded.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
294	7 October 2025	Personal Affairs	1. <u>Pursuant to Section 90(3)(a)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Acting General Manager Strategy, and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential Item: Personal Affairs. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead); The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of what may prematurely be disclosed before the matter has been concluded. <u>Section 91(7) Order</u> <u>Pursuant to Section 91(7)</u> 4. That having considered Agenda Item 18.1 Confidential Report: Personal Affairs in confidence under 90(2) and 90(3)(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the confidential council agenda item, attachment 2 and the minutes be retained in confidence and that this order be reviewed every 12 months.	Agenda item, attachment 2 and the minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead); The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of what may prematurely be disclosed before the matter has been concluded.	Council agenda item, attachment 2 and the minutes be retained in confidence and that this order be reviewed every 12 months.		Within 12 months	*Attachment 1 released on website 14 October 2025*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
295	16 October 2025	Audit and Risk Committee - City Centre Precinct Project – Quarterly Update	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except Chief Executive Officer, General Manager Infrastructure, Acting General Manager Corporate Services, and Minute Secretary be excluded from attendance at the meeting for Confidential Agenda Item 12.1 City Centre Precinct Project – Quarterly Update. The Committee is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Committee is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively the Council's position in relation to the development agreement and execution thereof. 3. Pursuant to Section 90 (3) (b) That having considered Confidential Agenda Item 12.1 City Centre Precinct Project – Quarterly	Report be retained in confidence	The Committee is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; and - proposing to conduct business; and - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit	The report be retained in confidence until practical completion of the project or earlier as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Update in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the report be retained in confidence until practical completion of the project or earlier as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.		to it of disclosure of the information. The Committee is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively the Council's position in relation to the development agreement and execution thereof.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
296	3 November 2025	Unsolicited Proposal	Pursuant to Section 90(3)(d) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; General Manager Strategy; General Manager Infrastructure and Environment, General Manager Planning and Community, General Manager Corporate Services; Manager Economy and Activation and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential Item: Unsolicited Proposal. The Council is satisfied that 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 or • 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. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the Proponent.	Report, attachments and all minutes	The Council is satisfied that 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 or • 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	Report, attachments and all minutes be retained in confidence until 4 August 2032 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order Pursuant to Section 91(7) 6. That having considered Agenda Item 18.1 Confidential Item: Unsolicited Proposal in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachments and all minutes be retained in confidence until 4 August 2032 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the Proponent.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
297	3 November 2025	City Centre Precinct Co-Working Proposal	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Strategy, General Manager Corporate Services, General Manager Infrastructure and Environment, Manager Economy and Activation and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Confidential: City Centre Precinct Co-Working Proposal. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information, the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.	Report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information, the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the	Council report, related documents and all minutes be retained in confidence until 5 years post signing of an Agreement for Lease or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 6. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.2 Confidential: City Centre Precinct Co-Working Proposal, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until 5 years post signing of an Agreement for Lease or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
298	10 November 2025	City Centre Precinct (CCP) Project – Town Square Public Art Commission – Recommendation to Award Tender	1. <u>Section 90 (3)(k) and (3)(b) Order</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Strategy, General Manager Corporate Services, General Manager Infrastructure and Environment, General Manager Planning and Community, Senior Project Manager, Arts Officer and Minute Secretary be excluded from attendance at the meeting for Agenda 3.1 Confidential Item: City Centre Precinct (CCP) Project – Town Square Public Art Commission – Recommendation to Award Tender. The Council is satisfied that pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this agenda item is a tender for the provision of services and the carrying out of works. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information, the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council. 8. <u>Section 91(7) Order</u> That pursuant to Section 90 (3) (b) having considered Agenda 3.1 Confidential Item: City Centre Precinct (CCP) Project – Town Square Public Art Commission – Recommendation to Award Tender, in confidence under 90(2), (3)(k) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that: a. the agenda item be retained in confidence until the contracted works are completed, except that the name of the successful artist, the reason for their selection and the amount of the contract will be made public as required by the Local Government Act, and or such lesser period as					Within 12 months	

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			may be determined by the Chief Executive Officer and that this order be reviewed every 12 months; and b. the attachment and minutes be retained in confidence until the contracted works are awarded, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
299	1 December 2025	Confidential Item: Allocate 2026 Citizen of the Year Award Recipients	Section 90 (3) (o) Order 1. Pursuant to Section 90(3)(o) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; General Manager Strategy; General Manager Planning and Community Services; General Manager Infrastructure and Environment; General Manager Corporate Services; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Allocate 2026 Citizen of the Year Award Recipients. The Council is satisfied that pursuant to Section 90(3)(o) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to proposed award recipients before the presentation of the awards. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may compromise the Council's position if the identity of the recipients is revealed prior to the official presentation of the awards. 3. Section 91(7) Order Pursuant to Section 91(7) That having considered Agenda Item 18.1 Allocate 2026 Citizen of the Year Award Recipients, in confidence under 90(2) and 3(o) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report and minutes be released with the award recipient names and description redacted to be retained in confidence until the announcement at the 2026 Awards Ceremony.	The report and minutes be released with the award recipient names and description redacted to be retained in confidence until the announcement at the 2026 Awards Ceremony.	The Council is satisfied that pursuant to Section 90(3)(o) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to proposed award recipients before the presentation of the awards. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may compromise the Council's position if the identity of the recipients is revealed prior to the official presentation of the awards.	The report and minutes be released with the award recipient names and description redacted to be retained in confidence until the announcement at the 2026 Awards Ceremony.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
300	1 December 2025	Confidential Item:Chief Executive Officer Strategic Performance Objectives 2025/26 Update	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public and staff other than the CEO, General Manager Strategy, General Manager Infrastructure and Environment, General Manager Corporate Services, General Manager Planning and Community and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Chief Executive Officer Strategic Performance Objectives 2025/26 Update. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied of the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed. Section 91(7) Order 3. Pursuant to Section 90 (3) (b) After having considered Agenda Item 18.2 Chief Executive Officer Strategic Performance Objectives 2024/25 Update in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that this agenda item, minutes and Attachment 1 will be released within 30 days of the date of this resolution.	Agenda item, minutes and Attachment 1	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied of the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed.	Agenda item, minutes and Attachment 1 will be released within 30 days of the date of this resolution.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
301	11 December 2025	Confidential Item: Local Government Risk Services Cyber Security Update	Section 90(3) (e) Order 1. Pursuant to Section 90(3)(e) Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except the General Manager Strategy, General Manager Corporate Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.1 Local Government Risk Services Cyber Security Update. The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's security of information. Section 91(7) Order 3. Pursuant to Section 90 (3) (e) That having considered Agenda Item 12.1 Local Government Risk Services Cyber Security Update in confidence under 90(2) and (3)(e) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the Agenda Item and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.	Agenda Item and all minutes	The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been	Agenda Item and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.		Within 12 months	

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					outweighed in the circumstances because the disclosure of the information may prejudice Council's security of information.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
302	11 December 2025	Confidential Item: Summit Leisure and Entertainment Precinct – Project Update	Section 90 (3) (d) Order 1. Pursuant to Section 90(3)(d) Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except General Manager Strategy, General Manager Corporate Services, Manager Economy and Activation, and the Minute Secretary, be excluded from attendance at the meeting for Confidential Agenda Item 11.2 Summit Leisure & Entertainment Precinct – Project Update. The Committee is satisfied that 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 or • 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. The Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information would compromise the Council's ability to engage and negotiate effectively the Council's position in relation to the execution of agreements. Section 91(7) Order 3. Pursuant to Section 91(7) That having considered agenda item 11.2 Summit Leisure & Entertainment Precinct – Project Update in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section	Council report and all minutes	The Committee is satisfied that 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 or • 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	Council report and all minutes be retained in confidence until the project is completed or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			91(7) of the Act orders that the Council report and all minutes be retained in confidence until the project is completed or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		withholding the information outweighs the benefit to it of disclosure of the information. The Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information would compromise the Council's ability to engage and negotiate effectively the Council's position in relation to the execution of agreements.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
303	19 January 2026	Confidential Item: Appointment of Arts Grants Independent Assessor Panel	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; General Manager Corporate Services; General Manager Planning and Community; General Manager Strategy; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential Item Appointment of the Arts Grants Independent Assessor Panel. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the applicant Section 91(7) Order 4. Pursuant to Section 91(7) That having considered Agenda Item 18.1 Confidential Item Appointment of the Arts Grants Independent Assessor Panel in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents and all minutes be retained in confidence until the process to establish the Arts Grants Independent Assessor Panel has concluded and all Applicants advised of the outcome, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months, except for the notification to the successful and unsuccessful candidates.	Documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the applicant	That the documents and all minutes be retained in confidence until the process to establish the Arts Grants Independent Assessor Panel has concluded and all Applicants advised of the outcome, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months, except for the notification to the successful and unsuccessful candidates.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
304	19 January 2026	Confidential Item: Mount Barker Region Wastewater Utility Board- Appointment of Chair	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Strategy, General Manager Corporate Services, General Manager Planning and Community, and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Confidential Item: Mount Barker Region Wastewater Utility Board – Appointment of Chair. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the person considered for appointment, in that details of their suitability for appointment will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of what may prematurely be disclosed before discussing with the subject person the outcome of Council's consideration. Section 91(7) Order 10. Pursuant to Section 91(7) That having considered Agenda Item 18.2 Confidential Item: Mount Barker Region Wastewater Utility Board – Appointment of Chair, in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents and the minutes be retained in confidence until the process to appoint the Chair has concluded, or for such period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Documents and the minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the person considered for appointment, in that details of their suitability for appointment will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of what may prematurely be disclosed before discussing with the subject person the outcome of Council's consideration.	Documents and the minutes be retained in confidence until the process to appoint the Chair has concluded, or for such period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	*Report and Minutes released on website 27 January 2026*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
305	2 March 2026	Strategic Land Purchase	1. <u>Pursuant to Section 90(3)(b)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Acting Chief Executive Officer, General Manager Infrastructure and Environment, General Manager Corporate Services, General Manager Planning and Community, Manager Economy and Activation and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item 18.1 Confidential Item: Strategic Land Purchase. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. <u>Section 91(7) Order</u> 5. That having considered the Agenda Item 18.1 Confidential Item: Strategic Land Purchase in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, attached documents and all minutes be retained in confidence until settlement of the purchase of the subject land parcel by council has occurred or such lesser period as may be determined by the Chief Executive Officer.	Documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the	Documents and all minutes be retained in confidence until settlement of the purchase of the subject land parcel by council has occurred or such lesser period as may be determined by the Chief Executive Officer.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
306	2 March 2026	Strategic Land Purchase (Parkindula Homestead)	1. <u>Pursuant to Section 90(3)(b)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council Orders that all members of the public except the Acting Chief Executive Officer, General Manager Infrastructure and Environment, General Manager Corporate Services, General Manager Planning and Community, Manager Economy and Activation and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item 18.2 Confidential Item: Strategic Land Purchase (Parkindula Homestead). Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. 5. <u>Section 91(7) Order</u> <u>Pursuant to Section 90 (3) (b)</u> That having considered Agenda Item 18.2 Confidential Item: Strategic Land Purchase (Parkindula Homestead), in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of	Documents and all minutes	Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances	Documents and all minutes be retained in confidence until settlement or such lesser period as may be determined by the Chief Executive Officer. That this order be reviewed every 12 months.		Within 12 months	*Report, Attachments and Minutes released on website 21 July 2026*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			the Act orders that the council report, related documents and all minutes be retained in confidence until settlement or such lesser period as may be determined by the Chief Executive Officer. That this order be reviewed every 12 months.		because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
307	2 March 2026	Mount Barker Region Wastewater Utility (GMB Water) – Extension of Board Member Appointment	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Acting Chief Executive Officer, General Manager Corporate Services, General Manager Infrastructure and Environment, General Manager Planning and Community, and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.3 Confidential Item: Mount Barker Region Wastewater Utility (GMB Water) – Extension of Board Member Appointment. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the person considered for appointment, in that details of their suitability for appointment will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of what may prematurely be disclosed before discussing with the subject person the outcome of Council's consideration. Section 91(7) Order Pursuant to Section 91(7) 5. That having considered Agenda Item 18.3 Confidential Item: Mount Barker Region Wastewater Utility (GMB Water) – Extension of Board Member Appointment in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents and the minutes be retained in confidence until relevant parties to the decision have been advised of the Council's decision, or for such period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Documents and the minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the person considered for appointment, in that details of their suitability for appointment will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of what may prematurely be disclosed before discussing with the subject person the outcome of Council's consideration.	Documents and the minutes be retained in confidence until relevant parties to the decision have been advised of the Council's decision, or for such period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
308	2 March 2026	AHRWMA – Appointment of Audit and Risk Committee Members	1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Acting Chief Executive Officer, General Manager Infrastructure and Environment, General Manager Planning and Community, General Manager Corporate Services, and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.4 Confidential Item: AHRWMA Appointment of Audit and Risk Committee Members. Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this report is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of people who expressed interest in membership of the AHRWMA Audit and Risk Committee. Council is satisfied that the principle that the report be available in a place open to the public has been outweighed in the circumstance because the disclosure of details relating to personal information of people who expressed an interest in membership of the Committee including the role of Chairperson will be discussed. Section 91 (1) Order Pursuant to Section 91(7) **5.** That having considered Agenda Item 18.4 Confidential Item: AHRWMA Appointment of Audit and Risk Committee Members in confidence under Sections 90(2) and 90(3)(a) of the Local Government Act 1999, Council pursuant to Section 91(7) of the Act orders that the report and minutes be retained in confidence until the successful applicants and unsuccessful applicants have been advised of the AHRWMA Constituent Councils' decision.	Report and minutes	Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this report is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of people who expressed interest in membership of the AHRWMA Audit and Risk Committee. Council is satisfied that the principle that the report be available in a place open to the public has been outweighed in the circumstance because the disclosure of details relating to personal information of people who expressed an interest in membership of the Committee including the role of Chairperson will be discussed.	Report and minutes be retained in confidence until the successful applicants and unsuccessful applicants have been advised of the AHRWMA Constituent Councils' decision.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
309	31 March 2026	Community Funding Assessment Committee 2025/26 Arts Grants Appointment of Assessment Panel Independent Members and Revised Assessment Process	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Community Funding Assessment Committee orders that all members of the public except the Chief Executive Officer; General Manager Corporate Services; General Manager Planning and Community; General Manager Strategy; General Manager Infrastructure and Environment; Team Leader Governance, Manager Community, Team Leader Community Development, Community Grants Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.1 Confidential Item 2025/26 Arts Grants Appointment of Independent Assessment Panel Members and Revised Assessment Process. CONFIDENTIAL CONFIDENTIAL Mount Barker District Council 40 Community Funding Assessment Committee - 31 March 2026 The Community Funding Assessment Committee is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of applicants. Section 91(7) Order 8. Pursuant to Section 91(7) That having considered Agenda Item 12.1 Confidential Item 2025/26 Arts Grants Appointment of Assessment Panel Independent Members and Revised Assessment Process in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Community Funding Assessment Committee pursuant to Section 91(7) of the Act orders that the documents and all minutes be retained in confidence until the 2025/26 Arts Grants have been awarded and all applicants advised of the outcome, or such lesser period as may be determined by the Chief Executive	Documents and all minutes	The Community Funding Assessment Committee is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information c	Documents and all minutes be retained in confidence until the 2025/26 Arts Grants have been awarded and all applicants advised of the outcome, or such lesser period as may be determined by the Chief Executive Officer and that this		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Officer and that this order be reviewed every 12 months.						

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
310	7 April 2026	Strategic Land Purchase Delegations	<u>Pursuant to Section 90(3)(b)</u> 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, General Manager Infrastructure and Environment, General Manager Corporate Services, General Manager Strategy, General Manager Community and Planning and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item 18.1 Strategic Land Purchase Delegations. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. <u>Section 91(7) Order</u> 2. That having considered the Agenda Item Confidential Item: 18.1 titled Strategic Land Purchase Delegations in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, attached documents and all minutes be retained in	Council report, attached documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the	Council report, attached documents and all minutes be retained in confidence until settlement of the purchase of the subject land parcel by council has occurred or such lesser period as may be determined by the Chief Executive Officer.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			confidence until settlement of the purchase of the subject land parcel by council has occurred or such lesser period as may be determined by the Chief Executive Officer.		disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
311	7 April 2026	Recommendation from Community Funding Assessment Committee - 2025/26 Arts Grants Appointment of Assessment Panel Independent Members and Revised Assessment Process	Pursuant to Section 90(3)(a) 1 .Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; General Manager Corporate Services; General Manager Planning and Community; General Manager Strategy; General Manager Infrastructure and Environment; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Confidential Item 2025/26 Arts Grants Appointment of Independent Assessment Panel Members and Revised Assessment Process. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the applicants. Section 91(7) Order 6. Pursuant to Section 91(7) That having considered Agenda Item 12.1 Confidential Item 2025/26 Arts Grants Appointment of Assessment Panel Independent Members and Revised Assessment Process in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents and all minutes be retained in confidence until the 2025/26 Arts Grants have been awarded and all applicants advised of the outcome, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the applicants.	Documents and all minutes be retained in confidence until the 2025/26 Arts Grants have been awarded and all applicants advised of the outcome, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
312	7 April 2026	Chief Executive Officer Strategic Performance Objectives 2025/26 Update	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public and staff other than the CEO, General Manager Strategy, General Manager Infrastructure and Environment, General Manager Corporate Services, General Manager Planning and Community and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Chief Executive Officer Strategic Performance Objectives 2025/26 Update. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied of the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed. Section 91(7) Order 3. Pursuant to Section 90 (3) (b) After having considered Agenda Item 18.2 Chief Executive Officer Strategic Performance Objectives 2024/25 Update in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that this agenda item, minutes and Attachment 1 will be released within 30 days of the date of this resolution.	Agenda item, minutes and Attachment 1	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied of the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed.	Agenda item, minutes and Attachment 1 will be released within 30 days of the date of this resolution.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
313	7 April 2026	Motion on Notice CEO Performance Review Panel Composition	Refer minutes did not go into confidence to discuss <u>Pursuant to Section 91(7)</u> 6. That having considered Agenda Item 18.4 Confidential Item: Chief Executive Officer Performance Review Panel Composition in public the Council pursuant to Section 91(7) of the Local Government Act 1999 orders that the council officer's comments in Agenda Item 18.4 Confidential Item: Notice of Motion: Chief Executive Officer Performance Review Panel Composition be retained in confidence pursuant to section 90(3) personal affairs and be reviewed every 12 months.	Council officer's comments		Council officer's comments in Agenda Item 18.4 Confidential Item: Notice of Motion: Chief Executive Officer Performance Review Panel Composition be retained in confidence pursuant to section 90(3) personal affairs and be reviewed every 12 months.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
314	7 April 2026	CEO Performance Review Advisory Panel - Recommendation	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public and staff other than the General Manager Strategy and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.5 Chief Executive Officer Performance Review Advisory Panel - Recommendation. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer. Section 91(7) Order 3. Pursuant to Section 90 (3) (b) After having considered Agenda Item 18.5 Chief Executive Officer Performance Review Advisory Panel - Recommendation in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that this agenda item, minutes and Attachment 1 will be released on 16 December 2027.	Agenda item, minutes and Attachment 1	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer.	Agenda item, minutes and Attachment 1 will be released on 16 December 2027.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
315	4 May 2026	Connectivity Planning for Mount Barker Townships Through Grant Funding and Council Contribution	Section 90 (3) Order 1. Pursuant to Section 90(3)(b) and 90(3)(d) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Strategy, General Manager Corporate Services, General Manager Infrastructure and Environment, General Manager Planning and Community, Manager, Strategic Planning, Senior Strategic Planner, and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential Item: Connectivity Planning for Mount Barker's Townships Through Grant Funding and Council Contribution. The Council is satisfied that pursuant to Section 90(3)(b) and 90(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 or - 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the	Council report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) and 90(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are is commercial information of a confidential nature (not being a trade secret) the disclosure of which could	Council report, related documents and all minutes be retained in confidence until the outcome of the federal grant funding by Telstra is known or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months		Within 12 months	

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			information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations, and the disclosure of this information may result in a competitor receiving the information to the detriment of a third party. <u>Section 91(7) Order</u> <u>Pursuant to Section 90 (3) (b) (d)</u> 5. That having considered Agenda Item 18.1 Confidential Item: Connectivity Planning for Mount Barker's Townships Through Grant Funding and Council Contribution in confidence under 90(2) and (3)(b) and (3)(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the outcome of the federal grant funding by Telstra is known or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		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.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
316	4 May 2026	Personal Affairs – Outcome of Behavioural Complaint – First Complaint and Second Complaint	1. <u>Pursuant to Section 90(3)(a)(h)</u> Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Acting Chief Executive Officer, and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Confidential Item: Personal Affairs: Outcome of Behavioural Complaint – First Complaint and Second Complaint The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead) being information concerning a complaint which would be unreasonable to disclose at this time noting the requirements of the Council's Behavioural Management Policy and that the Council has not yet made a determination in relation to the matter; The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is legal advice; The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of what may prematurely be disclosed before the matter has been concluded.					Within 12 months	*Report and attachment released on website 1 June 2026*

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
317	21 May 2026	Audit and Risk Committee- Local Government Risk Services Cyber Security Update	Section 90(3) (e) Order 1. Pursuant to Section 90(3)(e) Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except the Chief Executive Officer, General Manager Strategy, General Manager Corporate Services, Manager Information Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.1 Confidential Item Local Government Risk Services Cyber Security Update. The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's security of information. Section 91(7) Order 3. Pursuant to Section 90 (3) (e) That having considered Agenda Item 12.1 Confidential Item Local Government Risk Services Cyber Security Update in confidence under 90(2) and (3)(e) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the Agenda Item and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.	Agenda Item and all minutes	The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been	Agenda Item and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					outweighed in the circumstances because the disclosure of the information may prejudice Council's security of information.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
318	1 June 2026	Heysen Boulevard	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public Chief Executive Officer; General Manager Strategy, General Manager Infrastructure & Environment, General Manager Planning and Community, Acting General Manager Corporate Services; and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential Item Heysen Boulevard Completion. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. Section 91(7) Order	Report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - onducting business; or - roposing to conduct business; or - ould prejudice the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the	Council report, related documents and all minutes be retained in confidence until further notice unless otherwise determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			5. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.1 Confidential Item Heysen Boulevard Completion in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until further notice unless otherwise determined by the Chief Executive Officer and that this order be reviewed every 12 months.		information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
319	1 June 2026	Audit and Risk Committee Local Government Risk Services Cyber Security Update	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(e) Pursuant to Section 90(2) of the Local Government Act 1999 Council orders that all members of the public except the Chief Executive Officer, General Manager Strategy, Acting General Manager Corporate Services, Manager Information Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Confidential Item Local Government Risk Services Cyber Security Update. The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's security of information. Section 91(7) Order 4. Pursuant to Section 90 (3) (e) That having considered Agenda Item 18.2 Confidential Item Local Government Risk Services Cyber Security Update in confidence under 90(2) and (3)(e) of the Local Government Act 1999, Council pursuant to Section 91(7) of the Act orders that the Agenda Item and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.	Agenda Item and all minutes	The Council is satisfied that pursuant to Section 90(3)(e) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice matters affecting the security of information of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances	Agenda Item and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.		Within 12 months	

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					because the disclosure of the information may prejudice Council's security of information.				

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
320	6 July 2026	GMB Water Update	1. Section 90 (3) (b) Order Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public except the Acting Chief Executive Officer; General Manager Planning and Community; General Manager Infrastructure and Environment; General Manager Corporate Services; Manager Financial Services; Team Leader Risk and Governance; Infrastructure Services Officer; the Minute Secretary; and Senior Consultant Redman Solutions be excluded from attendance at the meeting for Agenda Item 18.1 GMB Water Update. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.	Documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the	Documents and all minutes be retained in confidence until such time or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	

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			3. Section 91(7) Order Pursuant to Section 91(7 That having considered Agenda Item 18.1 GMB Water Update in confidence under 90(2) and 3(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the documents and all minutes be retained in confidence until such time or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.				

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	All Information released
	Part Information released
	Information remains Confidential