

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
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	Part Information released
	Information remains Confidential

73	17 June 2013	Review of Confidential Orders Associated with Ombudsman's Report 20 October 2008	Section 90 (3) (g) Order 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 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	Attachment 2 to report - the Council 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	The redacted parts of Council Report 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	Release Attachment 1 to this report - minute 47.2 from 20 October 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	7 Oct 25	Within 12 months	Att 1 released Att 2, 3 part Released 17/6/13 – on web 20/6/13
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			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 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	with redacted names of staff and complainants as shown remaining confidential.	employed with Council; and The redacted parts of Attachment Executive Summary of Ombudsman's report – 20 October 2008 (attachment 3) relating to the names of the complainant be retained in confidence for the life of the confidential agreement,	of staff and complainants as shown remaining confidential. and this order be reviewed every 12 months.			

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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 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.	Redacted information as shown remaining confidential: Attachment 2 - The Council report of 15 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.	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 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.	Release the following items: Attachment 1 - minute 71.1 from 15 December 2008 regarding the Ombudsman's Report be released; 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	7 Oct 25	Within 12 months	Att 1 – released Att 2 – part released Att 3 – part released Att 4 – released Att 5 – released Att 6 – released Att 7 released 17/6/13 – on web 20/6/13

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			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 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			as shown remaining confidential: Attachment 2 - The Council report of 15 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.			
75	17 June 2013	Review of Confidential Orders Associated with Ombudsman's	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	Redacted information as shown remaining confidential:	The redacted information within attachment 3 & attachment 4 be retained in	Release: Attachment 1 - Council Minute 117.2 dated 15 June 2009;	7 Oct 25	Within 12 months	Att 1 released Att 2 released

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		Report provided to Council on 15 June 2009	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 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	Attachment 3 – Ombudsman investigation report; and 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.	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.	Attachment 2 - Council report 17.2 15 June 2009 'Confidential Ombudsman Report' 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.			Att 3 part released Att 4 part released 17/6/13 on web 20/6/13

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			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 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.						
84	16 Dec 2013	Outcome of 1 st Stage Office and Multilevel 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	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 Government	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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			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-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.		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 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.				
88	23 June	Multi-Deck Car Park & Council	1. Pursuant to Section 90(3)(b)	council report,	the disclosure of which could	Until a contract is in place or such lesser	7 Oct 25	Within 12 months	

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	2014 Special	Office Accommodation	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 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	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.	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	period as determined by Chief Executive Officer Review every 12 months.			

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			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. 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		position during negotiations.				

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			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.						
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	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.	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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			is satisfied that 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 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.		environment to secure a new sewer customer and significant future revenues and the Wastewater Commitment Deed requires confidentiality of specified commercial information.				
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	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	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	<i>Minute released 4 August 2016 and on Council's website 4 August 2016</i>

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			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 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.		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.				

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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	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	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	<i>Attachment 3 only released on web 22/12/16</i>

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			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> 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.		be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.				

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113	16 January 2017	Public Lighting Services Business Case	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 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 Council's ability to be able to negotiate a cost-effective proposal for the benefit of the	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 Council's ability to be able to negotiate a cost-	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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			Council and the community in this matter and in relation to other contract negotiations. <u>Section 91(7) Order</u> 3. <u>Pursuant to Section 90 (3) (b) & (d)</u> 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.		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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114	Special Audit Committee 24 April 2017	Appointment of External Auditor	<u>Pursuant to Section 90(3)(k)</u> 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 potential to impact adversely on each of the tenderers as competitive commercial information will be disclosed. <u>Pursuant to Section 91(7)</u> 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 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	<i>Minutes on website 26 April 2017</i>

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			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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126	4 December 2017	Mount Barker WWTP - CMF Upgrade: Project Close-Out	<u>Section 90 (3) (g) Order</u> 1. <u>Pursuant to Section 90(3) (g)</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 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
			<u>Section 91(7) Order</u> 3. <u>Pursuant to Section 91(7)</u> 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
139	2 September 2019	Strategic Land Purchase: Mount Barker City Centre	<u>Section 90 (3) (b) Order</u> 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 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.	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
			<u>Section 91(7) Order</u> 4. That having considered the Agenda Item titled Strategic Land Purchase Mount Barker City 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 (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.						

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
140	2 September 2019	Regional Indoor Aquatic and Leisure Centre	<u>Section 90 (3) (b) Order</u> 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 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. <u>Section 91(7) Order</u> 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 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
			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.						

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
142	16 September 2019	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, 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:	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. <u>Pursuant to Section 90 (3) (b)</u> 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
145	3 February 2020	Recycled Water 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 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. <u>Pursuant to Section 91(7)</u> 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
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#	Date	Item Title	Confidential Order Details	Item being 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
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	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
			minutes be 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.						

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#	Date	Item Title	Confidential Order Details	Item being 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
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	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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			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.						

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#	Date	Item Title	Confidential Order Details	Item being 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	<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, 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:	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
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 17 th 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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#	Date	Item Title	Confidential Order Details	Item being 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. <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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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
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 and 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	<i>Report and Minutes released on website 13 October 2025</i>

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#	Date	Item Title	Confidential Order Details	Item being 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
163	2 August 2021	Aquatic and Leisure Centre	<u>Pursuant to Section 90(3)(b)</u> 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. <u>Pursuant to Section 90 (3) (b) & (d)</u> 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,	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 2 nd 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
			related documents and all minutes be retained in confidence 2 nd August, 2031) or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 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
164	2 August 2021	Public Lighting Tariffs Legal Action	<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 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. <u>Pursuant to Section 91(7)</u> 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	

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
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.	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	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
			Section 91(7) Order 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.		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.				

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
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179	6 June 2020	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	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	<i>Report, Minutes and Attachment s excluding rent payable released on website 3 January 2023</i>
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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
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			<u>Section 91(7) Order</u> 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.		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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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
180	4 July 2022	Strategic Land Purchase Option	<u>Section 90 (3) (b) Order</u> <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, 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.	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	

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
			<u>Section 91(7) Order</u> 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.				

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
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	<i>Minutes released on website 26 August 2024</i>

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
			<u>Section 91(7) Order</u> <u>Pursuant to Section 90 (3) (b)</u> 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.				

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
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 is satisfied that 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 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	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	<i>Report and Minutes released on website 26 August 2024</i>

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#	Date	Item Title	Confidential Order Details	Item being 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) 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.		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.				

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
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
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			because of details of the Board Members' performance. <u>Pursuant to Section 91(7)</u> 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	<u>Section 90 (3) (a) Order</u> 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. <u>Section 91(7) Order</u> 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	<u>Section 90 (3) (d) Order</u> <u>Pursuant to Section 90(3)(d)</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; 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. <u>Section 91(7) Order</u> <u>Pursuant to Section 91(7)</u> 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	<u>Section 90 (3) (g) Order</u> 1. <u>Pursuant to Section 90(3)(g)</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; 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. <u>Section 91(7) Order</u> 3. <u>Pursuant to Section 91(7)</u> 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
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			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
191	21 December 2022	SSRP Board ISC Governance And Operations Review	<u>Section 90 (3) (a) Order</u> 1. <u>Pursuant to Section 90(3)(a)</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 12.1 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. <u>Section 91(7) Order</u> 4. <u>Pursuant to Section 91(7)</u> That having considered Agenda Item 12.1 SSRP Board Review in confidence under 90(2) and 3(a) of the	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 circumstances because of details of the Board Members' performance.	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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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Local Government Act 1999, the Board 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.		public has been 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
192	21 December 2022	AFL Game Discussion	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 12.2 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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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			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> 2. <u>Pursuant to Section 90(3)(b)</u> 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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#	Date	Item Title	Confidential Order Details	Item being 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.				

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#	Date	Item Title	Confidential Order Details	Item being 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	<u>Section 90 (3) (a) Order</u> 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 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
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 the report and minutes be retained in	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	<i>Report and Minutes released on website 26 August 2024</i>

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#	Date	Item Title	Confidential Order Details	Item being 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 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
197	8 February 2023	SSRP Board - Executive Officer Update – ISC Review and AFL Match	Section 90 (3) (a) (b) Order 1. <u>Pursuant to Section 90(3)(a)(b)</u> 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	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	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
			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, Council and the community in this matter and in relation to other contract negotiations. <u>Section 91(7) Order</u> 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.		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.				

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#	Date	Item Title	Confidential Order Details	Item being 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. <u>Pursuant to Section 90 (3) (b)</u> 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	<u>Section 90 (3) (a) Order</u> 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 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. <u>Section 91(7) Order</u> 5. <u>Pursuant to Section 91(7)</u>	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	<u>Section 90 (3) (a) Order</u> 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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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			<u>Section 91(7) Order</u> 3. <u>Pursuant to Section 91(7)</u> 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	<u>Section 90 (3) (b) Order</u> <u>Pursuant to Section 90(3)(i)</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; 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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#	Date	Item Title	Confidential Order Details	Item being 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. 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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#	Date	Item Title	Confidential Order Details	Item being 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	<u>Section 90 (3) (B) Order</u> 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
			<u>Section 91(7) Order</u> 2. <u>Pursuant to Section 90 (3) (b)</u> 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	<u>Section 90 (3) (B) Order</u> 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, 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	<u>Pursuant to Section 90(3)(i)</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; 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. <u>Pursuant to Section 90 (3) (i)</u> 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
207	7 August 2023	Sale of Council Land for the New Ambulance Station in Mount Barker	1. <u>Section 90 (3) (j) Order</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 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. <u>Pursuant to Section 91(7)</u> 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	<u>Section 90 (3) (b) Order</u> 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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			negotiate a cost-effective proposal for the benefit of the Board and the community in this matter and in relation to other contract negotiations. <u>Section 91(7) Order</u> 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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209	17 August 2023	Audit and Risk Committee - Addendum to Prudential Report on Wastewater Treatment Plant Upgrade Stage 1	<u>Section 90 (3) (b) Order</u> 1. <u>Pursuant to Section 90(3)(b)</u> 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
			<u>Section 91(7) Order</u> 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.				

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
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
			<u>Section 91(7) Order</u> 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	<u>Section 90 (3) (b) Order</u> 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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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			<u>Section 91(7) Order</u> 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.				

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
212	4 September 2023	Confidential Item- Strategic Risk Register – ICT Update	<u>Section 90(2) Order</u> 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. <u>Section 91(7) Order</u> <u>Pursuant to Section 90 (3) (e)</u> 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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#	Date	Item Title	Confidential Order Details	Item being 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)(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	<u>Section 90 (3) (a) Order</u> 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 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. <u>Section 91(7) Order</u> 5. <u>Pursuant to Section 91(7)</u> 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.	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	

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#	Date	Item Title	Confidential Order Details	Item being 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. Pursuant to Section 90 (3) (b) 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.				

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#	Date	Item Title	Confidential Order Details	Item being 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	<u>Section 90 (3) (b) Order</u> 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	

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#	Date	Item Title	Confidential Order Details	Item being 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. <u>Section 91(7) Order</u> 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. <u>Section 91(7) Order</u> <u>Pursuant to Section 90 (3) (e)</u> 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	<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, 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. <u>Pursuant to Section 90(3)(b)</u> 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
			<u>Section 91(7) Order</u> <u>4. Pursuant to Section 90 (3) (b)</u> 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	<u>Section 90 (3)(k) and (3)(b) Order</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; 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 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 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	<u>Section 90 (3) (b) Order</u> <u>Pursuant to Section 90(3)(b)</u> 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. <u>Section 91(7) Order</u> <u>Pursuant to Section 90 (3)(b)</u> 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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					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	<u>Section 90 (3) (a) Order</u> <u>Pursuant to Section 90(3)(a)</u> 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. <u>Section 91(7) Order</u> <u>Pursuant to Section 91(7)</u> 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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227	6 November 2023	Audit and Risk Committee Independent Member Appointments	<u>Section 90 (3) (a) Order</u> <u>Pursuant to Section 90(3)(a)</u> 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. <u>Section 91(7) Order</u> <u>Pursuant to Section 91(7)</u> 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	<u>Section 90 (3) (i) Order</u> <u>Pursuant to Section 90(3)(i)</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, 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. <u>Section 91(7) Order</u> <u>Pursuant to Section 91(7)</u> 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	<i>Minutes released on website 14 October 2025</i>

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#	Date	Item Title	Confidential Order Details	Item being 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. <u>Pursuant to Section 90(3)(o)</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; 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. <u>Pursuant to Section 91(7)</u> That having considered Agenda Item 18.1 Allocate 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. <u>Pursuant to Section 90 (3) (b)</u> 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
233	15 January 2024	Tender Award Recommendation – Kerbside Waste, Recyclables and Organics Collection and Processing Services	<u>Section 90 (3)(k) and (3)(b) Order</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; 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. <u>Section 91(7) Order</u> 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	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
			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.						

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#	Date	Item Title	Confidential Order Details	Item being 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	<i>Report released on website 8 April 2024</i> <i>Minutes released on website 11 April 2024</i>

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#	Date	Item Title	Confidential Order Details	Item being 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
236	17 April 2024	Major Event 2024	<u>Section 90 (3) (b) Order</u> 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 <u>Section 91(7) Order</u> 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	<u>Section 90 (3) (b) Order</u> 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, 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 <u>Section 91(7) Order</u> 6. <u>Pursuant to Section 90 (3) (b)</u> 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	<u>Section 90 (3) (b) Order</u> 1. <u>Pursuant to Section 90(3)(b)</u> 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. <u>Section 91(7) Order</u> 4. <u>Pursuant to Section 90 (3) (b)</u> 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	<u>Section 90 (3) (b) Order</u> 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; 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. <u>Section 91(7) Order</u> - 3. <u>Pursuant to Section 90 (3) (b)</u> 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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			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
241	6 May 2024	Updated Prudential Report on Laratinga Water Recovery Plant Stage 1	<u>Section 90 (3) (b) Order</u> 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; 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. <u>Section 91(7) Order</u> 4. <u>Pursuant to Section 90 (3) (b)</u> 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	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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			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
242	6 May 2024	Recommendation to Award Laratinga Water Recovery Plant Single Early Contractor Involvement Procurement Transaction	<u>Section 90 (3) (b) Order</u> 1. <u>Pursuant to Section 90(3)(b)</u> 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. <u>Section 91(7) Order</u> 5. <u>Pursuant to Section 90 (3) (b)</u> 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	<i>Report and Minutes released on website 26 August 2024</i>

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#	Date	Item Title	Confidential Order Details	Item being 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 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	<u>Section 90(3) (e) Order</u> <u>1. Pursuant to Section 90(3)(e)</u> 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. <u>Section 91(7) Order</u> <u>Pursuant to Section 90 (3) (e)</u> 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	<u>Section 90 (3) (b) Order 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 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. <u>Section 91(7) Order Pursuant to Section 90 (3) (b)</u> 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.				

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#	Date	Item Title	Confidential Order Details	Item being 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	<i>Report and redacted attachment released on website 5 June 2024 Minutes released on website 24 June 2024</i>

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#	Date	Item Title	Confidential Order Details	Item being 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.				

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#	Date	Item Title	Confidential Order Details	Item being 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	<i>Minutes released on website 24 June 2024</i>

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#	Date	Item Title	Confidential Order Details	Item being 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
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	<u>Section 90 (3) (a) Order</u> 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. <u>Section 91(7) Order</u> 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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251	8 October 2024	Recycled Water Unsolicited Proposal	<u>Section 90 (3) (d) Order</u> 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 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. <u>Section 91(7) Order</u> 4. <u>Pursuant to Section 91(7)</u> 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 <i>Local Government Act 1999</i> 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	<u>Section 90 (3) (h) Order</u> 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 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. <u>Section 91(7) Order</u> 4. <u>Pursuant to Section 91(7)</u> 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	<u>Section 90 (3) (b) Order</u> 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. <u>Section 91(7) Order</u> 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: - 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
			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	<u>Section 90 (3) (a) Order</u> <u>1. 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 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. <u>Section 91(7) Order</u> <u>Pursuant to Section 91(7)</u> 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	<i>Minutes released on website 26 November 2024</i>

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#	Date	Item Title	Confidential Order Details	Item being 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	<u>Section 90 (3) (o) Order</u> 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. <u>Section 91(7) Order</u> 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 months 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
260	2 December 2024	Chief Executive Officer Strategic Performance Objectives 2024/25 Update	<u>Section 90 (3) (a) Order</u> 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 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. <u>Section 91(7) Order</u> 3. <u>Pursuant to Section 90 (3) (b)</u> 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	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	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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#	Date	Item Title	Confidential Order Details	Item being 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 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.		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
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	<u>Section 90 (3) (d) Order</u> <u>1. 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 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
			<u>Section 91(7) Order</u> 4. <u>Pursuant to Section 91(7)</u> 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	<u>Section 90 (3) (d) Order</u> 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
			<u>Section 91(7) Order</u> 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.				

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
265	3 February 2025	Mount Barker Region Wastewater Utility Board – Appointment And Remuneration Of Board Members	<u>Section 90 (3) (a) Order</u> 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. <u>Section 91(7) Order</u> 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	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	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 months 12	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
			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 determined by the Chief Executive Officer and that this order be reviewed every 12 months.		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.				

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#	Date	Item Title	Confidential Order Details	Item being 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
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	<u>Section 90 (3) (b) Order</u> 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. <u>Section 91(7) Order</u> 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.	7 Oct 25	Within months 12	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
272	7 April 2025	Wastewater MDPA Infrastructure Fees	<u>Section 90 (3) (b) Order</u> 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. <u>Section 91(7) Order</u> 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
274	7 April 2025	Chief Executive Officer Strategic Performance Objectives 2024/25 Update	<u>Section 90 (3) (a) Order</u> 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, and minutes 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	<u>Section 90 (3) (a) Order</u> 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, 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. <u>Section 91(7) Order</u> 3. <u>Pursuant to Section 91(7)</u> 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.		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	<u>Section 90 (3) (b) Order</u> 1. <u>Pursuant to Section 90(3)(b)</u> 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. <u>Section 91(7) Order</u> 3. <u>Pursuant to Section 90 (3) (b)</u> 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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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			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	<u>Section 90 (3) (b) Order</u> 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. <u>Section 91(7) Order</u> 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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#	Date	Item Title	Confidential Order Details	Item being 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 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	<u>Section 90 (3) (a) Order</u> 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 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. <u>Section 91(7) Order</u> 4. <u>Pursuant to Section 91(7)</u> 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
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
284	7 July 2025	Confidential Item: MDPA Infrastructure Fee Setting to 30 June 2028	<u>Section 90 (3) (b) Order</u> 2. <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, 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
			<u>Section 91(7) Order</u> 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.				

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#	Date	Item Title	Confidential Order Details	Item being 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	<u>Section 90 (3) (a) Order</u> 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, 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. <u>Section 91(7) Order</u> 10. <u>Pursuant to Section 91(7)</u> 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	<i>Minutes released on website 15 August 2025</i>

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#	Date	Item Title	Confidential Order Details	Item being 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. <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 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. <u>Section 91(7) Order</u> 5. <u>Pursuant to Section 91(7)</u> 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	<u>Section 90 (3) (a) Order</u> 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 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. <u>Section 91(7) Order</u> 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 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 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	<u>Section 90 (3) (b) Order</u> 1. <u>Pursuant to Section 90(3)(b)</u> 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. <u>Section 91(7) Order</u> 4. <u>Pursuant to Section 90 (3) (b)</u> 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	<u>Section 90(3) (e) Order</u> 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 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	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	<u>Section 90 (3) (b) Order</u> 1. <u>Pursuant to Section 90(3)(b)</u> 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. <u>Section 91(7) Order</u> 4. <u>Pursuant to Section 90 (3) (b)</u> 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. 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 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. Pursuant to Section 91(7) 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	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	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
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			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
292	1 September 2025	Debt Write Off	<u>Section 90 (3) (b) Order</u> 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, 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. <u>Section 91(7) Order</u> 3. <u>Pursuant to Section 90 (3) (b)</u> 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	<u>Pursuant to Section 90(3)(a)(h)</u> 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. <u>Section 91(7) Order</u> 4. <u>Pursuant to Section 91(7)</u> 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. <u>Pursuant to Section 90(3)(b)</u> 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. <u>Pursuant to Section 90 (3) (b)</u> 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	<u>Pursuant to Section 90(3)(d)</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 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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			<u>Section 91(7) Order</u> <u>Pursuant to Section 91(7)</u> 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	<u>Section 90 (3) (b) Order</u> 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, 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
			<u>Section 91(7) Order</u> 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	<u>Section 90 (3) (o) Order</u> 1. <u>Pursuant to Section 90(3)(o)</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 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. <u>Section 91(7) Order</u> <u>Pursuant to Section 91(7)</u> 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	<u>Section 90 (3) (a) Order</u> 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 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. <u>Section 91(7) Order</u> 3. <u>Pursuant to Section 90 (3) (b)</u> 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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#	Date	Item Title	Confidential Order Details	Item being 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
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	<u>Section 90 (3) (a) Order</u> 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 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. <u>Pursuant to Section 91(7)</u> 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
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	

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#	Date	Item Title	Confidential Order Details	Item being 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	<u>Section 90 (3) (a) Order</u> 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. <u>Section 91(7) Order</u> <u>Pursuant to Section 91(7)</u> 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.	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. <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 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. <u>Section 91 (1) Order</u> <u>Pursuant to Section 91(7)</u> 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	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
			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.						

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#	Date	Item Title	Confidential Order Details	Item being 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	<u>Pursuant to Section 90(3)(a)</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 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. <u>Section 91(7) Order</u> 6. <u>Pursuant to Section 91(7)</u> 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	<u>Section 90 (3) (a) Order</u> 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 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. <u>Section 91(7) Order</u> 3. <u>Pursuant to Section 90 (3) (b)</u> 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	<u>Section 90 (3) (a) Order</u> 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 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. <u>Section 91(7) Order</u> 3. <u>Pursuant to Section 90 (3) (b)</u> 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	<u>Section 90 (3) Order</u> 1. <u>Pursuant to Section 90(3)(b) and 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 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
317	21 May 2026	Audit and Risk Committee- Local Government Risk Services Cyber Security Update	<u>Section 90(3) (e) Order</u> 1. <u>Pursuant to Section 90(3)(e)</u> 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. <u>Section 91(7) Order 3.</u> <u>Pursuant to Section 90 (3) (e)</u> 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	<u>Section 90 (3) (b) Order</u> 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 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. <u>Section 91(7) Order</u>	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 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. <u>Pursuant to Section 90 (3) (b)</u> 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	<u>Section 90 (3) (b) Order</u> 1. <u>Pursuant to Section 90(3)(e)</u> 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. <u>Section 91(7) Order</u> 4. <u>Pursuant to Section 90 (3) (e)</u> 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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					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	<u>1. Section 90 (3) (b) Order</u> <u>Pursuant to Section 90(3)(b)</u> Pursuant to Section 90(2) of the <i>Local Government Act 1999</i> 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. <u>Section 91(7) Order</u> <u>Pursuant to Section 91(7)</u> 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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	Part Information released
	Information remains Confidential