#	Date	Item Title	Confidential Order Details	Item being	Reason	Resolution	Last	Next	Date
				kept	regarding	Regarding Action	Review	Review	Released
				confidential	retention or		Date	Date	
				- Agenda/	recommend-		i l		
				Attachment/	action to		1		
				Minutes	release				

All Information released
Part Information released
Information remains Confidential

	2002								
A1	2003 20 Jan 03	Mt Barker Institute – Offer to Purchase							Released
A2	7 April 03	Proposal to Establish School							Released
1	23 July 03	Cameron Road	Reasons: S90(3)(b), (e) and (h) of the Local Government Act 1999 the District Council of Mount Barker orders that the public be excluded from attendance at the meeting to consider in confidence matters pertaining to and affecting Council land, the consideration of which requires regard to be had to legal advice received and consideration of commercial information of a confidential nature which could reasonably be expected to prejudice the commercial position of the Council the disclosure of which would, on balance, be contrary to the public interest.	Discussion, Agenda, Attachment, Minutes	Further information is yet to be considered by Council Released under delegated authority	Maintain Confidential Order until 2015 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	3 Sep 12	2 Sept 13	Released 10/12/12

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
1a	4 Aug 03	Dunn Park & Bick Park Management Committee							13 Sept 05
1b	1 Sept 03	Callington Oval							Released
2	20 Oct 03	Car Parking within the Township	Reason: S 90(3)(d) Commercial information of a confidential nature (not being a trade secret) the disclosure of which: (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and (ii) would on balance be contrary to public interest	Discussion, Agenda, Attachment, Minutes	Release	Release and make public	7 Sept 09	-	6 Sept 10 On web 9 Sept 2010
2a	1 Dec 03	Mt Barker							13 Sept 05
		Caravan Park							
Ol-	2004	N/ D							10.0
2b	16 Feb 04	Mt Barker Caravan Park							13 Sept 05
2c	1 Mar 04	Option to Purchase – Paech Road (Lot 912 Sims Road)							4 Sept 06

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
3a	6 Sept 04	Mt Barker Regional Town Centre Car Parking & Urban Design PAR for Concurrent Consultation & Interim Operation		Report & Minute					Released
3b	11 Oct 04	Future Landfill Operations & Council's Continuing Involvement with AHWMA		Report & Minute					Released
	2005								
3с	7 Feb 05	Mt Barker Caravan Park – Disposal of Land		Report & Minute					Released
4	17 May 05	Car Parking within the Township	S 90(3)(d) Commercial information of a confidential nature (not being a trade secret) the disclosure of which: (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and	Discussion, Agenda, Attachment & Minutes	Release	Release and make public	6 Sept 2010		6 Sept 10 On web 9 Sept 2010

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
40	19 Dec 05	Tender 2005.007 Supply Construction installation & Commissioning of MBWTP Upgrade		Minute					Released
5	16 Jan 06	Monarto Quarries	Reason: S 90(3)(b) information the disclosure of which: (i) could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting or proposing to conduct, business, or to prejudice the commercial position of the Council; and (ii) would, on balance, be contrary to the public interest.	Discussion, Agenda, Attachment & Minutes	Negotiation with landowners ongoing .	Extend Confidential Order to September 2013 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	6 Sep 10	5 Sept 11	RELEASE 5 Sept 11
58	6 Feb 06	Strategic Land Purchase – Multi Deck Car Park Regional Town Centre		Minute					Released
5l	20 Feb 06	Road Closure – Portion of		Report					Released

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

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

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			position of the person who supplied the information, or to confer a commercial advantage on a third party; and (ii)would on balance be contrary to Public interest (h) Legal advice		delegated authority.	The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.			
11 a	18 December 06	Proposed Land Acquisition		Minute & Report					Released
11 b	15 Jan 07	Potential Acquisition of Land		Discussion, reports, attachments, minutes					Released
12	2007 15 Jan 07	YMCA	Reason: S 90(3) (d) Commercial information of a confidential nature (not being a trade secret) the disclosure of which: (i)could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and (ii)would on balance be contrary to public interest	Discussion, Agenda and Attachment Released under delegated authority	Commercial in confidence information provided	Maintain Confidential Order until contract expiration (31 December 2011 – extended to 31 December 2012). The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a	3 Sept 12	2 Sept 13	Released 10/12/12

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
						report containing the item for which the confidentiality has been revoked.			
12 a	5 Feb 07	Tender 2006.016 Alexandrina Road Reconstruction		Attachment					Released
13	19 Feb 07	YMCA	Reason: S 90(3) (d) Commercial information of a confidential nature (not being a trade secret) the disclosure of which: (i)could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and (ii)would on balance be contrary to public interest	Agenda Report	Commercial in confidence information provided Released under delegated authority	Maintain Confidential Order until contract expiration (31 December 2011 – extended to 31 December 2012). The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	3 Sept 12	2 Sept 13	Released 10/12/12

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
14	5 Mar 07	Contract Variation – Management of the Adelaide Hills Recreation Centre	Pursuant to Section 90(3)(d) 1. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected: - To prejudice the commercial position of the person who supplied the information In that the financial details of the YMCA will be provided and discussed. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the tenderer.	Attachment	Commercial in confidence information provided All released under delegated authority	Maintain Confidential Order until contract expiration (31 December 2011 – extended to 31 December 2012). The CEO be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	3 Sept 12	2 Sept 13	Released 12/12/12

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
1 a	,	Sale of Allotments 3,4,5,6 & 7 Britannia Road Nairne	I ,						Released
1 b									Released
1 c	0 1 10 9 5 5 5	Tender 2006.005 Septic Tank Desludging							Released
1 d		t Tender 2006.005 Septic Tank Desludging							Released
1 e		Update on proposed sale of Allotments a Britannia Road and Chapman Crs Nairne	at l						Released

#	Da	ate	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
1	115	17 Sept 07	Tender- Bulk Waste Cartage	Reasons: S 90(3) (d) Commercial information of a confidential nature (not being a trade secret) the disclosure of which (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and (ii) would on balance be contrary to public interest		3 Release	Release and make public	6 Sept 10		6 Sept 10 On web 9 Sept 2010
1	116	12 Oct 07	Town Centre Multi Deck Ca Park	Reason: S 90(3)(b) information the disclosure of which: (iii) could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting or proposing to conduct, business, or to prejudice the commercial position of the Council; and (ii) would, on balance, be contrary to the public interest.		Release	Release and make pubic	6 Sept 10		Part related to Anglican Church released on 17 March 08 Remainin g informatio n released 6 Sept 2010 On web 9 Sept 2010

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
17	3 Dec 07	Strategic Land							Released
a	3 Dec 07	Parcels							Releaseu
	2008								
18	21 Jan 08	Adelaide Hills Recreation Centre Annual Report	Pursuant to Section 90(3)(d) 1. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected: - To prejudice the commercial position of the person who supplied the information In that the financial details of the YMCA will be provided and discussed. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle	Attachment	Commercial in confidence information provided All released under delegated authority	Maintain Confidential Order until contract expiration (31 December 2011 – extended to 31 December 2012). The CEO be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	3 Sept 12	2 Sept 13	Released 12/12/12

#	Date	Item Title	Confidential Order Details	Item being 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 meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the tenderer.						
18 a	3 Mar 08	Strategic Land Parcels		Minute & Report					Released
18 b	16 June 08	Strategic Land Parcels							Released
18 c	14 July 08	Possible acquisition of land for TWW Storage							Released
18 d	1 Sept 08	Review of Confidential reports							Released
18 e	15 Sept 08	Possible Land Acquisition							Released
18 ea	7 Oct 08	Strategic Land Parcel							Released
18 f	20 Oct 08	Proposed Land Acquisition							Released
19	20 Oct 08	Ombudsman's Report	Reason: S 90(3)(a) Information the disclosure of which would involve the unreasonable disclosure of information concerning	Discussion, Agenda, Attachment & Minutes	Matter relates to personal affairs of an employee	Be retained in confidence until the staff members are no longer employed by Council and that this	17 Jun 13	2 Sept 13	Minute released Agenda item part released

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
20 a	3 Nov 08	Possible Land	20 September 2010 - report, attachment and minutes be retained in confidence until 4 September 2012 and that this order be reviewed every 12 months.	Minute &		report containing the item for which the confidentiality has been revoked.			Released
21	15 Dec 08	Acquisition Ombudsman's Report	Reason: S 90(3)(a) Information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any persons (living or dead) 2. Pursuant to Section 91(7) That having considered Agenda Item 16.2, in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7)(b) of the Act orders that the reports, attachments and all minutes regarding the Ombudsman's reports dated: 20 October 2008 15 December 2008 15 June 2009 be retained in confidence until the staff members are no longer employed by Council and that this order be reviewed every 12 months.	Report Discussion, Agenda & Attachment & Minutes	Matter relates to personal affairs of an employee	Be retained in confidence until the staff members are no longer employed by Council and that this order be reviewed every 12 months. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked. SUPERSEDED – Refe	17 Jun 13	2 Sept 13	Minute released Agenda item part released Att 1 Part released Att 2 - released Att 3 - released Att 4 - released 17/6/13 - on web 20/6/13

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
	2009								
22	2 Feb 09	DAP Members	Reason: S 90(3) (a)information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).	Attachment 3	Personal information in the attachments	Attachment 3 Extend Confidential Order until term of DAP membership has expired (February 2011)	6 Sept 10	5 Sept 11	RELEASE 5 Sep 11
22 a	16 Feb 09	Strategic Land Parcel – Stephenson Land Prudential Report & Acquisition		Minute & Report					Released
23	16 Mar 09	Morphett St Stormwater Infrastructure Upgrade	Reason: S 90(3) (h) Legal advice (i) Information relating to actual litigation, or litigation that the Council or Council Committee believes on reasonable grounds will take place, involving the Council or an employee of the Council	Discussion, Agenda, Attachment & Minutes	No longer confidential	Maintain Confidential Order to September 2017. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	5 Sept 11	4 Sept 12	On web 29/8/12

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
26	6 July 09	Laratinga Public Art Project	Reason: S 90(3)(d) commercial information of a confidential nature (not being a trade secret) the disclosure of which— (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and (ii) would, on balance, be contrary to the public interest;	Discussion, Agenda, Attachment	Commercial information Released under delegated authority	Release and make public the Minute. Extend Confidentiality Order for Discussion, Agenda and Attachment to 21 September 2015 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	3 Sept 12	2 Sept 13	Minute released – 6 Sept 2010 On web 9 Sept 2010 Agenda and attachment released 10/12/12
26 A	6 July 09	Monarto Quarries – Situation Overview & Future Operations	Reason: S 90(3) (b) information the disclosure of which — i) Could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct business, or to prejudice the commercial position of council; and ii) Would, on balance, be contrary to the public interest. And	Discussion, reports attachments and minutes	Commercial information	Confidential until 6 July 2010			Released 6 July 2010

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

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
	29 17 Aug (Code of Conduct – Elected Members	Reason: 2. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of current staff members and a council member. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances the disclosure of details of a current staff member and council member may affect their ability to undertake their duties.	2 & part of 3	personal information	Be retained in confidence until the staff members are no longer employed by Council and the Council Member is no longer a council member with the District Council of Mount Barker, and that this order be reviewed every 12 months. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	17 Jun 13 D - Refer to	Documer	On web 29/8/12 Only parts of att 3, & att 4, 5 Council Report 17/8/09 and Attachme nt 1 released 12/12/12 Remainin g item released by Council 17/6/13 – on web 20/6/13

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
30	21 Sept 09	Monarto Quarries Expression of Interest Process	Reason: 2. Pursuant to Section 91(7) That having considered Agenda Item 16.4, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report and attachments of 21 September 2009 be retained in confidence until council publicly seeks expressions of interest in the future ownership and/or management of Monarto Quarries.	Discussion Reports & attachments	Revoked under delegation	Be retained in confidence until council publicly seeks expressions of interest in the future ownership and/or management of Monarto Quarries. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	5 Sept 11	4 Sept 12	On web 29/8/12
31	6 Oct 09	Laratinga Public Art	Reason: (d) commercial information of a confidential nature (not being a trade secret) the disclosure of which — (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party;	Discussion Reports & attachments	Commercial information All released under delegated authority	Extend Confidential Order to 21 September 2015. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the	3 Sept 12	2 Sept 13	Report and attachmen ts released 10/12/12

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
	2010	1	1	T	1	1			
36		Deputation – Land Acquisition Surrounding the Proposed Roundabout at Bald Hills / Springs Road	Reason: (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);	Discussion and addendum	Revoked under delegation	Confidential Order to be extended to September 2017 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	5 Sept 11	4 Sept 12	On web 29/8/12
37	18 Jan 10	Proposed Sale of Portion of the Haines Road Reserve and Development of the Crown Reserve	Reason: (b) information the disclosure of which: (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and (ii) would, on balance be contrary to the public interest.	Discussion, reports, attachments and minutes	Discussions ongoing	Extend Confidential Order until 2012 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	6 Sept 10	5 Sept 11	RELEASE 5 Sept 11

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
						confidentiality has been revoked.			
41	1 March 2010	Guarantee for Mt Barker Bowling Club Loan Application	Reason: (d) commercial information of a confidential nature (not being a trade secret) the disclosure of which— (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and (ii) would, on balance, be contrary to the public interest;	Report and attachments	Information provided still relevant	Extend Confidential Order to Sept 2013 The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked.	6 Sept 10	5 Sept 11	RELEASE 5 Sept 11
42	15 Mar 10	CEO Review	Reasons: 2Pursuant to Section 91(7) That having considered Agenda Item 16.5, in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7)(b) of the Act orders that the 26 November 2007 - report 3 November 2008 – report and attachment 15 March 2010 – report and attachment 20 September 2010 - report, attachment and minutes	Attachment 3	Personal affairs of an employee Att 3 revoked under delegation	Be retained in confidence until 4 September 2012 and that this order be reviewed every 12 months. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the	5 Sept 11	4 Sept 12	Report and attach 1 & 2 released 27 Mar 12 Attach 3 released 1/8/12 on web 29/8/12

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

#	Date	Item Title	Confidential Order Details	kept confidential - Agenda/ Attachment/	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
	15 6 April	Monarto Quarries Crushing Contract	Reason: d) commercial information of a	report, attachments and minutes	Release	Release and make public	6 Sept 10		6 Sept 10 On web 9 Sept 2010
4	19 Apr 10	Morphett Stre – Soil Contamination	(b) information the disclosure of		Revoked under delegation	Maintain Confidential Order to September 2017. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked	5 Sept 11	4 Sept 12	2 On web 29/8/12

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
4	3 May	Deputation – Land Acquisition Surrounding the Proposed Roundabout at Bald Hills / Springs Road	information concerning the		No longer confidential	Maintain Confidential Order to September 2017. The Chief Executive Officer be delegated the authority to revoke all or part of the order and directed to present a report containing the item for which the confidentiality has been revoked	5 Sept 11	4 Sept 12	On web 29/8/12
4	18 7 Jun 10	Proposed Salo of Property	Reason: a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);	Documents and minutes	Process no yet concluded		6 Sept 10	5 Sept 11	RELEASE 5 Sept 11

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

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

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

The Chief Executive
Officer be delegated
the authority to
revoke all or part of
the order and

directed to present a report containing the item for which the confidentiality has been revoked.

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
53	6 Sep 10	Anembo Park Lighting	Reason: Section 90(2), 3(k), 91(7), 91(8)(b), 91(8)(ba), Tenders for the provision of Electrical and associated works for the Anembo Park Lighting Project. Information to be disclosed and discussed has the potential to impact adversely on each of the tenderers as competitive commercial information will be disclosed.	Minutes (other than as detailed in resolution)		Retained until Final Completion of the contracted works. Details of the identity of the successful tenderer must be released once Council has made a selection. Details of the amount(s) payable by the Council under a contract for the provision of Electrical and associated works must be released once the contract has been entered into by all concerned parties.	N/A	5 Sep 11	RELEASE 5 Sept 11

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

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

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
						reviewed every 12			
	2012					months.			
63	6 Februa ry 2012	Offer to Purchase Property	Pursuant to Section 90(3)(b) Pursuant to Section 90(2)." The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council and/or the potential vendor in that the information to be considered includes commercial costings and other financial information, the disclosure of which could prejudice the Council's commercial position during negotiations. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The	Report Attachments Minutes	6 months have elapsed	Pursuant to Section 91(7) of the Act orders that the council report, attachments and all minutes remain confidential until settlement has occurred or 6 months have elapsed, whichever occurs soonest.		August 2012	On web 29/8/12

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			General Manager Infrastructure and Projects and the Minutes Secretary be excluded from attendance at the meeting for Agenda Item 16.1 Monarto Quarries Expression of Interest. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in			Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes (other than as detailed below) be retained in confidence until the Expressions of Interest process is concluded and that this order be reviewed every 12 months.			

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

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

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Secretary be excluded from attendance at the meeting for Agenda Item Monarto Quarries Request for Proposal. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected:			90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence until the Request for Proposal process is completed.			
68	5 Nov 2012	CEO Review 2012	pursuant to Section 90(2) and 90(3) of the Local Government Act 1999 as amended the District Council of Mount Barker orders that the public be excluded from attendance at the meeting to consider in confidence: (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any persons (living or dead); 1 determine that no officers be permitted to remain in the room;	Discussion		Agenda item and minute released immediately after the meeting.			Released 5 November 2012 Minutes and confidential agenda on web 9/11

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommendaction to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			The Council is satisfied that pursuant Section 90(3)(d) of the Act, information to be received, discuss or considered in relation to this Ager item 16.1 is commercial information a confidential nature (not being a trasecret) the disclosure of which coreasonably be expected: -to prejudice the commercial position the person who supplied information in that the financial details of will provided and discussed. In addition, the disclosure of information would, on balance, contrary to the public interest. public interest in public access to meeting has been balanced against public interest in continued in disclosure of this information. Denefit to the public at large result from withholding the information outweighs the benefit to it of disclos of the information. The Council satisfied that the principle that meeting be conducted in a place of to the public has been outweighed the circumstances because disclosure of Council's commer position may severely prejuction.	the sed and a not of ade and a not of ade and a not of the the the the the confing tion the din the cial					

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Council's ability to be able to negotiat a cost-effective proposal for the benefit of the Council and the community this matter and in relation to other contract negotiations. 3. That having considered this matter confidence under section 90(2) and 9 (3) (b) and (d) of the Local Government Act 1999, the Council, pursuant a section 91(7) of the Local Government Act 1999, orders that the attachment reports and minutes pertaining to the matter, including discussions and considerations, be retained confidence until the negotiations are complete and the matter is determined but not longer than 12 months.	fit in er in					

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

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

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

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

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72	17 June 2013	Review of Confidential Attachment – Code of Conduct (Council Member) 17 August 2009	Section 90 (3) (a) Order Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Corporate Services, General Manager Council Services, General Manager Infrastructure & Projects Minute Secretary, Risk & Governance Officer, be excluded from attendance at the meeting for Agenda Item 16.2 Review of Confidential Attachment – Code of Conduct 17 August 2009 Attachment The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a staff member and Council Member will be discussed. The Council is satisfied that the principle of the meeting being conducted in a place open to the public has been outweighed in the circumstances because there will be discussion of a staff member and		Considered in confidence only – all released immediately after the meeting.	That Council release without prejudice the Attachment from Fiona Stevens, Central Psychology Services dated 3 August 2009.			Released by Council 17/6/13 – on web 20/6/13
73	17 June 2013	Review of Confidential Orders	Section 90 (3) (g) Order 1.Pursuant to section 90(2) of the Local Government Act 1999 the Council orders	Attachment 2 to report - the Council	The redacted parts of Council Report	Release Attachment 1 to this report - minute 47.2 from 20 October	3 Oct 23	Within 12 months	Att 1 released

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

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			relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of staff, in that details of staff performance will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because details of staff performance will be discussed. Section 91(7) Order 6.Pursuant to Section 91(7) That having considered Agenda Item 16.3 Confidential Report — Review of Confidential Orders associated with the Ombudsman's Report Provided to Council on 20 October 2008 in confidence under 90(2) and 3(g) & 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders		October 2008 (attachment 3) relating to the names of the complainant be retained in confidence for the life of the confidential agreement,				
74	17 June 2013	Review of Confidential Orders Associated with Ombudsman's Report provided to Council on 15 December 2008	Section 90 (3) (g) Order Pursuant to section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except, Chief Executive Officer, General Manager Corporate Services, General Manager Council Services, General Manager Infrastructure & Projects, Minute Secretary, Risk & Governance Officer, be excluded from attendance at the meeting for Agenda Item 16.4 Confidential Report – Review of	Redacted information as shown remaining confidential: Attachment 2 - The Council report of 15	The redacted parts of Council report of 15 December 2008 (attachment 2 to this report); and The redacted parts of the letter from the Council to the Ombudsman	Release the following items: Attachment 1 - minute 71.1 from 15 December 2008 regarding the Ombudsman's Report be released;	3 Oct 23	Within 12 months	Att 1 – released Att 2 – part released Att 3 – part released

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

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			and previous staff, in that details of staff performance will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because details of existing and previous staff performance is discussed. Section 91(7) Order 4.Pursuant to Section 91(7) That having considered Agenda Item 16.4 Confidential Report — Review of Confidential Orders associated with the Ombudsman's Report Provided to Council on 15 December 2008 in confidence under 90(2) and 3(g) & 3(a)of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act			Attachment 3 - A letter from Council to the Ombudsman dated 14 November 2008 Attachment 2 - page 198 - dot point 4 - be amended to redact the identity of the council officer.			
75	17 June 2013	Review of Confidential Orders Associated with Ombudsman's Report provided to Council on 15 June 2009	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, General Manager Corporate Services, General Manager Council Services, General Manager Infrastructure & Projects, Minute Secretary and the Risk and Governance Officer, be excluded from attendance at the meeting for Agenda Item 16.5 Confidential Report – Review of Confidential Orders Association	Redacted information as shown remaining confidential: Attachment 3 – Ombudsman investigation report; and	The redacted information within attachment 3 & attachment 4 be retained in confidence until relevant staff are no longer employed by Council or such lesser	Release: Attachment 1 - Council Minute 117.2 dated 15 June 2009; Attachment 2 - Council report 17.2 15 June 2009 'Confidential Ombudsman Report'	3 Oct 23	Within 12 months	Att 1 released Att 2 released Att 3 part released Att 4 part released 17/6/13

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
76	17 June 2013	Alleged Breaches of Code of Conduct Council Members April- May 2013	- 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. Section 90 (3) (a) 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 and Projects, Risk and Governance Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 16.6 Alleged Breaches of the Code of Conduct - Council Members - April-May 2013. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of Council	Discussion Agenda Item	Three (3) Councillors declared an interest as they are the subject of the complaint and indicated they would leave the chamber The item was adjourned for lack of a quorum and the meeting proceeded to the next item.	That Council: Note that the Chair of the LGA Governance Panel undertook a preliminary assessment and determined not to further investigate these matters for the reasons outlined in the three separate items of correspondence attached to this report; Take the following actions: a) Remove section 15 related to Conflict			Released 1/7/13 On web 3/7/13

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

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

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

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

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

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

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

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

#	Date	Item Title	Confidential Order Details	Item being 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 personal affairs of any persons (living or dead); 3.determine that no officers be permitted to remain in the room;						

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			position if the court case is commenced. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may compromise the Council's position if the court case is commenced. Section 91(7) Order 3. Pursuant to Section 91(7) That having considered Agenda Item 3.1 Confidential Report: Adelaide Hills Region Waste Management Authority in confidence under 90(2) and 3(i) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report, and attachments be retained in confidence until 6 months after the matter is resolved or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		is resolved or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.				

#	Date	1	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
1		6 Dec 013	Outcome of 1st Stage Office and Mulitlevel Carpark EOI	Section 90 (3) (d) Order Pursuant to Section 90(3)(d) 1.Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the CEO, General Managers, the Minute Secretary and the Manager Projects be excluded from attendance at the meeting for Agendal Item Outcome of the 1st Stage Multistorey Carpark and Office EOI. The Council is satisfied that pursuant the Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agendal item are is commercial information of confidential nature (not being a tradesecret) 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	e e e e e e e e e e e e e e e e e e e	Section 91(7) 2.That havin considered Agenda Itel Outcome of the 1st Stage Multi-storey Carpark an Office EOI. confidence under 90(2 and 3(d) of the Local Government A 1999, the Council pursuant Section 91(1 of the A orders that the Council report attachment and a minutes better the considered and a minutes and a minutes better the considered and a minutes and a minute of the considered and a minute 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.	3 Oct 23	Within 12 months	

#	Date	•	Item Title	Confidential Order Details	kept confidential - Agenda/ Attachment/	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
				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 operto the public has been outweighed if the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the proponents.	g n e s e n n e y e	construction of both the office and carparl project have been signed of such lessed period as may be determined by the Chied Executive Officer and that this order be reviewed every 12 months.	e k e r r y d t t e			
2	014							1		
	5	20 Jan 2014	Independent Members for the Strategic Planning & Development Policy Committee	Section 90 (3) (a) Order 1.Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Counce orders that all members of the public except the three General Manager and Acting General Manager Counce Services, and the minute secretary be excluded from attendance at the meeting for the Agenda Item 16.1 title Independent Members for the Strategic Planning and Development Policic Committee (SPDPC).	il to it) c s il e e d c	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received discussed of considered in relation to this agenda item is information the disclosure of which would	considered the Agenda Item titled Independent Members for the Strategic Planning and Development policy Committee in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section e 91(7) of the Act	1 Sept 14	20 Jan 15	Minute, Report & Att 1 on web 22/1/14 Attachm ent 2 on web 2/6/15 (expired 20/1/15)

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this agend item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of applicants in the their identity and details of the credentials will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstance because of the undertaking the applicants that the process would be confidential. Section 91(7) Order 3. Pursuant to Section 91(7) That having considered the Agendal Item titled Independent Members for the Strategic Planning and Development policy Committee in Council pursuant to Section 91(7) of the Act orders that the Selection Panareport (attachment 2) be retained in confidence until 20 January 201 however the Agenda Item includin Attachment 1 but excluding Attachment	de d	involve the unreasonable disclosure of information concerning the personal affairs of applicants if that the identity and details of the credentials will be discussed. The Council if satisfied that the principal that the principal that the meeting beconducted in place open to the public has been outweighed if the circumstances because of the undertaking the applicants that the procession would beconfidential.	report (attachment 2) be retained in confidence until 20 January 2015 however the Agenda Item including Attachment 1 but excluding Attachment 2 (and the attachments to it) would be publicly available following this Council meeting			

#	Date	e	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
	86	7 April 2014	Land Acquisition Opportunity	2 (and the attachments to it) would be publicly available following this Counce meeting. 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 orders that a members of the public except for the Chief Executive Officer, the four General Managers and the Executive Assistant to the Mayor and CEO be excluded from attendance at the meeting for Agenda Item 17.1 Land Acquisition Opportunity. The Council is satisfied that pursuant the Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agend item is information the disclosure of the section of t	Report, and that of 15 April 2013 and related documents and all minutes ee da Extended at 26 May 2014 meeting	The Council satisfied that pursuant section 90(3)(b) of the Act, the information section discussed of	confidence until: (i) a contract has been executed for the sale and purchase of the land and Council has resolved to proceed to settle the contract; or (ii) 15 August 2014 whichever is the sooner.	1 Sept 14	26 Feb 15	All informat ion release d on web 13/2/15
				which could reasonably be expected to confer a commercial advantage on person with whom the Council is: - conducting business; and - proposing to conduct business; and		expected of confer commercial advantage of a person with				

whom

Council is:

- conducting business; and

- proposing to conduct

business; and

the

DOC/23/136835 web

- would prejudice the commercial position of the Council

in that the information to be considered includes detailed financial information, the disclosure of which could prejudice the Council's commercial position

during negotiations.

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/	Reason regarding retention or recommend- action to	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
				Minutes	release				
		l		iidio5	10.000	1	1		
			In addition the disclosure of the information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued nor disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council satisfied that the principle that the meeting be conducted in a place oper to the public has been outweighed the circumstances because the disclosure of Council's commercial position may severely prejudic Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community this matter and in relation to other contract negotiations. 2. Retain the information presented of 15 April 2013 in confidence for a period as determined in (4) below. 4. Pursuant to Section 90 (3) (b) & (d) Having considered Agenda Item 17. Land Acquisition Opportunity confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of	ne n	information be considered includes detailed financial information, the disclosu of which couprejudice the Council's commercial position during negotiations. In addition the disclosure this information would, balance, contrary to the public interest	ne ne ne to ed re uld ne ng ne of on on oe ne st. lic in sss ng			

#	Date	Item Title	Confidential Order Details	Item being 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 this council rep and that of 15 April 2013 and rela documents and all minutes be retain in confidence until: (i) a contract has been executed for sale and purchase of the land a Council has resolved to proceed settle the contract; or (ii) 15 August 2014 whichever is sooner.	the and to	public interer in continue non-disclosur of the information. The benefit the public large resultir from withholding the information outweighs the benefit to it disclosure the information. The Council satisfied the princip that the princip that the princip that the public has been outweighed the circumstance because the information.	ed re nis to at ng ne ne ne of of is at at ne			

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		00 M		Continue 00 (0) (h) Ondon		negotiate cost-effective proposal for the benefit of the Councies and the community if this matter an in relation to other contract negotiations.	e o a or of iil e n d o o o o o o o o o o o o o o o o o o	4.0	00 Feb 45	A.:
•	B7	26 May 2014	Land Acquisition Opportunity	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Loca Government Act 1999 the Counci orders that all members of the public except the Chief Executive Officer, the four General Managers and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 3.1 Strategic Land Acquisition Opportunity.	Agenda Item 17.1 Land Acquisition Opportunity considered at	column 4.	er A contract has been executed for the sale and purchase of some or all of the land that is the subject of the report and Council has resolved to proceed to settle the contract; or 26 February 2015 whichever is the sooner.	1 Sept 14	26 Feb 15	All informat ion release d on web 13/2/15

#	Date	Item Title	Confidential Order Details	Item being	Reason	Resolution	Last	Next	Date
				kept confidential	regarding retention or	Regarding Action	Review Date	Review Date	Released
				- Agenda/	recommend-		_ 5.55		
				Attachment/ Minutes	action to release				
				winutes	release				
			The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discusse or considered in relation to this agend item is information the disclosure of which could reasonably be expected to confer a commercial advantage on person with whom the Council is: - conducting business; - proposing to conduct business; and - would prejudice the commercial position of the Council in that the information to be considered includes information, the disclosure of which could prejudice the Council 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 nor	e And d 26 May 2014 a council repor inclusive of all a attachments, related documents and all minutes d d of s g s e e e e e e e	rt				
			disclosure of this information. The benefit to the public at large resulting from withholding the information authorists the benefit to it of disclosure.	g n					
			outweighs the benefit to it of disclosur of the information. The Council i						
			satisfied that the principle that th	е					
			meeting be conducted in a place ope	n					

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice. Council's ability to be able to negotiate a cost-effective proposal for the benefin of the Council and the community in this matter and in relation to other contract negotiations. 12. Extend the current confidentiality order for Agenda Item 17.1 Lan Acquisition Opportunity considered as	e e e e e e e e e e e e e e e e e e e					
			the Council meeting on 7 April 201 until: 12.1 a contract has been executed for the sale and purchase of some or all of the land that is the subject of the report and Council has resolved to proceed to	or of rt					
			settle the contract; or 12.2 26 February 2015 whichever is	s					
			the sooner. 13. Pursuant to Section 90 (3) (b)						
			That having considered Agenda Iter 3.1 Strategic Land Acquisitio Opportunity in confidence under 90(2 and (3)(b) of the Local Government Ac 1999, the Council pursuant to Sectio 91(7) of the Act orders that the council report inclusive of all attachments	n 2) ct n iil					

#	Date	•	Item Title	Confidential Order Details	kept confidential - Agenda/ Attachment/	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 until: 13.1 a contract has been executed for the sale and purchase of some or all of the land that is the subject of the report and Council has resolved to proceed to settle the contract; or 13.2 26 February 2015 whichever is the sooner.	n of e s e					
*		23 June 2014 Special	Multi-Deck Car Park & Council Office Accommodation	Pursuant to Section 90(2) of the Local Government Act 1999 the Counc	related documents and al minutes be retained ir confidence until a contract is ir place or such lesser period as may be determined by the Chie Executive Officer and that this orde be reviewed	commercial advantage of a person with whom the Council is: - proposing to conduct business; and - would prejudice the commercial position of the	place or such lesser period as determined by Chief Executive Officer Review every 12 months.	3 Oct 23	Within 12 months	

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			or considered in relation to this Agenditem is information the disclosure which could reasonably be expected confer a commercial advantage on person with whom the Council is: - proposing to conduct business; and - would prejudice the commerciposition of the Council in that the information to be considered included detailed plans and other financinformation, the disclosure of whice could prejudice the Council commercial position during negotiations. In addition the disclosure of the information would, on balance, the contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued not disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council satisfied that the principle that the meeting be conducted in a place ope to the public has been outweighed the circumstances because the disclosure of Council's commercial conference in the disclosure of Council's commercial conference which could be expected and advantage on person with whom the council is a conference which could be expected and the disclosure of Council's commercial conference which could be expected and the disclosure of Council's commercial conference which could be expected and the disclosure of Council's commercial conference which could be expected and the disclosure of Council's commercial conference which could be expected and the disclosure of Council's commercial conference which could be expected and the disclosure of Council's commercial conference which could be expected and the disclosure of Council's commercial conference which conference which could be expected and the conference which could be expected and the conference which could be expected and the conference which could be e	of to a lal lal lal lal lal lal lal lal lal	to k considered includes detailed plar and oth financial information, the disclosu of which cou prejudice th Council's commercial position durir negotiations.	er re ıld ne			

#	Date	Item Title	Confidential Order Details	kept confidential - Agenda/ Attachment/		Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benef 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 Counce Office Accommodation in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Counce pursuant to Section 91(7) of the Accorders that the council report, related documents and all minutes be retained in confidence until a contract is in place or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	e it n or or il e al il et d d d e e e					
8	9 23 June 2014 Speci	Strategic Land Acquisition Opportunity	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Councing orders that all members of the public except the Chief Executive Officer General Manager Infrastructure and Projects, General Manager Planning and Development, General Manager Council Services and the Minute Secretary be excluded from attendance at the meeting for Agenda	il attachments, related documents and al minutes be retained ir confidence	of which could reasonably be expected to confer a commercial advantage or	been executed for the sale and purchase of the land which is the subject of this report; or 26 February 2015 whichever is the	1 Sept 14	26 Feb 15	All informat ion release d on web 13/2/15

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/	Reason regarding retention or recommend-	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
				Minutes	action to release				
			Item 3.2 Strategic Land Acquisitio		- conductir	ng			
			Opportunity.		business;	.9			
			The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discusse or considered in relation to this agend item is information the disclosure of which could reasonably be expected to confer a commercial advantage on person with whom the Council is: - conducting business; - proposing to conduct business; and - would prejudice the commercial position of the Council in that the information to be considered included information, the disclosure of whice could prejudice the Council's commercial position during negotiations. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued nor disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is	e d a formation of the control of th	- proposing conduct business; and - wou prejudice the commercial position of the Council in the information	d ald he			

#	Date	Item Title		Item being kept confidential - Agenda/ Attachment/ Minutes		Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			satisfied that the principle that the meeting be conducted in a place oper 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 othe contract negotiations. 9. Pursuant to Section 90 (3) (b) & (d) That having considered Agenda Item 3.2 Strategic Land Acquisition Opportunity in confidence under 90(2 and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report inclusive of all attachments related documents and all minutes be retained in confidence until: • a contract has been executed for the sale and purchase of the land which is the subject of this report; or • 26 February 2015 whichever is the sooner.	n n e e e e e e e e e e e e e e e e e e					
9	90 4 Augus 2014	Monarto Quarry	1.Section 90 (3) (d) Order Pursuant to Section 90(3)(d) Pursuant to Section 90(2) of the Local Government Act 1999 the Council		The disclosure of which could reasonably be expected to	business or such lesser period as may	7 Sep 15	5 Sep 16	Minutes on web post meeting

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			orders that all members of the public except Chief Executive Office General Manager Corporate Services General Manager Council Services General Manager Infrastructure and Projects, General Manager Planning and Development and the Minut Secretary, be excluded from attendance at the meeting for Agency Item 17.1 Confidential Item - Future of Monarto Quarries. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agency item are is commercial information of confidential nature (not being a tradesecret) the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information in that the details of negotiations will be provided and discussed. 2. In addition, the disclosure of the information would, on 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 nor disclosure of the information. The benefit to the public at large resulting	er, ss, ss, sd, de gelee en ere ere ere ere ere ere ere ere er	provided ardiscussed. 2.In additional the disclosure of the information would,	Officer, and that this order be reviewed every 12 months. ne in ils is one in			Release d 11 August 2016

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			from withholding the information outweighs the benefit to it of disclosure of the information. The Council satisfied that the principle that the meeting be conducted in a place operation to the public has been outweighed the circumstances because the disclosure of this information maresult in commercial information being disclosed. 3. Authorise the Chief Executive Office to proceed with the sale of Monar Quarries on the open market with the sale period being for a maximum tend of six (6) months. 4. Should an offer be made a furth agenda item will be prepared for consideration at a Council meeting. 5. Section 91(7) Order Pursuant to Section 91(7) That having considered Agenda Item 17.1 Proposed Sale of Monar Quarries. In confidence under 90(and 3(d) of the Local Government Amona 1999, the Council pursuant to Section 191(7) of the Act orders that the Council pursuant to Section 191(7) of the Act orders that the Council the sale of the business or sur lesser period as may be determined the Chief Executive Officer, and the	are is he en in he ay ng er rto he rm er for em rto (2) Act on cil ce ch by					

#	Date	e	Item Title	Confidential Order Details	kept confidential - Agenda/ Attachment/	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
	91	18 Aug		this order be reviewed every 1 months. 1.Pursuant to Section 90(3)(b)	Report	The disclosur		1 Sept 14	26 Feb 15	All
		2014	Acquisition Opportunity	Pursuant to Section 90(2) of the Local Government Act 1999 the Counciling orders that all members of the public except the Chief Executive Officer, the four General Managers and the Minut Secretary be excluded from attendance at the meeting for Agend Item 17.1 Strategic Land Acquisition Opportunity. The Council is satisfied that pursuant the Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agend item is information the disclosure of which could reasonably be expected the confer a commercial advantage on person with whom the Council is: - conducting business; - proposing to conduct business; and would prejudice the commercial in that the information to be considered includes information, the disclosure of which could prejudice the Council in that the information, the disclosure of which could prejudice the Council in that the information, the disclosure of which could prejudice the Council in that the information to be considered includes information, the disclosure of which could prejudice the Council in that the information to be considered includes information, the disclosure of which could prejudice the Council in that the information to be considered includes information, the disclosure of which could prejudice the Council in that the information to be considered includes information.	attachments, related documents and al minutes	reasonably be expected to confer	e a contract has been executed by the parties for the sale and purchase of the land that is the subject of this report; e or 26 February 2015 whichever is the sooner.			informat ion release d on web 13/2/15

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			commercial position during negotiations. In addition the disclosure of the information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued nor disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council satisfied that the principle that the meeting be conducted in a place oper to the public has been outweighed 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 this matter and in relation to other contract negotiations. 5. Pursuant to Section 90 (3) (b) & (d.) That having considered Agenda Iter 17.1 Land Acquisition Opportunity 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 repo	is see the the the the the the the the the t	of which couprejudice the Council's commercial position during negotiations. In addition the disclosure this information would, to balance,	ng ne of			

#	Date	е	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
				inclusive of all attachments, related documents and all minutes be retained in confidence until: • a contract has been executed by the parties for the sale and purchase of the land that is the subject of this report; • or 26 February 2015 whichever is the sooner.	d e e e					
	92	1 Sept 2014	Proposed Road Closure and Sale of Land	Section 90 (3) (b) Order 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Councilor orders that all members of the public except the Chief Executive Officer General Manager Planning and Development, General Manager Infrastructure and Projects, General Manager Council Services, General Manager Corporate Services Contracts Coordinator, Manager Projects and Minute Secretary be excluded from attendance at the meeting for Agenda 17.1 (Proposed Road Closure and Sale of Land). The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agendalitem is information the disclosure of which could reasonably be expected to	and rec 3	commercial advantage of a person with whom the	d proposed land sale or such lesser period as may be determined by the Chief Executive Officer.	7 Sept 15	5 Sept 16	Refer public minutes released after meeting 1/9/14 Release d 11 August 2016

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			confer a commercial advantage on person with whom the Council conducting business and woul prejudice the commercial position of the Council in that the information to be considered includes valuation and other details the disclosure of whice could prejudice the Council commercial position during negotiations. In addition the disclosure of the information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued nor disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council satisfied that the principle that the meeting be conducted in a place oped 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	is de	/	dd de gg de of on on de de			

#	Date	9	Item Title		kept confidential - Agenda/ Attachment/	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
	93	1 Sept 2014	Chief Executive Officer's Annua Performance Review	\ \ \ \ \ \	Information to be received discussed or considered cons	,	Agenda item and minute released.	1 Sept 14		All informati on released after the meeting

#	Dat	e	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
				The Council is satisfied that the principle that the meeting be conducted in a place open to the public has bee outweighed in the circumstance because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed befor the details of the review have bee discussed with the Chief Executive Officer.	d n ss e e e e n					
•	94	15 Sep 2014	t Progress of Land Purchase	Section 90 (3) (b) Order 1. Pursuant to Section 90(3) (b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council order that all members of the public except the Chief Executive Officer, the four General Managers and the minute Secretary be excluded from attendance at the meeting for Agenda Item 17.1 Opportunity for Strategic Land Purchase. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council in that the information, the disclosure of which could prejudice the	rs lee lee lee lee lee lee lee lee lee le	confer commercial advantage on person wit whom th Council i conducting business an would prejudic the commercia position of th Council in tha the informatio to be considere includes information, th	executed by the parties or 26 February 2015 whichever is the sooner. a a h e e is d e e at n d d e e of d d		26 Feb 2014	All informat ion release d on web 13/2/15

#	Date	Item Title	Confidential Order Details	Item being 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 durin 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 balance against the public interest in continued nor disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principal 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 contracting this matter and in relation to other contracting of the council of the Agenda Iter Opportunity for Strategic Land purchase is confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act order that the council report, related document and all minutes be retained in confidence until a contract is executed by the parties of 26 February 2015 whichever is the soone	on ic cic cic don- fit must be be cic cic cic cic cic cic cic cic cic ci		ne is on oe			
	2015								

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
	18 M 2015	Regional Tender for Waste, Recycling, Green Organic & Street Litter Bin Collection Services for Recycling/Gre n Organics Processing Services	Coordinator and the Contracts Coordinator be excluded from attendance at the meeting for Agenda Item 17.1 "Regional Tender for Waste Recycling, Green Organics & Street Litter Bills."	documents an all minute other than the name of contractor and the amount, be retained in confidence until the expire of the contract (including renewals) between SOLO Resource Recovery and Council.	disclosure of whice could reasonable be expected confer commercial advantage on person with who the Council proposing conduct busines and wou prejudice the commercial position of the Council in that the information, the disclosure of whice could prejudice the Council's commercial position durin negotiations. In addition the disclosure of the information woul on balance, the contrary to the public interest in public interest in public access the meeting has been balance against the public could resonable contrary to the public interest in public access the meeting has been balance against the public contrary to the public interest in public access the meeting has been balance against the public contrary to the public interest in public access the meeting has been balance against the public contrary to the public interest in public access the meeting has been balance against the public interest contracts the meeting has been balance against the public interest contracts the meeting has been balance against the public interest contracts the meeting has been balance against the public interest contracts the meeting has been balance against the public interest contracts the meeting has been balance against the public interest contracts the meeting has been balance against the public interest contracts the meeting has been balance against the public interest contracts the meeting has been balance against the public interest contracts the meeting has been been balance against the public interest contracts the meeting has been balance against the public interest contracts the meeting has been been been balance against the public interest contracts the meeting has been been been been been been been bee	renewals) between SOLO Resource Recovery and Council.	3 Oct 23	Within 12 months	

#	Date	Item Title	Confidential Order Details	Item being 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 the community in this matter and in relation to other contract negotiations. Agrees to award the tender for Waste, Recycling Green Organics & Street Litter Bin Collectic Services and for Recycling/Green Organic Processing Services for an estimated amount \$1,487,778 in year 1 to SOLO Resour Recovery. Section 91(7) Order Pursuant to Section 90 (3) (b) That having considered the Agenda Ite "Regional Tender for Waste, Recycling, Green Organics & Street Litter Bin Collection Service and for Recycling/Green Organics Processing Services" in confidence under 90(2) and (3)(b) the Local Government Act 1999, the Coun pursuant to Section 91(7) of the Act orders the council report, related documents and minutes other than the name of contractor at the amount, be retained in confidence until the expiry of the contract (including renewal between SOLO Resource Recovery and Council.)	em een ees eng of cil hat all had he els)	public at larger resulting from withholding the information outweighs the benefit to it disclosure of the information. The Council is satisfie that the princip that the meeting that the meeting conducted in place open to the public has been outweighed in the circumstances because the information outweighed in the circumstances of the information of the information of the information outweighed in the information of the information outweighed in the inf	ne ge			

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Council and the community in this matter and in relation to other contract negotiations. Section 91(7) Order Pursuant to Section 90 (3) (b) & (d) 12.That having considered the Agenda Item Mount Barker Town Centre Commercial Strategies Update in confidence under section 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until a contract for the sale and purchase of land has been executed and all of the pre conditions to settlement have been satisfied or in 12 months' time, whichever is the sooner.						

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Council and the community in this matter and in relation to other contract negotiations. Section 91(7) Order Pursuant to Section 90 (3) (b) & (d) That having considered the Agenda Item 17.1 Mount Barker Town Centre Land Strategy in confidence under section 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until a contract for the sale and purchase of land has been executed and all of the pre conditions to settlement have been satisfied or on 7 September 2016, whichever is the sooner.						

#	Date	е	Item Title	Confidential Order Details	Item being	Reason	Resolution	Last	Next	Date
					kept	regarding	Regarding Action	Review	Review	Released
					confidential	retention or		Date	Date	
					- Agenda/	recommend-				
					Attachment/	action to				
					Minutes	release				
Ç	99	21 Dec	Mount Barker	Section 90 (3) (b) Order	Council repo	rt The information	to Until a contract for the sale	4 Sep 17	3 Sep 18	3 22/12 –
		2015	Town Centre	1.Pursuant to Section 90(3)(b)	(with th					Public
			Land Strategy	Pursuant to Section 90(2) of the Loc	al exception o		or Woolworths land has been in executed by Council and all			agenda
			3, 3, 3, 3, 3, 3, 3, 3, 3, 3, 3, 3, 3, 3	Government Act 1999 the Council orders that a	all related	relation to th				on web
				members of the public except the Chi	ef I documents an					updated
				Executive Officer, four general Manager		information th				to include
				manager waste water operations and strateg and the Minute Secretary be excluded fro		disclosure of which				Point 13
				attendance at the meeting for Agenda Ite		could reasonab				
				Mount Barker Town Centre Land Strateg	ау	confer	a the sooner.			
				Update.		commercial				
				The Council is satisfied that pursuant to Section		advantage on				
				90(3)(b) of the Act, the information to be received, discussed or considered in relation		person with who the Council				
				this Agenda item is information the disclosure		conducting	is Exterided Refer #110			
				which could reasonably be expected to confer		business ar	nd			
				commercial advantage on a person with who	m	would prejudio				
				the Council is conducting business and wou		the commerci				
				prejudice the commercial position of the Council in that the information to be considered include		position of the Council in that the				
				financial information, the disclosure of which		information to b				
				could prejudice the Council's commerci		considered				
				position during negotiations.		includes financi				
				In addition the disclosure of this information		information, the				
				would, on balance, be contrary to the publications of the publicat		disclosure of which				
				interest. The public interest in public access the meeting has been balanced against the		Council's				
				public interest in continued non-disclosure of th		commercial				
				information. The benefit to the public at larg		position durin	ng			
				resulting from withholding the information		negotiations.				
				outweighs the benefit to it of disclosure of the		In addition the				
				information. The Council is satisfied that the principle that the meeting be conducted in		disclosure of the information would				
				place open to the public has been outweighed		on balance, b				
				the circumstances because the disclosure	of	contrary to the				
				Council's commercial position may severe		public interest.				
				prejudice Council's ability to be able to negotia						
				a cost-effective proposal for the benefit of the	ne					

# 1	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Council and the community in this matter and i relation to other contract negotiations. Section 91(7) Order 3. Pursuant to Section 90 (3) (b) & (d) That having considered Agenda Item Mour Barker Town Centre Land Strategy Update i confidence under 90(2) and (3)(b) of the Loca Government Act 1999, the Council pursuant t Section 91(7) of the Act orders that the counc report (with the exception of point 13 below related documents and all minutes be retained i confidence until a contract for the sale an purchase of the Woolworths land has bee executed by Council and all of the pre condition to settlement have been satisfied, or Woolworth sells the land to another party, or on 7 September 2016 whichever of these is the sooner.	nt n al o o iil), n d n s s					

#	Date	е	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
	100	21 Dec 2015	Recycled Wate Supply Agreement	Pursuant to Section 90(3)(h) Pursuant to Section 90(3)(h) Pursuant to Section 90(2) of the Loc Government Act 1999 the Council orders that a members of the public except the Chi Executive Officer, the four General Manager manager wastewater operations and strateg and the Minute Secretary be excluded fro attendance at the meeting for Agenda Ite Recycled Water Supply Agreement. The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation this Agenda item is information relating to legadvice, which will be discussed in detail with council members. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstance because a Council decision has not yet been made in relation to the advice. Section 91(7) Order Pursuant to Section 91(7) That having considered Agenda Item Recycle Water Supply Agreement in confidence und 90(2) and 3(h) of the Local Government A 1999, the Council pursuant to Section 91(7) the Act orders that the discussion, report attachments and all minutes be retained confidence until the above amendments to the Water Supply Agreement have been formalized by the execution of same by both parties or suclesser period as may be determined by the Chi Executive Officer and that this order be reviewed every 12 months.	all ef s, gy m m m on one oce otto all the oce oce oce oce oce oce oce oce oce oc		d, amendments to the Water Supply Agreement have been formalized by the execution of same by both parties or such lesser period as may be all determined by the Chief will Executive Officer and that in this order be reviewed		5 Sep 16	Released 11 August 2016

#	Date		Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
		2016								
1	01	15 Feb 2016	The Cedars Marketing & Pre-Feasibility Study	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Loc Government Act 1999 the Council orders that a members of the public except the Chi Executive Officer, four General Managers ar the Executive Assistant to the Mayor and Chi Executive Officer be excluded from attendance the meeting for the Agenda Item The Ceda Market and Pre-Feasibility Assessment. The Council is satisfied that pursuant to Sectic 90(3)(b) of the Act, the information to be received, discussed or considered in relation this Agenda item is information the disclosure which could reasonably be expected to confer commercial advantage on a person with who the Council is conducting business and wou prejudice the commercial position of the Council in that the information to be considered include financial information, the disclosure of whice could prejudice the Council's commercial position during negotiations. In addition the disclosure of this informatic would, on balance, be contrary to the public interest. The public interest in public access the meeting has been balanced against the public interest in 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 place open to the public has been outweighed the circumstances because the disclosure Council's commercial position may severe prejudice Council's ability to be able to negotia a cost-effective proposal for the benefit of the council of the council of the council of the council of the public access.	all ef ind ef ind ef ind ef int ef in	disclosure of which could reasonable expected confer commercial advantage on person with who the Council conducting business all would prejuding the commercial conduction of the commercial control in that the considered includes finance	committee progressively releases the individual attachments as public documents or 17 May 2016 whichever of these is the sooner or such lesser period as may be determined by the Chief Executive Officer.	8 Oct 19	Within 12 months	Council report, minute, attachment s 2 & 3 to council report released 18/4/16 & on council's website 20/4/16 Attachment released 19/9/19

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
102	21 Mar 2016	Council Wastewater Services – New Customer	Section 90 (3) (d) Order Pursuant to Section 90(3)(d) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Four General Managers and Minute Secretary be excluded from attendance at the meeting for Agenda Item 17.1 Council Wastewater Service – New Customer. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of the entity with whom Council is negotiating a Wastewater Commitment Deed. In addition, the disclosure of this information would, on balance, be contrary to the public interest as Council is negotiating in a competitive environment to secure a new sewer customer and significant future revenues and the Wastewater Commitment Deed requires confidentiality of specified commercial information. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving	Council report, attachment and all minutes	the information to be received, discussed or considered in relation to this Agenda item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of the entity with whom Council is negotiating a Wastewater Commitment Deed. In addition, the disclosure of this information would, on balance, be contrary to the public interest as Council is negotiating in a competitive environment to secure a new sewer customer and significant future revenues and the	Until the requirement for confidentiality by virtue of the ready to be executed Wastewater Commitment Deed between Council and the developer has ceased, this is currently expected to be around 2025 and that this order be reviewed every 12 months.	3 Oct 23	Within 12 months	

115 DOC/23/136835 web

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

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
104	6 June 2016	Mount Barker and Tourist Caravan Park	Pursuant to Section 90(3)(q) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except CEO, General Manager Corporate Services, General Manager Council Services, General Manager Planning and Development, General Manager Infrastructure and Projects, Risk and Governance Officer and Minute Secretary be excluded from attendance at the meeting for Agenda Item 17.1 Confidential Report - Mount Barker Tourist and Caravan Park. The Council is satisfied that pursuant to Section 90(3)(g) of the Act, the information concerning matters that must be considered in confidence in order to ensure that the Council does not breach a law, order or direction of a court or tribunal constituted by law, and breach any other legal obligation or duty in that Council is legally obliged to consider this matter in confidence and that it also contains matters related to a confidential agreement. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information would be acting contrary to law as permission has only been granted to provide this information to Council. That having considered Agenda Item 17.1 Confidential Report - Mount Barker Tourist and Caravan Park in confidence under 90(2) and 3(g) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report and attachment remain confidential until the	Council report and attachment	Information concerning matters that must be considered in confidence in order to ensure that the Council does not breach a law, order or direction of a court or tribunal constituted by law, and breach any other legal obligation or duty in that Council is legally obliged to consider this matter in confidence and that it also contains matters related to a confidential agreement. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information would be acting contrary to law as permission has	such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	3 Oct 23	Within 12 months	Minute released 4 August 2016 and on Council's website 4 August 2016

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Pursuant to Section 91(7) That having considered Agenda Item 17 Adelaide Hills Region Waste Manageme Authority, in confidence under 90(2) and 3(I) and (i) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the A orders that the report, attachments 1, 3 - and minutes be retained in confidence un the end the conclusion of the legal proces and any appeal or a negotiated settleme whichever is the sooner; and attachment 2 the retained until 30 June 2021, or such lesse period as may be determined by the Chi Executive Officer and that this order to reviewed every 12 months.	nt h) ne ct 5 til ss nt pe er ef	conducted in place open to t public has be outweighed in t circumstances because t disclosure of the information m	he he he be a he en he he he a he on			

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

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/	Reason regarding retention or recommend- action to	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
				Minutes	release				
			Council and the community in this matter and i	n	for the benefit				
			relation to other contract negotiations.		the Council a				
			The Council is satisfied that pursuant to Section		this matter and	in			
			90(3) (d) of the Act, the information to b		relation to oth	her			
			received, discussed or considered in relation this Agenda item is commercial information of		contract negotiations.				
			confidential nature (not being a trade secret) th		nogonanono.				
			disclosure of which could reasonably b	е					
			expected to :						
			• prejudice the commercial position of the	е					
			person who supplied the information or						
			to confer a commercial advantage on a thir	d					
			party.						
			In addition, the disclosure of this information						
			would, on balance, be contrary to the publi						
			interest. The public interest in public access the the meeting has been balanced against the						
			public interest in the continued non-disclosure	of					
			the information. The benefit to the public at larg	е					
			resulting from withholding the information						
			outweighs the benefit to it of disclosure of the information. The Council is satisfied that the						
			principle that the meeting be conducted in						
			place open to the public has been outweighed i						
			the circumstances because the disclosure of th information may result in a competitor receiving						
			the information to the detriment of the potential						
			tenderer.						
			Pursuant to Section 91(7)						
			Fursualit to Section 91(1)						
			That having considered Agenda Item 17.						
			Adelaide Hills Recreation Centre Contra	ct					
			Extension with YMCA in confidence under 90(2 and 3(d) of the Local Government Act 1999, the						
			Council pursuant to Section 91(7) of the Ad						
			orders that the Council report, attachment and a						

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			because the disclosure of Council's		the meeting has				
			commercial position may severely prejudice		been balanced				
			Council's ability to be able to negotiate a		against the public				
			cost-effective proposal for the benefit of the		interest in				
			Council and the community in this matter and		continued non-				
			in relation to other land contract negotiations.		disclosure of this information. The				
			Pursuant to Section 90 (3) (b) & (d)		benefit to the				
			r disdant to Scotlon 30 (b) (b) a (d)		public at large				
			That having considered the Agenda Item 17.2		resulting from				
			Proposed sale of Portions of unmade road known		withholding the				
			as Haines Road, Mt Barker in confidence under		information				
			section 90(2) and (3)(b) of the Local Government		outweighs the				
			Act 1999, the Council pursuant to Section 91(7)		benefit to it of				
			of the Act orders that the council report, related		disclosure of the				
			documents and all minutes be retained in confidence until contracts for the sale and		information. The Council is satisfied				
			purchase of land (both Parcel 1 and 2) have been		that the principle				
			executed and all of the pre conditions to		that the meeting be				
			settlement have been satisfied or on 4 July 2017,		conducted in a				
			whichever is the sooner.		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				

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

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

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

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

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

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

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

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

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

#	Date	Item Title	Confidential Order Details	kept confidential - Agenda/ Attachment/	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
1	17 Octob 2016	er City Centre Land Strateg	Pursuant to Section 90/2) of the Lor	all minutes be retained in confidence with the exception of the exchange with the Mount Barke District Residents' Association, until the Council has concluded commercial negotiations of the strategic sites referenced in this item or such lesser period as may be determined by the Chie Executive Office and that this order be reviewed every 12 months.	on balance, be contrary to the public interest in public access the meeting har been balance against the public interest continued nor disclosure of the information. The benefit to the public at largresulting from withholding the information outweighs the benefit to it disclosure of the information. The Council is satisfied that the principal that the meeting be conducted in place open to the public has been outweighed in the circumstances because the disclosure Council's commercial position maseverely prejudic Council's ability to	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	3 Oct 23	Within 12 months	Attachment 3 only released on web 22/12/16 Attachments 2 and 5 released on web 26/08/22

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

#	Date	Item Title	Confidential Order Details	Item being	Reason	Resolution	Last	Next	Date
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	2017									
113	16 January 2017	Public Lighting Services Business Case	1.	Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except all General Managers, Acting General Manager Council Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 17.1 – Public Lighting Services Business Case. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public at large resulting from withholding the information outweighs the benefit to it of disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that 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	minutes be retained in confidence until the attached report is released by the Report Author or such lesser period as	The disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice	Until the attached report is released by the Report Author or such lesser period as may be determined by the Chief Executive Officer that this order be reviewed every 12 months.	3 Oct 23	Within 12 months	

#	Date	е	Item Title	Confidential Order Details	kept confidential - Agenda/ Attachment/	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
				Council's ability to be able to negotiate cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. Section 91(7) Order 3. Pursuant to Section 90 (3) (b) & (d) That having considered Agenda Item 17.1 Public Lighting Services Business Case confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act order that the council report, related document and all minutes be retained in confidence until the attached report is released by the Report Author or such lesser period as made determined by the Chief Executive Office that this order be reviewed every 12 months.	ne e e e e e e e e e e e e e e e e e e	Council's ability to be able to the second the council and the community in the contract negotiations.	to t- al of d n			
	114	Special Audit Committee 24 April 2017	Appointment of External Auditor	Pursuant to Section 90(3)(k) 1. Pursuant to Section 90(2) of the Loc Government Act 1999 the Committee order that all members of the public excelled General Manager Corporate Services Manager Finance and the Risk and Governance Officer, be excluded from attendance at the meeting for Agenda Iter 3.1 Appointment of External Auditor. The Committee is satisfied that pursuant is 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 principal that the meeting be conducted in a place open to the public has been outweighed the circumstances because the informatic to be disclosed and discussed has the	retained ir confidence until the contract has concluded and that this order be reviewed every 12 months.	be disclosed an discussed has the potential to impart adversely on each of the tenderers are competitive	d concluded and that this order be reviewed every 12 months.	3 Oct 23	Within 12 months	

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			potential to impact adversely on each of the tenderers as competitive commercial information will be disclosed. Pursuant to Section 91(7) 5. That having considered Agenda Item 3 Appointment of External Auditor confidence under 90(2) and 3(k) of the Loc Government Act 1999, the Council pursual to Section 91(7) of the Act orders that the tender documents be retained in confidence until the contract has concluded and that the order be reviewed every 12 months. This order is subject to Section 91(8)(b) the Act which provides that details of the identity of the successful tenderer must be released once Council has made selection. In addition Section 91(8)(ba) the Act requires details of the amount 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.	al .1 in in in in ine ce cis of ne ce a of so or ce ce					

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1	115	1 May 2017	Adelaide Hills Region Waste Management Authority		That the discussion, report, all attachments are all minutes (with the exception of recommendation, and the exception of the	release The Council satisfied th pursuant Section 90(3)(h) the Act, the information to be received, discussed considered relation to the Agenda item information relating to leg advice, which we discussed detail with councils	Authority is determined and any subsequent appeal process has also concluded, or the matter is settled by the parties through a commercial agreement, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.			Recommendatio n 3 b) and Draft Annual Business Plan released 5 May 2017 Report, Attachments Minutes released on website 30 September 2022
				Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed in detail with council members. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter. Pursuant to Section 91(7) 4. That having considered Agenda Item (Adelaide Hills Region Waste Managemen Authority) in confidence under 90(2) and 3(h of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Acorders that the discussion, report	determined ar any subseque appeal proces has als concluded, or the matter is settled by the partie of through ecommercial agreement, described by the period as may be determined by the Chin Executive Office and that the order be reviewed ever 12 months.	principle that the meeting to conducted in place open to the public has been outweighed in the circumstances because a Coundecision has not relation to the advice and is subject matter.	he be a he he cil not in			

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			attachments and all minutes (with the exception of recommendation 3 b) and the attached Annual Business Plan) be retained in confidence (until the action by Souther Waste ResourceCo against the Adelaid Hills Region Waste Management Authority determined and any subsequent appearances has also concluded, or the matter is settled by the parties through a commercial agreement, or such lesser period as may be determined by the Chief Executive Office and that this order be reviewed every 1 months.	e d n e e s s al e e e e e e e e e e e e e e e e e e					

#	Date	•	Item Title	Confidential Order Details	kept confidential - Agenda/ Attachment/	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
	16	5 June 2017	Confidential Item: Strategic Land Parcel	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Loca Government Act 1999 the Council order that all members of the public except the Chief Executive Officer, Deputy Chie Executive Officer / General Manage Infrastructure and Projects General Manager Planning and Development General Manager Corporate Services and Acting Executive Assistant to the Mayound CEO, be excluded from attendance at the meeting for Agenda Item 18. Strategic Land Parcel. The Council is satisfied that pursuant the Section 90(3)(b) of the Act, the information to be received, discussed considered in relation to this Agenda Item is information the disclosure of whice could reasonably be expected to confer 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 the information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of the information. The benefit to the public alarge resulting from withholding the information outweighs the benefit to it disclosure of the information. The Council.	retained ir confidence unti the Council has concluded al commercial negotiations and settled the purchase of portion of the subject land of resolves that Council no longer has a direct interest in the subject land of such lessel period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	The Council satisfied the pursuant Section 90(3)(b) the Act, the information to the received, discussed considered relation to the Agenda Item information the disclosure of white could reasonable expected confer commercial advantage on person with who the Council is: - Conducting business; or - Proposing conduct business; ar	negotiations and settled the purchase of portion of the subject land or resolver that Council no longer has a direct interest in the subject land or such lesser perior as may be determined by the Chief Executive Officer and that this order breviewed every 12 months as me to the chief t		3 Sep 18	Report, attachments and Minutes released on website 9 May 2018

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#	Date	Item Title	Confidential Order Details	Item being	Reason	Resolution	Last	Next	Date
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			is satisfied that the principle that the	ne	the meeting h	nas			
			meeting be conducted in a place open		been balance				
			the public has been outweighed in the		against the pub				
			circumstances because the disclosure		interest	in			
			Council's commercial position ma			on-			
			severely prejudice Council's ability to b		disclosure of t				
			able to negotiate a cost-effective propos			The The			
			for the benefit of the Council and the	ne		the			
			community in this matter.		public at lar	rge			
						om			
			Section 91(7) Order		withholding t	the			
			Pursuant to Section 90 (3) (b)		information				
			That having considered Agenda Ite	m	outweighs t	the			
			18.1 Strategic Land Parcel		benefit to it	of			
			confidence under 90(2) and (3)(b) of the		disclosure of t				
			Local Government Act 1999, th		information. T				
			Council pursuant to Section 91(7) of the		Council is satisfi				
			Act orders that the council repo		that the princip				
			related documents and all minutes b		that the meeting				
			retained in confidence until the Council		conducted in				
					place open to t				
			negotiations and settled the purchase		public has be				
			portion of the subject land or resolve		outweighed in t	tne			
			that Council no longer has a dire		circumstances				
			interest in the subject land or suc			the			
			lesser period as may be determined by		disclosure	of			
			the Chief Executive Officer, and the		Council's				
			this order be reviewed every 12 month	IS.	commercial				
						nay			
			That having reviewed the confidentiality		severely prejudi				
			orders related to the retention of		Council's ability	to			
			confidentiality orders for:		be able	to			
					negotiate a co	ost-			
			- 7 September 2015 - Mount Bark	er	effective propos				
			Town Centre Commercial Strategie		for the benefit				
			Update;		the Council a				
			- 19 October 2015 – Mount Barker Tow	vn	the community				
			Centre Land Strategy ;	•••	this matter.				
			- 21 December 2015 – Mount Bark	er	tillo matton				
			Town Centre Land Strategy; and						
			Town Centre Land Strategy, and						

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

#	Date		Item Title	Confidential Order Details	confidential - Agenda/ Attachment/	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
		7 August 2017	Confidential Item — Hillgrove Resources Debt	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Infrastructure & Projects, General Manager Planning and Development, General Manager Corporate Services, General Manager Council Services, th Minute Secretary and Risk and Governance Officer, be excluded from attendance at the meeting for Agenda Item Hillgrove Resources Debt. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.	confidence unt the debt i reduced to onl the amount that is current, con such lesse period as may be determined be the Chie Executive Office and that thi order be reviewed ever 12 months.	d satisfied the pursuant section 90(3)(b) the Act, the information to be received, discussed considered relation to the agenda item information the disclosure of white could reasonable be expected prejudice the commercial position of the Council. In addition the disclosure of the information would on balance, the contrary to the public interes in public access the meeting has been balance against the public interest continued no disclosure of the information. The benefit to the public at larger resulting from the section 90(3)(b) the Act, the information the disclosure of the information. The public at larger resulting from the contract of the contract of the public at larger resulting from the contract of the contract	only the amount that is current, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	2 Oct 18	Within 12 months	Report attachments and minutes on website 5 September 2019

#	Date	Item Title	Confidential Order Details	Item being 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) & (d) That having considered Agenda Item Hillgrove Resources Debt, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the debt is reduced to only the amount that is current, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		benefit to it disclosure of t information. T Council is satisfit that the princip that the meeting conducted in place open to t public has be outweighed in to circumstances because the disclosure Council's commercial	he he ed ble be a he en he of ay ce to to st-sal of nd			

# C	Date	Item Title		tem being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
118	7 August 2017	Confidential Item – Strategic Land Parcel	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the	retained i	d satisfied that d pursuant t e Section 90(3)(b) o n the Act, th	ut at Urban have concluded all commercial negotiations and either settled the purchase of portion of the	4 000 17	3 Sep 18	Report, attachment s and Minutes released

on website resolved and Burke Urban Chief Executive Officer, Deputy Chief the Council and received. 9 May Executive Officer/General Manager Burke Urban discussed has advised Council of no or Infrastructure and Projects, General longer having a direct 2018 have concluded considered in Manager Planning and Development, all commercial interest in the subject land relation to this General Manager Corporate Services, negotiations and Agenda Item is or such lesser period as General Manager Council Services, the either settled the information may be determined by the the Minute Secretary and Risk and Governance purchase of disclosure of which Chief Executive Officer, Officer, be excluded from attendance at the portion of the could reasonably and that this order be meeting for Agenda Item 18.2 Strategic subject land or be expected to reviewed every 12 months. Land Parcel. Council confer has resolved and commercial advantage on a The Council is satisfied that pursuant to Burke Urban has Section 90(3)(b) of the Act, the information advised Council person/entity with to be received, discussed or considered in whom the Council of no longer relation to this Agenda Item is information having a direct the disclosure of which could reasonably be interest in the Conducting expected to confer a commercial advantage subject land or business; or on a person/entity with whom the Council is: such lesser Proposing to Conducting business; or period as may be conduct Proposing to conduct business; and determined by business; and Would prejudice the commercial the Chief Would position of the Council. Executive prejudice the Officer, and that commercial In addition the disclosure of this information this order be position of the would, on balance, be contrary to the public reviewed every Council. interest. The public interest in public access 12 months. to the meeting has been balanced against In addition the the public interest in continued nondisclosure of this disclosure of this information. The benefit to information would, the public at large resulting from withholding on balance, be the information outweighs the benefit to it of contrary to the disclosure of the information. The Council is public interest. The satisfied that the principle that the meeting public interest in

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			be conducted in a place open to the pubhas been outweighed in the circumstance because the disclosure of Council commercial position may severely prejudic Council's ability to be able to negotiate cost-effective proposal for the benefit of the Council and the community in this matter. 5. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18 Strategic Land Parcel in confidence und 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 1(7) of the Act orders that the cound report, related documents and all minutes be retained in confidence until the Council and Burke Urban have concluded all commerce negotiations and either settled the purchast of portion of the subject land or Council have concil of no longer having a direct interes in the subject land or such lesser period a may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	es e	continued not disclosure of the information. The benefit to the public at larger resulting from withholding the information outweighs the benefit to it disclosure of the information. The Council is satisfied that the principe that the meeting that the conducted in place open to the public has been outweighed in the circumstances because the disclosure Council's commercial position maseverely prejudic Council's ability is discounted.	as sed dicc in non-nis in e ne			

#	Date		Item Title	Confidential Order Details	kept confidential - Agenda/ Attachment/	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
		ugust 017	Confidential – Code of Conduct Investigation by the Ombudsman	1. Pursuant to Section 90(3)(g) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Deputy Chief Executive Officer/General Manager Infrastructure and Projects, General Manager Council Services, General Manager Planning and Development, General Manager Corporate Services, Minute Secretary, Risk and Governance Officer be excluded from attendanc at the meeting for Agenda Item Confidential – Code of Conduct Investigation by the Ombudsman. The Council is satisfied that pursuant to Section 90(3)(g) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information concerning matters that must be considered in confidence in order to ensure that the Council does not: • breach any law, order or direction of court or tribunal constituted by law; • breach any duty of confidence, or • breach any other legal obligation of duty in that the Ombudsman's Final Report has not been made public by the Ombudsman. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstance because the Ombudsman's Final Report contains reference to third parties. 5. Pursuant to Section 91(7) That having considered Agenda Item Code of Conduct Investigation by the Ombudsman in	Attachment Final Report from the Ombudsman Own Initiative Investigation of Complaint and e the letter of complaint about Cr Susan Hamilton remain confidential and not be placed of Council's website until or the Ombudsman has determined to publich a release the report on him website or the AustLII website or such lesse period as may be determined be the Chie Executive Office and that this order	satisfied that the principle that the principle that the meeting to conducted in place open to the public has been outweighed in the circumstances because the Ombudsman's Final Report contains reference to third parties.	has determined to publicly release the report on his website or the AustLII website, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.			Council report and minutes released 7 August 2017 Report, minutes and attachment s on Council website 15 August 2017

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

#	Date	Item Title	Confidential Order Details	Item being	Reason	Resolution	Last	Next	Date
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				Attachment/	action to				
				Minutes	release				

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			1999, the Council pursuant to Section 91(of the Act orders that the report, attachmer and all minutes be retained in confident until 6 September 2018 or such lesser perio as determined by the Chief Executive Offic and that this order be reviewed every months.	nt, ce od er					

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					Minutes	release				
•	121	3 October 2017	Tender	Section 90 (3) (b) Order Pursuant to Section 90(3)(b)	That the discussion,		is Until 4 weeks following the execution of the contracts		Within 12	
		2017	Evaluation for	1. Pursuant to Section 90(2) of the Loca			to for both the AHRC and Mt		months	released on
			the	Government Act 1999 the Council orders						website 13 October
			Management	that all members of the public except the	e all minute		he such lesser period as may			2017
			of Adelaide	Chief Executive Officer, Deputy Chie		information to I				Report on
			Hills	Executive Officer / General Manage		received,	Executive Officer.			website 14
			Recreation	Infrastructure and Projects, Genera Manager Corporate Services, Genera			or in			January
			Centre and	Manager Council Services, Manage			nis			2019
			Mount Barker	Planning Policy and Strategy, Building and		Agenda item				
			Mountain Pool	Recreation Manager, Strategic Projects	s		he			
				Manager and Minute Secretary be excluded		disclosure of which				
				from attendance at the meeting for Agenda Item 18.1 (Tender Evaluation for the		would prejudie				
				Management of the Adelaide Hills		position of the				
				Recreation Centre and Mt Barker Mountain		Council.				
				Pool).						
						In addition the				
				The Council is satisfied that pursuant to		disclosure of th				
				Section 90(3)(b) of the Act, the information to be received, discussed or considered in		information would on balance, I				
				relation to this Agenda item is information		contrary to the				
				the disclosure of which would prejudice the		public interes				
				commercial position of the Council.		The public interes				
						in public access				
				In addition the disclosure of this information would, on balance, be contrary to the public		the meeting had been balance				
				interest. The public interest in public access		been balance against the pub				
				to the meeting has been balanced agains			in			
				the public interest in continued non	ı -	continued no				
				disclosure of this information. The benefit to		disclosure of the				
				the public at large resulting from withholding			he			
				the information outweighs the benefit to it of disclosure of the information. The Council		benefit to the public at large	he			
				is satisfied that the principle that the		resulting from	<u> </u>			
				meeting be conducted in a place open to the			he l			
				public has been outweighed in the	Э	information				
				circumstances because the disclosure of			he			
				Council's commercial position may severely	У	benefit to it	of			

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			prejudice Council's ability to be able negotiate a cost-effective proposal for the benefit of the Council and the community this matter and in relation to other contranegotiations. 6. Pursuant to Section 91(7) that having considered Agenda Item 18.1 (Tende Evaluation for the Management of the Adelaide Hills Recreation Centre and Mt Barker Mountain Pool) in confidence under 90(2) and 3(b) of the Loc Government Act 1999, the Council pursuant to Section 91(7) of the Active orders that the discussion, report attachments and all minutes remanded confidential until 4 weeks following the execution of the contracts for both the AHRC and Mt Barker Mountain Pool of such lesser period as may be determined by the Chief Executive Officer.	ne in ct and a ce al cil ct rt, in ne	disclosure Council's commercial position m severely prejudi Council's ability	he ed ble be a he en he en he of ay ce to to states al of nd in in in			

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			be conducted in a place open to the public has been outweighed in the circumstance because the disclosure of Council commercial position may severely prejudic Council's ability to be able to negotiate cost-effective proposal for the benefit of the Council and the community in this matter. Section 91(7) Order 7. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18. Strategic Land Parcel in confidence under 90(2) and (3)(b) of the Local Government Area 1999, the Council pursuant to Section 91(7) of the Act orders that the council report related documents and all minutes be retained in confidence until the Council and Burke Urban have concluded all commercianegotiations and either settled the purchas of the subject land or Council has resolved and Burke Urban has advised Council of not longer having a direct interest in the subject land or such lesser period as may be determined by the Chief Executive Office and that this order be reviewed every 1 months.	es s's see a lee lee lee lee lee lee lee lee lee	continued no disclosure of the information. The benefit to the public at lar resulting from withholding the information outweighs the benefit to it disclosure of the information. The Council is satisfit that the principation that the meeting conducted in place open to the public has be outweighed in the circumstances because the disclosure commercial position in the severely prejudice.	as ed olic in on-			

#	Date		Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
		GOctober 1017	Chief Executive Officer's Annual Performance Review	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that al members of the public be excluded from attendance at the meeting for Agenda Item 17.1 Chief Executive Officer's Annual Performance Review. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the persona affairs of the Chief Executive Officer in that details of his performance review will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstance because the disclosure of details of the Chief Executive Officer's performance may premature be disclosed before the details of the review have been discussed with the Chief Executive Officer.	al e s	satisfied the pursuant Section 90(3)(a) the Act, it information to received, discussed considered relation to the Agenda item information the disclosure of white would involve the unreasonable disclosure information concerning the personal affairs the Chie Executive Official in that details of the performance review will addiscussed. The Council satisfied that the principle that the meeting conducted in place open to the public has becoutweighed in the circumstances because the received, discussed.	he be or in his is he ch he of ief he he be a he en he of ief r's			Report, attachments and Minutes released on website 13 October 2017

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

#	Date		Item Title	Confidential Order Details	kept confidential	Reason regarding retention or recommend-	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					Attachment/	action to release				
1		6 November 2017	Debt to	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Concentration of the Council order		satisfied the pursuant Section 90(3)(b)	to current, or such lesser of period as may be	2 Oct 18	Within 12 months	Report attachments and minutes on website 5
			Council Update	Government Act 1999 the Council order that all members of the public except the Chief Executive Officer, Deputy Chie Executive Officer/General Manage Infrastructure & Projects, General Manage Planning and Development, General Manager Corporate Services, General Manager Council Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item Hillgrow Resources Debt to Council Update. The Council is satisfied that pursuant the Section 90(3)(b) of the Act, the 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 nor disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstance because the disclosure of Council' commercial position may severely prejudic Council's ability to be able to negotiate.	e e e e e e e e e e e e e e e e e e e	considered relation to the agenda item information to disclosure of white could reasonable expected prejudice the commercial position of the Council. In addition the disclosure of the information would on balance, the contrary to the public interest in public access the meeting has been balance against the public interest continued no disclosure of the information. The benefit to the public at larger resulting from	Executive Officer and that this order be reviewed every 12 months. Executive Officer and that this order be reviewed every 12 months.			September 2019

#	Date	Item Title	Confidential Order Details	Item being 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) & (d) That having considered Agenda Itel Hillgrove Resources Debt to Counc Update, in confidence under 90(2) and (3)(I of the Local Government Act 1999, the Council pursuant to Section 91(7) of the A orders that the council report, relate documents and all minutes be retained confidence until the debt is reduced to on the amount that is current, or such lesse period as may be determined by the Chi- Executive Officer and that this order b reviewed every 12 months.	m cil b) ne ct ct di in ly er	benefit to it disclosure of the information. The Council is satisficated that the principal that the meeting and conducted in place open to the public has become a circumstances because the disclosure council's commercial position made severely prejudic Council's ability	he he ed ble be a he een he of ay ce to to st-sal of nd			

#	Date	е	Item Title	Confidential Order Details	kept confidential - Agenda/ Attachment/	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
	125	6 Novembe 2017	City Centre Strategic Partnering Opportunity	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Loca Government Act 1999 the Council orders the all members of the public except the Chie Executive Officer, Deputy Chief Executive Officer / General Manager Infrastructure an Projects, General Manager Planning an Development, General Manager Corporat Services, General Manager Council Services Strategic Projects Manager and Minut Secretary, be excluded from attendance at the meeting for Agenda Item 18.2 City Centres Strategic Partnering Opportunity. The Council is satisfied that pursuant the Section 90(3)(b) of the Act, the information the received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person/entity with whom the Council is: Conducting business or proposing the 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 the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public alarge resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstance.	at effective and and at effective and at	satisfied the pursuant section 90(3)(b) of the Act, the information to be received, discussed considered relation to the Agenda Item information the disclosure of whice could reasonable expected confer commercial advantage on person/entity with whom the Councies: Conducting business	commercial negotiations and either settled the purchase of the subject land or Council has resolved and Burke Urban has advised Council of no longer having a direct interest in the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.			Report, attachments and Minutes released on website 9 May 2018

# Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
		because the disclosure of Council	's	public access	to			
		commercial position may severely prejudic Council's ability to be able to negotiate a cos effective proposal for the benefit of the Council and the community in this matter. Section 91(7) Order 8. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18. City Centre Strategic Partnering Opportuni in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act order that the council report, related document and all minutes be retained in confidence until the Council and Burke Urban have concluded all commercial negotiations are either settled the purchase of the subject land or Council has resolved and Burke Urban has advised Council of no long having a direct interest in the subject land of such lesser period as may be determined by the Chief Executive Officer, and that the order be reviewed every 12 months.	ce est-cil 22 tyy lee cil rs ts see ere did ct see er cor cyy	the meeting have been balance against the publinterest continued no disclosure of the information. The benefit to the public at largure sulting from withholding the information outweighs the benefit to it disclosure of the information. The council is satisfied that the meeting because the circumstances because the disclosure council's commercial position maseverely prejudic council's administrative meeting because the circumstances because the disclosure council's commercial position maseverely prejudic council's ability	as ed dic in on-ins he he ge om he he ed ble be a he en he of he he en he of he state of to to state of nd			

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

126	4	Mount Barker	Section 90 (3) (g) Order	Discussion,	The Council is	Should remain confidential	3 Oct 23	Within 12
0	December	WWTP - CMF		report,	satisfied that	and that this order be	0 001 20	months
	2017	Upgrade: Project	1. Pursuant to Section 90(3) (g)	attachments and	pursuant to	reviewed every 12 months.		monus
		Close-Out	Pursuant to Section 90(2) of the Local	all minutes	Section 90(3)(g) of	,		
			Government Act 1999 the Council orders		the Act, the			
			that all members of the public except the		information to be			
			Chief Executive Officer, Deputy Chief		received,			
			Executive Officer / General Manager		discussed or			
			Infrastructure and Projects, General		considered in			
			Manager Planning and Development,		relation to this			
			General Manager Corporate Services,		Agenda item is			
			General Manager Council Services and		information			
			Minute Secretary be excluded from		concerning			
			attendance at the meeting for Agenda Item		matters that must			
			Mount Barker WWTP CMF Upgrade Project		be considered in			
			Close-Out.		confidence in order			
					to ensure that the			
			The Council is satisfied that pursuant to		Council does not			
			Section 90(3)(g) of the Act, the information		breach a legal			
			to be received, discussed or considered in		obligation in that			
			relation to this Agenda item is information		the Settlement			
			concerning matters that must be considered		Agreement			
			in confidence in order to ensure that the		between Council			
			Council does not breach a legal obligation in		and Guidera			
			that the Settlement Agreement between		O'Connor requires			
			Council and Guidera O'Connor requires		confidentiality.			
			confidentiality.		The Council is			
			The Council is postisfied that the principle that		The Council is			
			The Council is satisfied that the principle that		satisfied that the principle that the			
			the meeting be conducted in a place open to the public has been outweighed in the		meeting be			
			circumstances because of the legal		conducted in a			
			obligation on Council.		place open to the			
			obligation on Council.		public has been			
					outweighed in the			
					circumstances			
					because of the			
					legal obligation on			
					Council.			

#	Date	Item Title	Confidential Order Details	Item being 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 91(7) That having considered Agenda Item Mour Barker WWTP CMF Upgrade Project Close Out in confidence under 90(2) and 3(g) of the Local Government Act 1999, the Counc pursuant to Section 91(7) of the Act orde that the discussion, report, attachments ar all minutes should remain confidential ar that this order be reviewed every 12 month	e- of cil rs ad					

#	Date		Item Title	Confidential Order Details	kept confidential - Agenda/ Attachment/	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
	127	15 Januar 2018	y Strategic Land Acquisition	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Loca Government Act 1999 the Council order that all members of the public except th Chief Executive Officer, Deputy Chie Executive Officer / General Manager Infrastructure and Projects, General Manager Planning and Developmen General Manager Corporate Services, Ar General Manager Council Services, an Minute Secretary, be excluded fror attendance at the meeting for Agenda Iter 18.1 Strategic Land Acquisition. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantag on a person/entity with whom the Council is Conducting business or proposing to conduct business; and Would prejudice the commercial position of the Council. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced agains the public interest in continued nor disclosure of this information. The benefit to the public at large resulting from withholdin the information outweighs the benefit to it of disclosure of the information. The Council satisfied that the principle that the meetin be conducted in a place open to the public	rs ne e ef er	satisfied the pursuant of Section 90(3)(b) of the Act, the information to be received, discussed considered relation to the Agenda Item information the disclosure of whice could reasonable expected of the section of	the Council and related parties have concluded all commercial negotiations and either settled the purchase of the subject land or Council has resolved to no longer have a direct interest in acquiring the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	2 Oct 18	Within 12 months	Report, attachments and Minutes released on website 26 August 2019

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/	Reason regarding retention or recommend- action to	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
				Minutes	release				
				- Williates	TCICUSC	<u> </u>			
			has been outweighed in the circumstance	26	in public access	: to			
			because the disclosure of Council		the meeting h				
			commercial position may severely prejudic		been balanc				
			Council's ability to be able to negotiate		against the pub				
			cost-effective proposal for the benefit of th			in			
			Council and the community in this matter.		continued no	on-			
					disclosure of the	his			
			Section 91(7) Order		information. T				
						the			
			2. Pursuant to Section 90 (3) (b)		public at lar	<u> </u>			
			That having considered Agenda Item 18.			om			
			Strategic Land Acquisition in confidence			the			
			under 90(2) and (3)(b) of the Loc Government Act 1999, the Council pursual	di	information outweighs t	the			
			to Section 91(7) of the Act orders that the	111	benefit to it				
			council agenda item, related documents an		disclosure of t				
			all minutes be retained in confidence un		information. T				
			the Council and related parties have		Council	is			
			concluded all commercial negotiations an		satisfied that t				
			either settled the purchase of the subject		principle that t				
			land or Council has resolved to no longe			be			
			have a direct interest in acquiring the subje	ct	conducted in	а			
			land or such lesser period as may b	e	place open to t	the			
			determined by the Chief Executive Office		public has be				
			and that this order be reviewed every 1	2	outweighed in t	the			
			months.		circumstances				
						the			
						of			
					Council's commercial				
						nay			
					severely prejudi				
					Council's ability	to			
						to			
					negotiate a co				
					effective propos				
					for the benefit				
					the Council a	ind			
					the community	in			
					this matter.				

#	Date	•	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
	128	15 Janua 2018	Prudential and other reports – Land Acquisition	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Loc Government Act 1999 the Council orde that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer / General Manager Infrastructure and Projects, Gener Manager Planning and Developmer General Manager Council Services are Minute Secretary, be excluded from attendance at the meeting for Agenda Item 18.2 Prudential Report Land Acquisition. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person/entity with whom the Council in Conducting Dusiness or proposing a 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 again the public at large resulting from withholding the public at large resulting from withholding the information outweighs the benefit to it disclosure of the information. The Council satisfied that the principle that the meeting be conducted in a place open to the public be conducted in a place open to the public conducted in a place open to the public interest in conducted in a place open to the public interest in conducted in a place open to the public interest in conducted in a place open to the public interest in conducted in a place open to the public interest in conducted in a place open to the public interest in conducted in a place open to the public interest in conducted in a place open to the public interest in conducted in a place open to the public interest in conducted in a place open to the public interest in conducted in a place open to the public interest in conducted in a place open to the public interest in conducted in a place open to the public interest in conducted in a p	the attache Prudential Report with an commercial is confidence information to first be redacted and all minute be retained is confidence. To on	d satisfied the pursuant Section 90(3)(d of the Act, the information to be received, discussed considered or relation to the Agenda Item information the disclosure which course	the Council and the related party have concluded all commercial negotiations and either settled the purchase of the subject land or Council has resolved and the related party has advised Council of no longer having a direct interest in the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months. The control of the chief of the chief			Report, attachments and Minutes released on website 9 May 2018

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			has been outweighed in the circumstance because the disclosure of Counci commercial position may severely prejudic Council's ability to be able to negotiate cost-effective proposal for the benefit of the Council and the community in this matter. Section 91(7) Order 2. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18 Prudential Report Land Acquisition confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council agenda item, related that the council agenda item, related documents with the exception of the attached Prudential Report with a commercial in confidence information to find be redacted, and all minutes be retained confidence until the Council and the related party have concluded all commercial of the subject land or Council has resolved and the related party has advised Council no longer having a direct interest in the subject land or such lesser period as may a determined by the Chief Executive Office and that this order be reviewed every months.	l's ce a he a	continued no disclosure of the information. The benefit to the public at lar resulting from withholding the information outweighs the benefit to it disclosure of the information. The Council satisfied that the principle that the meeting conducted in place open to the public has been outweighed in the circumstances because the disclosure Council's commercial position in the severely prejudice Council's ability	as ed blic in bon- bin bon- bin be he ge com he he of he he be a he en he he of he en he of he he of he he for ay ce to to st- sal of nd			

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

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			2. Pursuant to Section 90 (3) (b) That having considered Agenda Item 3.1 City Centre Strategic Partnering Initiative in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until Council has concluded all commercial negotiations and either settled the purchase of the subject land or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.						

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

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

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

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

ew Review te Date	
	Report, attachment and Minutes released on website 6 September 2018

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are sensitive and are details only known to those who have participated in the review

The Council is satisfied that 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.

process.

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

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

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

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

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

Section 91(7) Order

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

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
139	2 September 2019	Strategic Land Purchase: Mount Barker City Centre	Section 90 (3) (b) Order 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Infrastructure, General Manager Community Services, Acting General Manager Planning and Development, Manager Strategic Projects, Risk and Governance Officer and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item titled Strategic Land Purchase Mount Barker City Centre. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to would prejudice the commercial position of the Council In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. Section 91(7) Order 5. That having considered the Agenda Item titled Strategic Land Purchase Mount Barker City Centre	That the council report, related documents and all minutes be retained in confidence (with the exception of the purchase of the subject land by council being made public once settlement has occurred) until Council has determined and formalised the future use of the subject land following an intended Expressions of Interest process or such lesser period as may be determined by the Chief Executive Officer.	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to would prejudice the commercial position of the Council	Retained in confidence (with the exception of the purchase of the subject land by council being made public once settlement has occurred) until Council has determined and formalised the future use of the subject land following an intended Expressions of Interest process or such lesser period as may be determined by the Chief Executive Officer.	3 Oct 23	Within 12 months	

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
140	2 September 2019	Regional Indoor Aquatic and Leisure Centre	Section 90 (3) (b) Order 1. Pursuant to Section 90(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	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.	3 Oct 23	Within 12 months	

DOC/23/136835 web

because the disclosure of Council's commercial position, detailed within the draft Business Case, may severely prejudice Council's ability to be able to negotiate a cost-effective outcome in relation to contract negotiations with future facility managers and operators.

Section 91(7) Order

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
142	16 September 2019	City Centre Catalyst Development: Expression of Interest	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Infrastructure, General Manager Community Services, Acting General Manager Planning and Development, Chief Financial Officer, Manager Strategic Projects, Planning and Policy, Risk and Governance Officer, Minute Secretary, Ben Koop (JLL/Alinea Group) and Sean Keenihan (Norman Waterhouse Lawyers) be excluded from attendance at the meeting for Agenda Item 3.1 Confidential: City Centre Catalyst Development: Expression of Interest. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - 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 to disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would seriously compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to any potential proponent.	That the council report, related documents and all minutes be retained in confidence until a contract or lease is executed (other than information necessary to conduct the expression of interest process) or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council.	Retained in confidence until a contract or lease is executed (other than information necessary to conduct the expression of interest process) or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	3 Oct 23	Within 12 months	

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
143	4 November 2019	Kerbside Waste Contract Amendments	Pursuant to Section 90(3)(k) and (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 Community Services, General Manager Infrastructure, Acting General Manager Planning and Development, Chief Financial Officer, Risk and Governance Officer and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Kerbside Waste Contract Amendments. The Council is satisfied that pursuant to: - Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this Agenda item are tenders for: • The provision of services, or • The carrying out of works - Section 90(3)(b) of the Act being information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - would prejudice the commercial position of the Council The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on each of the tenderers as competitive commercial information will be disclosed; and because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.	Report and minutes be retained in confidence until the conclusion of the contract and that this order be reviewed every 12 months.	The Council is satisfied that pursuant to: - Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this Agenda item are tenders for: • The provision of services, or • The carrying out of works - Section 90(3)(b) of the Act being information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - would prejudice the commercial position of the Council	Retained in confidence until the conclusion of the contract and that this order be reviewed every 12 months.	3 Oct 23	Within 12 months	

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

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

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

#	Date	Item Title	Confidential Order Details	Item being 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 Storage Water	Section 90 (3) (h) Order 1. Pursuant to Section 90(3)(h) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Wastewater/Recycled Water, General Manager Infrastructure, General Manager Planning and Development, General Manager Community Services, Chief Financial Officer and Minute Secretary be excluded from attendance at the meeting for Agenda Item Recycled Water Storage. The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed with council members. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter. 4. Pursuant to Section 91(7) That having considered Agenda Item Recycled Water Storage in confidence under 90(2) and 3(h) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report, including the two addendums, attachments, and all minutes be retained in confidence or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	Report, including the two addendums, attachments, and all minutes be retained or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed with council members. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter.	Retained in confidence untilor such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	3 Oct 23	Within 12 months	

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/	Reason regarding retention or recommend-	Resolution Regarding Action	Last Review Date	Review	Date Released
				Attachment/	action to				
				Minutes	release				
				winutes	release				
		La		T =	T	1 =		Luna:	
14	7 2 March 2020	City Centre Catalyst	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local	Report, attachments,	The Council is satisfied that	Retained in confidence until 25 February 2030 or	3 Oct 23	Within 12 months	
	2020	Development:	Government Act 1999 the Council orders	related	pursuant to	earlier as determined by		monaio	
		Expression Of	that all members of the public except Chief	documents and	Section 90(3)(b) of	the Chief Executive Officer,			
		Interest	Executive Officer, Deputy Chief Executive	all minutes	the Act, the	other than information that			
		into oot	Officer/General Manager Governance,	an minatoo	information to be	is required for consultation.			
			Strategic Projects and		received,	This order will be reviewed			
			Wastewater/Recycled Water, General		discussed or	every 12 months.			
			Manager Infrastructure, General Manager		considered in				
			Community Services, Acting General		relation to this				
			Manager Planning and Development, Chief		Agenda item is				
			Financial Officer, Minute Secretary, Ben		information the				
			Koop (JLL/Alinea Group) and Sean		disclosure of				
			Keenihan (Norman Waterhouse Lawyers)		which could				
			be excluded from attendance at the meeting		reasonably be				
			for Agenda Item 18.2 Confidential: City Centre Catalyst Development: Expression of		expected to confer a commercial				
			Interest.		advantage on a				
			morest.		person with whom				
			The Council is satisfied that pursuant to		the Council is:				
			Section 90(3)(b) of the Act, the information		conducting				
			to be received, discussed or considered in		business; or				
			relation to this Agenda item is information		proposing to				
			the disclosure of which could reasonably be		conduct business;				
			expected to confer a commercial advantage		or				
			on a person with whom the Council is:		would prejudice				
			- conducting business; or		the commercial				
			- proposing to conduct business; or		position of the				
			- would prejudice the commercial position of the Council		Council				
			position of the Council		In addition the				
			In addition the disclosure of this information		disclosure of this				
			would, on balance, be contrary to the public		information would.				
			interest. The public interest in public access		on balance, be				
			to the meeting has been balanced against		contrary to the				
			the public interest in continued non-		public interest.				
			disclosure of this information. The benefit to		The public interest				
			the public at large resulting from withholding		in public access to				
			the information outweighs the benefit to it of		the meeting has				
			disclosure of the information. The Council is		been balanced				

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

#	Date	Item Title	Confidential Order Details	Item being 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.				

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
14	8 30 March 2020	Audit and Risk Committee Confidential Report - Draft Long Term Financial Plan	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 Brian Clancey (Deputy Chief Executive Officer/General Manager Governance, Strategic Projects, Wastewater/Recycled Water) Alex Oulianoff, (Chief Financial Officer), Phil Burton (General Manager Infrastructure), Julie Scoggins (Manager Financial Services), Marcus Smith, (Manager Assets and Contracts), Ros McDougall (Risk and Governance Officer), Sue Miller (Executive Assistance to the CEO and Mayor), be excluded from attendance at the meeting for Agenda Item 12.1 Confidential Report – Draft Long Term Financial Plan . The Committee is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of Council. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's	Committee report and attachments	The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to procure infrastructure cost effectively for the benefit of the Council and the community in this matter.	Retained in confidence until the Draft Long Term Financial Plan is made public or such lesser period as may be determined by the Chief Executive Officer.		Within 12 months	Report and attachments released on website 6 August 2020

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

#	Date	Item Title	Confidential Order Details	Item being 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. Pursuant to Section 90(3)(h) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Wastewater/Recycled Water, General Manager Infrastructure, General Manager Planning and Development, General Manager Community Services, Chief Financial Officer, 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. Pursuant to Section 91(7) That having considered Agenda Item Recycled Water Use and Storage in confidence under 90(2) and 3(h) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report, attachments and all minutes be retained in confidence until the	Report, attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed with council members. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter.	Retained in confidence until the subject land has been transferred to council ownership or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	3 Oct 23	Within 12 months	

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

#	Date	Item Title	Confidential Order Details	Item being 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.	3 Oct 23	Within 12 months	

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
15	1 7 September 2020	Disposal of 64 Alexandrina Road Mount Barker	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer / General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Planning and Development, Chief Financial Officer, General Manager Community Services, Strategic Property and Projects Manager and Minute Secretary, be excluded from attendance at the meeting for Agenda Item 18.1 (Disposal of 64 Alexandrina Road, Mt Barker). The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the	Council report, related documents and all minutes	The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.	Retained in confidence until the sale of the property has settled or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	Report and Minutes released on website 25 November 2020

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

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
15	6 October 2020	Council Assessment Panel Recruitment	Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Deputy Chief Executive Officer/General Manager – Governance, Strategic Projects and Wastewater/Recycled Water, Chief Financial Officer, General Manager Planning and Development, General Manager Infrastructure, and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 be excluded from attendance at the meeting for Agenda Item 18.2 Council Assessment Panel Recruitment. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the four preferred applicants for independent membership of the CAP. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the suitability of the applicants will be discussed. Section 91(7) Order After having considered Agenda Item 18.2 Appointment of four Independent Members	Report and minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the four preferred applicants for independent membership of the CAP.	Retained in confidence until the successful applicants have been appointed and unsuccessful applicants have been advised of Council's decision.			Report and Minutes released on website 27 October 2020

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

#	Date	Item Title	Confidential Order Details	Item being 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	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, 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. Pursuant to Section 91(7) That having considered Agenda Item Recycled Water Storage Facility Preferred Location in confidence under 90(2) and 3(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report, attachments and all minutes be retained in confidence until council has secured a legal interest in a site for the construction of a recycled water storage facility	Report, attachment and minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council.	Retained in confidence until council has secured a legal interest in a site for the construction of a recycled water storage facility and concluded negotiations on all of the matters outlined below or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	3 Oct 23	Within 12 months	

#	Date	Item Title	Confidential Order Details	Item being 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 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.						

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
156	4 November 2020	City Centre Catalyst Development — Request for Detailed Proposals	Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Infrastructure, General Manager Community Services, General Manager Planning and Development, Chief Financial Officer, Minute Secretary, Ben Koop (Alinea Group) and Sean Keenihan (Norman Waterhouse Lawyers) be excluded from attendance at the meeting for Agenda Item 3.1 Confidential: City Centre Catalyst Development: Request For Detailed Proposals. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - proposing to conduct business; or - would prejudice the commercial position of the Council In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place	Council report, attachments, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - onducting business; or - roposing to conduct business; or - ould prejudice the commercial position of the Council	Retained in confidence until 29 October 2030 or earlier other than information that is required for consultation with the community as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.	3 Oct 23	Within 12 months	

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

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

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

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

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

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

#	Date	Item Title	Confidential Order Details	Item being 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.		3 Oct 23	Within 12 months	

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

#	Date	Item Title	Confidential Order Details	Item being 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	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, 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. Pursuant to Section 91(7) 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.	3 Oct 23	Within 12 months	

#	Date	Item Title	Confidential Order Details	Item being 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	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 Council Services; General Manager Planning and Development; Chief Financial Officer, Commercial Manager, Wastewater, Governance an Risk Officer and Minute Secretary be excluded from attendance at the meeting for Agenda Item Nairne Wastewater Infrastructure Proposed Upgrading and Expansion: Business Case. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and proposing to conduct business; and would prejudice the commercial position of the Council. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to procurement and contract negotiations. Pursuant to Section 90 (3) (b) 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	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.	greenfields sites shown in attachment 2 and the procurement of all stage 1	3 Oct 23	Within 12 months	

#	Date	Item Title	Confidential Order Details	Item being 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.						

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
161	15 July 2021	Wastewater Service Delivery Report	Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except Alex Oulianoff, Chief Financial Officer; Brian Clancey, Deputy Chief Executive Officer/General Manager Governance and Wastewater/Recycled Water; Phil Burton, General Manager, Infrastructure, Chris Reynolds Commercial Manager Wastewater Councillor Leach and Maree Barns, Administration Officer, Governance be excluded from attendance at the meeting for Agenda Item 12.1 Wastewater Service Delivery Report. The Audit and Risk Committee is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Audit and Risk Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. Pursuant to Section 91(7) 5. That having considered Agenda Item 12.1 Wastewater Service Delivery Report in confidence under 90(2) and 3(b) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the agenda item, attachment and all minutes be retained in confidence until the council determines that this order should cease to apply.	Agenda item, attachment and all minutes	The Audit and Risk Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter.	Retained in confidence until the council determines that this order should cease to apply.	6 Sep 21	Within 12 months	Report, Attachments and Minutes released on website 14 July 2022

the community in this matter.

Pursuant to Section 90 (3) (b)
having considered Agenda Item 18.1 Wastewater
Service Delivery Report in confidence under 90(2) and
(3)(b) of the Local Government Act 1999, the Council
pursuant to Section 91(7) of the Act orders that the
council report, related documents and all minutes be
retained in confidence until one month after a prioritised

program (inclusive of responsibility, timing and resources) with proposed actions to implement the

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			actions arising from the Wastewater Service Delivery Options Report has been prepared and endorsed at a council meeting, noting that the target timing for that is as soon as practicable, and by no later than 5 October 2021.						

#	Date	Item Title	Confidential Order Details	Item being 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 Augus 2021	Aquatic and Leisure Centre	Pursuant to Section 90(2) of the Local Government Act the Council orders that all members of the public except Chief Executive Officer, Deputy Chief Executive Officer, General Manager Community Services, General Manager Infrastructure, General Manager Planning & Development, Chief Financial Officer, Manager Strategic Projects and Economic Development, Risk and Governance Officer, Project Administration Officer, Minute Secretary and Ben Koop (Alinea Group), Warren Green (Warren Green Consulting) and Sean Keenihan (Norman Waterhouse Lawyers) be excluded from attendance at the meeting for Agenda Item 18.2 Aquatic and Leisure Centre. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. Pursuant to Section 90 (3) (b) & (d) That having considered Agenda Item 18.2 Aquatic and Leisure Centre in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders tha	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.	3 Oct 23	Within 12 months 12	

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

#	Date	Item Title	Confidential Order Details	Item being 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 Augus 2021	Public Lighting Tariffs Legal Action	Pursuant to Section 90(3)(h) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects And Wastewater/Recycled Water; Chief Financial Officer, General Manager Infrastructure; General Manager Planning and Development, General Manager Council Services, Risk and Governance Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.3 Public Lighting Tariffs Legal Action. The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed with council members. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter. Pursuant to Section 91(7) That having considered Agenda Item Confidential Item: 18.3 Public Lighting Tariffs Legal Action, in confidence under 90(2) and 3(h) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the act orders that the Report, Attachments and all Minutes be retained in confidence until the matter has been concluded and that this does not prevent the disclosure of confidential information or such other period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 Months.	Report, Attachments and all Minutes	The Council is satisfied that pursuant to Section 90(3)(h) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to legal advice, which will be discussed with council members. The Council is satisfied that the principle that the 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.	information or such other period as may be determined	3 Oct 23	Within 12 months	

#	D	ate	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
16	5	2 Augus		Pursuant to Section 90(3)(h) Pursuant to Section 90(2) of the Local Government Act	Discussion, report, attachments and all		Retained in confidence until the outcome of the internal	•	Within 12 months	Report,

40=	10 1	Internal Davies (D	Discussion of	The Court oil	Detained in confidence (9)	0.0 04	\A/:4b-:	10
165	2 August	Internal Review of	Pursuant to Section 90(3)(h)	Discussion, report,	The Council is	Retained in confidence until	6 Sep 21		12 Report,
	2021	a Council Decision	Pursuant to Section 90(2) of the Local Government Act	attachments and all	satisfied that	the outcome of the internal		months	Attachment
		 Engagement of 	1999 the Council orders that all members of the public	minutes	pursuant to Section	review has been considered by			and Minutes
		Reviewer	except Chief Executive Officer, Deputy Chief Executive		90(3)(h) of the Act,	Council and all of the persons			
			Officer, General Manager Community Services, General		the information to be	who requested an internal			released on
			Manager Infrastructure, General Manager Planning &		received, discussed	review have been advised of			website 7
			Development, Chief Financial Officer, Risk and		or considered in	the outcome and that this order			October
			Governance Officer and the Minute Secretary be		relation to this	be reviewed every 12 months.			2021
			excluded from attendance at the meeting for Agenda		Agenda item is				2021
			Item 18.4 Internal Review of a Council Decision -		information relating to				
			Engagement of Reviewer.		legal advice, which				
					will be discussed with				
			The Council is satisfied that pursuant to Section 90(3)(h)		council members.				
			of the Act, the information to be received, discussed or						
			considered in relation to this Agenda item is information		The Council is				
			relating to legal advice, which will be discussed with		satisfied that the				
			council members.		principle that the				
					meeting be				
			The Council is satisfied that the principle that the meeting		conducted in a place				
			be conducted in a place open to the public has been		open to the public has				
			outweighed in the circumstances because a Council		been outweighed in				
			decision has not yet been made in relation to the advice		the circumstances				
			and its subject matter.		because a Council				
					decision has not yet				
			Pursuant to Section 91(7)		been made in relation				
			That having considered Agenda Item 18.4 Process for		to the advice and its				
			Internal Review of a Council Decision – Engagement of		subject matter.				
			a Reviewer in confidence under 90(2) and 3(h) of the						
			Local Government Act 1999, the Council pursuant to						
			Section 91(7) of the Act orders that the discussion,						
			report, attachments and all minutes be confidential be						
			retained in confidence until the outcome of the internal						
			review has been considered by Council and all of the						
			persons who requested an internal review have been						
			advised of the outcome and that this order be reviewed						
			every 12 months.						

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

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

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

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

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

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

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
171	29 November 2021	Confidential Item – Sewer Main And Inlet Pump Station Tender	Section 90 (3) (k) Order 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer, Chief Financial Officer, General Manager Infrastructure, Program/Project Manager Wastewater, and the Risk & Governance Officer/Minute Secretary be excluded from attendance at the meeting for Agenda Item 4.1 Sewer Main and Inlet Pump Station Tender. The Council is satisfied that pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this agenda item is a tender for the provision of services and the carrying out of works. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on the achievement by Council of best value for money through the release of commercially sensitive information. Section 91(7) Order 10. Pursuant to Section 91(7) having considered Agenda Item 4.1 Sewer Main and Inlet Pump Station Tender in confidence under 90(2) and 3(k) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Local Government Act orders that the agenda item plus attachments, tender documents and all minutes be retained in confidence until a contract for the design and construction for the Project has been executed by council and the contractor, at which time the identity of the successful tenderer, the reason for their selection and the amount of the contract will be made public as required by the Local Government Act.	Agenda item plus attachments, tender documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this agenda item is a tender for the provision of services and the carrying out of works. The Council is satisfied that the principle that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on the achievement by Council of best value for money through the release of commercially sensitive information.	Retained in confidence until a contract for the design and construction for the Project has been executed by council and the contractor, at which time the identity of the successful tenderer, the reason for their selection and the amount of the contract will be made public as required by the Local Government Act.	3 Oct 23	Within 12 months	Successful tenderer released 30 March 2022

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
172	17 January 2022	Confidential Item — Fulford Terrace, Littlehampton Development Site — Infrastructure Arrangements	Section 90 (3) (d) Order Pursuant to Section 90(3)(d) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer General Manager – Governance, Strategic Projects and Wastewater/Recycled Water; General Manager, Infrastructure; Acting General Manager, Infrastructure; Acting General Manager, Community Services; Risk and Governance Officer / Executive Assistant to the Mayor; Executive Officer to the Summit Sport and Recreation Development and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Fulford Terrace, Littlehampton Development Site - Infrastructure Arrangements. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to: • prejudice the commercial position of the person who supplied the information and • to confer a commercial advantage on a third party. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information.	Report, attachment and all minutes	The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to: • prejudice the commercial position of the person who supplied the information and endormation and to confer a commercial advantage on a third party. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public	Retained in confidence until 17 January 2023 or such lesser period as may be determined by the Chief Executive Officer.			Report, Attachment and Minutes released on website 17 August 2023

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
173	17 February 2022	Audit and Risk Committee – Nairne Township Wastewater Infrastructure Upgrade – 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 the Chief Financial Officer; Deputy Chief Executive Officer/General Manager Governance and Wastewater/Recycled Water; Manager Financial Services, and Risk and Governance Officer, and Councillor David Leach be excluded from attendance at the meeting for Agenda Item 12.1 Nairne Township Wastewater Infrastructure Upgrade – Prudential Report. The Audit and Risk Committee is satisfied that pursuant to Section 90(3)(b) of the Act, some of the information to be received, discussed or considered in relation to this Agenda item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the position of the Council. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Audit and Risk Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a proposal for the benefit of the Council and the community in this matter.	Agenda item, attachment and all minutes	Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk Committee orders that all members of the public except the Chief Financial Officer; Deputy Chief Executive Officer/General Manager Governance and Wastewater/Recycle d Water; Manager Financial Services, and Risk and Governance Officer, and Councillor David Leach be excluded from attendance at the meeting for Agenda Item 12.1 Nairne Township Wastewater Infrastructure Upgrade – Prudential Report. The Audit and Risk Committee is satisfied that pursuant to Section 90(3)(b) of the Act, some of the information to be received, discussed or considered in relation to this Agenda item is commercial information of a confidential nature (not being a trade secret)	Retained in confidence until the council determines that this order should cease to apply.	3 Oct 23	Within 12 months	Attachment released on website 8 March 2022

#	Date	Item Title	Confidential Order Details	Item being 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)		disclosure of which				
			4. That having considered Agenda Item 12.1 Nairne Township Wastewater Infrastructure Upgrade — Prudential Report in confidence under 90(2) and 3(b) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the agenda item, attachment and all minutes be retained in confidence until the council determines that this order should cease to apply.		could reasonably be expected to prejudice the position of the Council. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Audit and Risk Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances				
					because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a proposal for the benefit of the Council and the				

#	Date	Item Title	Confidential Order Details	Item being 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.				

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
174	7 March 2022	Audit and Risk Committee – Nairne Township Wastewater Infrastructure Upgrade – Prudential Report	Pursuant to Section 90(3)(b) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer General Manager — Governance, Strategic Projects and Wastewater/ Recycled Water; General Manager, Infrastructure; General Manager, Planning and Development; Acting General Manager, Community Services; Risk and Governance Officer / Executive Assistant to the Mayor and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Nairne Township Wastewater Infrastructure Upgrade — Prudential Report. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, some of the information to be received, discussed or considered in relation to this Agenda item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the position of the Council. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a proposal for the benefit of the Council and the community in this matter. Section 91(7) Order Pursuant to Section 91(7) 4. having considered Agenda Item 18.1 Nairne Township Wastewater Infrastructure Upgrade — Prudential Report in confidence under 90(2) and 3(b)	Agenda item and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, some of the information to be received, discussed or considered in relation to this Agenda item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the position of the Council. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has	Retained in confidence until the council determines that this order should cease to apply.	3 Oct 23	Within 12 months	Attachment released on website 8 March 2022

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

#	Date	Item Title	Confidential Order Details	Item being 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 costeffective 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 the circumstances because	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.	3 Oct 23	Within 12 months	Attachments 4 and 5 released on website 31 August 2022

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

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

#	Date	Item Title	Confidential Order Details	Item being kept	Reason regarding	Resolution Regarding Action	Last Review	Next Review	Date Released
				confidential - Agenda/	retention or recommend-		Date	Date	1101041004
				Attachment/	action to				
				Minutes	release				
177	2 May	Appointment of	Section 90 (3) (a) Order	Report and	The Council is	Retained in confidence (other		Within 12	Report and
	2022	Adelaide Hills Region Waste Management Authority (AHRWMA) Independent Chairperson and Council Board Member and Deputy Board Member	1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer; Deputy Chief Executive Officer General Manager – Governance, Strategic Projects and Wastewater/Recycled Water; General Manager Corporate Services; General Manager Infrastructure; General Manager Planning and Development; Acting General Manager Community Services; Risk and Governance Officer / Executive Assistant to the Mayor; and the Minute Secretary, be excluded from attendance at the meeting for Agenda Item 18.2 Confidential Report – Appointment of Adelaide Hills Region Waste Management Authority (AHRWMA) Independent Chairperson and Council Board Member and Deputy Board Member. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the applicants, in that details of the panel's assessment of applicants will be discussed, which are sensitive. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the appointment may be prematurely disclosed before being discussed with the applicants.	minutes be retained in confidence (other than the identity of Council's appointments) until the Authority's public release of the name of the Independent Chairperson or gazettal notice of the Adelaide Hills Region Waste Management Authority Charter (whichever is the sooner).	satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the applicants, in that details of the panel's assessment of applicants will be discussed, which are sensitive. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the appointment may be prematurely disclosed before being discussed with the applicants.	than the identity of Council's appointments) until the Authority's public release of the name of the Independent Chairperson or gazettal notice of the Adelaide Hills Region Waste Management Authority Charter (whichever is the sooner).		months	Minutes released on website 15 June 2022

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommendaction to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
178	6 June 2022	Proposed Upgrading and expansion of Nairne Wastewater Infrastructure	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager Wastewater/Recycled Water; General Manager Community Services; General Manager Community Services; General Manager Planning and Community; General Manager Corporate Services; Economic Development Project Manager; Risk and Governance Officer/EA to the Mayor; and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Proposed Upgrading and Expansion of Nairne Wastewater Infrastructure. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and proposing to conduct business; and would prejudice the commercial position of the Council. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a costeffective proposal for the benefit of the Council and the community in this matter and in relation to procurement and contract negotiations.	Agenda item and attachments 2 and 3, and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and proposing to conduct business; and would prejudice the commercial position of the Council. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that	Retained in confidence until Wastewater Commitment Deeds have been executed by both parties over the greenfields sites shown as Nairne West and Oakford Homes in attachment 2 and the procurement of all Nairne Wastewater Infrastructure Project stage 1 works has occurred, or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months; but save and except information that is required to be made publicly available now to enable community consultation to occur on proposed Wastewater Infrastructure Augmentation Separate Rates.	3 001 23	Within 12 months	Attachments 1 and 4 released on website 31 August 2022

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
179	6 June 2022	Strategic Land Purchase	Section 90 (3) (b) Order 1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Infrastructure, Acting General Manager Community Services, General Manager Planning and Community, General Manager Corporate Services, Economic Development Project Manager, Risk and Governance Officer/ EA to the Mayor and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item 18.2 titled Strategic Land Purchase. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.	Council report, attached documents and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the	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.	3 Oct 23	Within 12 months	Report, Minutes and Attachments excluding rent payable released on website 3 January 2023

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

	ate	Item Title	Confidential Order Details	Item being 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	Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Infrastructure, Acting General Manager Community Services, General Manager Planning and Community, General Manager Corporate Services, Manager Strategic Projects and Economic Development, Manager Financial Services, Risk and Governance Officer/EA to Mayor and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item 18.1 titled Strategic Land Purchase Option. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.	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	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.	3 Oct 23	Within 12 months	

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

#	Date	Item Title	Confidential Order Details	Item being 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	Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Community Services, General Manager 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 interest large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the		3 Oct 23	Within 12 months	

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

		Reason	Resolution	Last	Next	Date
	kept	regarding	Regarding Action	Review	Review	Released
	confidential	retention or		Date	Date	
	- Agenda/	recommend-				
	Attachment/	action to				
	Minutes	release				

82	1 August	Recycled	Water	Section 90 (3) (d) Order	Council report,	The Council is	Retained in confidence until 12	3 Oct 23	Within	12
02	2022	Strategy		Pursuant to Section 90(3)(d)	attachment and all	satisfied that	months after the adoption at a	3 001 23	months	
		3,		1. Pursuant to Section 90(2) of the Local	minutes be	pursuant to Section	council meeting of the			
				Government Act 1999 the Council orders that all	retained in	90(3)(d) of the Act,	Recycled Water Strategy or			
				members of the public except Chief Executive	confidence	the information to be	such lesser period as may be			
				Officer; Deputy Chief Executive Officer/General		received, discussed	determined by the Chief			
				Manager Wastewater/Recycled Water; General		or considered in	Executive Officer and that this			
				Manager Infrastructure; Executive Manager to		relation to this	order be reviewed every 12			
				the Chief Executive Officer; General Manager		Agenda item are is	months.			
				Planning and Community; General Manager		commercial				
				Corporate Services, Executive Officer to the		information of a				
				SSRP Board and Minute Secretary be excluded		confidential nature				
				from attendance at the meeting for Agenda Item		(not being a trade				
				18.1 Recycled Water Strategy.		secret) the				
				,		disclosure of which				
				The Council is satisfied that pursuant to Section		could reasonably be				
				90(3)(d) of the Act, the information to be		expected to:				
				received, discussed or considered in relation to		•				
				this Agenda item are is commercial information		- prejudice the				
				of a confidential nature (not being a trade secret)		commercial				
				the disclosure of which could reasonably be		position of the				
				expected to :		person who				
				·		supplied the				
				 prejudice the commercial position of the person 		information as				
				who supplied the information as recent		recent				
				consultation has been undertaken with potential		consultation has				
				recycled water customers; or		been				
				 to confer a commercial advantage on a third 		undertaken with				
				party.		potential				
						recycled water				
				In addition, the disclosure of this information		customers; or				
				would, on balance, be contrary to the public		- to confer a				
				interest. The public interest in public access to		commercial				
				the meeting has been balanced against the		advantage on a				
				public interest in the continued non-disclosure of		third party.				
				the information. The benefit to the public at large						
				resulting from withholding the information		In addition, the				
				outweighs the benefit to it of disclosure of the		disclosure of this				
				information. The Council is satisfied that the		information would, on				
				principle that the meeting be conducted in a place		balance, be contrary				
				open to the public has been outweighed in the		to the public interest.				
				circumstances because the disclosure of this		The public interest in				
				information may result in a competitor receiving		public access to the				
				the information to the detriment of the developer		meeting has been				
				/ tender etc.		balanced against the				ı

#	Date	Item Title	Confidential Order Details	Item being 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 Age Item 18.1 Recycled W Strategy in confidence ur 90(2) and 3(d) of the L Government Act 1999, Council pursuant to Sec 91(7) of the Act orders that Council report, attachment all minutes be retained confidence until 12 months at the adoption at a council mee of the Recycled Water Strat or such lesser period as may determined by the C Executive Officer and that order be reviewed every months.	ater ocal the etion the and in after eting teegy / be thief this	disclosure of information. benefit to the publi large resulting f withholding information outweighs the bet to it of disclosure the information. Council is satist that the principle the meeting conducted in a plopen to the public been outweighed the circumstant because disclosure of information result in a compereceiving information to detriment of	non- the The ic at from the nefit e of The sfied that be lace has d in nces the this may			

#	Date		Item Title	Confidential Order Details	Item being 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 Septeml 2022	Summit Sport Recreation Board Review	Park I. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of th Government Act 1999 the orders that all members of the except Chief Executive Officer, Chief Executive Officer, Manager Governance, S Projects, Wastewater/Recycled General Manager Corporate Sc General Manager Planning Community, General M	Council public public public pentry General trategic Water, ervices, and lanager inancial objects & er, Risk Minute ndance m 18.1 n Park will be and are so the public version for the will be and are in have seen at the public version of the will be and are in have seen mandal as been will be considered as been will be and are in have seen mandal as been will be confidence with the cursuant and the council public version in the public ve	pursuant Section 90(3)(a the Act, information to received, discussed considered relation to Agenda item information del disclosure which wo involve unreasonable disclosure information be concerning by personal affairs members of SSRP Board, that details of Board Memb performance be discuss which 2 sensitive and details only kno mit to those who h participated in review process and the Council satisfied that meeting conducted in place open to	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.		3 Within months	Attachment 2 released on website 7 November 2022

#	Date	Item Title C	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			because of details of the Box Members' performance. Pursuant to Section 91(7) That having considered Agenda It 18.1 Summit Sport and Recreat Park Board (SSRP) Review confidence under 90(2) and 3(a) of Local Government Act 1999, Council pursuant to Section 91(7) the Act orders that: a) this agenda item and Attachm 1 Confidential – ISC Sum Sport and Recreation P Board Two Year Review of Board, Governance Confidence until 5 Septem 2024 or such lesser period may be determined by the Chexecutive Officer and that to order be reviewed every months; and b) Attachment 2 Public Version ISC Summit Sport and Recreation Park Board Two Yer Review of the Board Governance and Operat Model, be made public available via the counce website two weeks following provision of this report to SSRP Board.	weeks follow the provision this report to a SSRP Board. SSRP Board. SSRP Board. SSRP Board. SSRP Board. SSRP Board.	of because of det	ails			

#	Date	Item Title	Confidential Order Details	Item being 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(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 - 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 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.	3 Oct 23	Within 12 months	

#	Date	Item Title	Confidential Order Details	Item being 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. Pursuant to Section 90 (3) (b) 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		been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the				
			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.		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				

#	Date	Item Title	Confidential Order Details	Item being 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.				

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
185	5 September 2022	Chief Executive Officer's Performance Review 2022	Section 90 (3) (a) Order Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public and staff with the exception of the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.3. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of details of the Chief Executive Officer's performance may prematurely be disclosed. Section 91(7) Order 6. After having considered Agenda Item 18.2 Chief Executive Officer's Performance Review 2022 in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the agenda item, attachments and minutes be retained in confidence until the Chief Executive Officer has been formally advised of Council's decision, after which the agenda item (excluding the five	Agenda item, attachments and minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer in that details of his performance review will be discussed which are sensitive and are details only known to those who have participated in the review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been	Retained in confidence until the Chief Executive Officer has been formally advised of Council's decision, after which the agenda item (excluding the five confidential attachments) and minute will be released, and the five confidential attachments will be retained in confidence until determined by the Chief Executive Officer that they be released, and that this order be reviewed every 12 months.	3 Oct 23	Within 12 months	Report, Minutes and Attachments will be released on website in October 2023

#	Date	Item Title	Confidential Order Details	Item being 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				

#	Date	Item Title	Confidential Order Details	Item being 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	Pursuant to Section 90(3)(d) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager, Governance; Acting General Manager, Planning and Community; General Manager, 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	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.	3 Oct 23	Within 12 months	

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

#	Date	Item Title	Confidential Order Details	Item being 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	1. Pursuant to Section 90(3)(g) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer; Deputy Chief Executive Officer/General Manager, Governance; Acting General Manager, Planning and Community; General Manager, Infrastructure; General Manager, Corporate Services; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Deed with Hillgrove Copper. The Council is satisfied that pursuant to Section 90(3)(g) of the Act, the information to be received, discussed or considered in relation to this agenda item is information concerning matters that must be considered in confidence in order to ensure that the Council does not: • breach any duty of confidence, or • breach any other legal obligation in that the attached Deed includes a confidentiality clause. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances due to the confidentiality clause in the attached Deed. Section 91(7) Order 3. Pursuant to Section 91(7) That having considered Agenda Item 18.2 Deed with Hillgrove Copper in confidence under 90(2) and 3(g) of the Local	Report, attachment and all minutes	The Council is satisfied that pursuant to Section 90(3)(g) of the Act, the information to be received, discussed or considered in relation to this agenda item is information concerning matters that must be considered in confidence in order to ensure that the Council does not: • breach any duty of confidence, or • breach any other legal obligation in that the attached Deed includes a confidentiality clause. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances due to the	Remain confidential until permission to release the attached Deed is obtained from Hillgrove Copper Pty Ltd, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	3 Oct 23	Within 12 months	

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

10 December Dece	#	Date	Item Title	Confidential Order Details	Item being 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	188	December	Mount Barker Wastewater Treatment Plant Stage 1 - Expressions of	Pursuant to Section 90(3)(k) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager Governance and Strategic Projects; General Manager Infrastructure; General Manager Planning and Community Services; General Manager Wastewater, Team Leader Waste Water Operations, Manager Financial Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 5.2 Upgrade of the Mount Barker wastewater treatment plant stage 1 - expressions of interest and name. The Council is satisfied that pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this Agenda item are tenders for the provision of services. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on the integrity of the procurement process.	documents and all	satisfied that pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this Agenda item are tenders for the provision of services. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on the integrity of the procurement	with the exception of the name of the new facility, until contracts have been executed by the tenderers invited to proceed to the next phase of the procurement process being the Early Contractor	3 Oct 23		

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
189	16 December 2022	Australia Day Citizen of the Year Award Nomination	Section 90 (3) (o) Order 1. Pursuant to Section 90(3)(o) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager Governance; Executive Manager to the CEO; General Manager Planning and Community; General Manager Infrastructure; General Manager Corporate Services; Head of Wastewater, Program Manager Wastewater, Team Leader Waste Water Operations, Manager Financial Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 5.3 Australia Day Citizen of the Year Award Nominations. The Council is satisfied that pursuant to Section 90(3)(o) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to proposed award recipients before the presentation of the awards. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may compromise the Council's position if the identity of the recipients is revealed prior to the official presentation of the awards. 3. Pursuant to Section 91(7) having considered Agenda Item 5.3 Australia Day Citizen of the Year Award Nominations, in confidence under 90(2) and 3(0) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders	Report, attachments and all minutes	The Council is satisfied that pursuant to Section 90(3)(o) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information relating to proposed award recipients before the presentation of the awards. The Council is satisfied that the principle that the 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.	until the 27 th January 2023 being the day after Australia Day Awards			Report and Minutes released on website 16 October 2023

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

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

#	Date	Item Title	Confidential Order Details	Item being 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) 3. That having considered Agenda Item 5.4 New Ambulance Station in Mount Barker in confidence under 90(2) and 3(j) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report, tender documents and all minutes be retained in confidence until the Memorandum of Understanding has been fully executed and the State Government has publicly announced the proposed location for the new Mount Barker Ambulance Station.						

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
191	21 December 2022	SSRP Board ISC Governance And Operations Review	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Board orders that all members of the public except Executive Manager to the Chief Executive Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.1 SSRP Board Review. The Board is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, in that details of the Board Members' performance will be discussed, which are sensitive and are details only known to those who have participated in the review process. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because of details of the Board Members' performance. Section 91(7) Order 4. Pursuant to Section 91(7) That having considered Agenda Item Agenda Item 12.1 SSRP Board Review in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Board	Agenda item; Attachment 1 Confidential – ISC Summit Sport and Recreation Park Board Two Year Review of the Board, Governance and Operating Model and Attachment 2 Board Response to ISC Governance Review	The Board is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, in that details of the Board Members' performance will be discussed, which are sensitive and are details only known to those who have participated in the review process. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the	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	3 Oct 23	Within 12 months	

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

#	Date	Item Title	Confidential Order Details	Item being 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	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 in public access to the meeting has been	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	3 Oct 23	Within 12 months	
			prejudice Council's ability to be able to negotiate a cost-effective proposal		balanced against the				

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

#	Date	Item Title	Confidential Order Details	Item being 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.				

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
193	16 January 2023	Summit Sport and Recreation Park Board	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Acting Chief Executive Officer; Acting Deputy Chief Executive Officer; General Manager Corporate Services; General Manager Planning and Community; General Manager Infrastructure; Head of Wastewater; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Summit Sport and Recreation Park Board. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, specifically the Board Members' performance, which are sensitive and are details only known to those who have participated in the SSRP Board review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because of the information on the performance of Board Members. Section 91(7) Order 2. Pursuant to Section 91(7) That having considered Agenda Item 18.1 Summit Sport and Recreation Park Board in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to	Documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, specifically the Board Members' performance, which are sensitive and are details only known to those who have participated in the SSRP Board review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been	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.	3 Oct 23	Within 12 months	

#	Date	Item Title	Confidential Order Details	Item being 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.				

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
195	6 February 2023	Appointment of Independent Members to the Adelaide Hills Region Waste Management Authority Audit and Risk Committee	1. Pursuant to Section 90(3)(a) Orders that all member of the public except the Chief Executive Officer; Deputy Chief Executive Officer; General Manager Infrastructure, General Manager Planning and Community, General Manager Corporate Services; Executive Manager to the Chief Executive Officer, Head of Wastewater, Strategic Property and Projects Manager, and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Confidential: Appointment of Independent Members to the AHRWMA Audit and Risk Committee. Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this report is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of people who expressed interest in membership of the AHRWMA Audit and Risk Committee. Council is satisfied that the principle that the report be available in a place open to the public has been outweighed in the circumstance because the disclosure of details relating to personal information of people who expressed an interest in membership of the Committee including the role of Chairperson will be discussed. Section 91 (1) Order 3. Pursuant to Section 91(7) That having considered the report Appointment of three Independent Members to the AHRWMA Audit and Risk Committee in confidence under Sections 90(2) and 90(3)(a) of the Local Government Act 1999, Council pursuant to Section 91(7) of the Act orders that	That the report and minutes be retained in confidence until the successful applicants and unsuccessful applicants have been advised of the AHRWMA Constituent Councils' decision.	Council is satisfied that the principle that the report be available in a place open to the public has been outweighed in the circumstance because the disclosure of details relating to personal information of people who expressed an interest in membership of the Committee including the role of Chairperson will be discussed.	That the report and minutes be retained in confidence until the successful applicants and unsuccessful applicants have been advised of the AHRWMA Constituent Councils' decision.	3 Oct 23	Within 12 months	

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

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

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
197	8 February 2023	SSRP Board - Executive Officer Update – ISC Review and AFL Match	Section 90 (3) (a) (b) Order 1. Pursuant to Section 90(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 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 the review process.	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	3 Oct 23	Within 12 months	

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

#	Date	Item Title	Confidential Order Details	Item being	Reason	Resolution	Last	Next	Date
				kept confidential - Agenda/ Attachment/ Minutes	regarding retention or recommend- action to release	Regarding Action	Review Date	Review 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 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	attachment and all minutes be retained in confidence until council determines that this information is able	3 Oct 23	Within 12 months	

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
199	6 March 2023	SSRP Board Review and Proposed Governance of the Summit Precinct	Section 90 (3) (a) Order 1. Pursuant to Section 90(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; Deputy Chief Executive Officer/General Manager Governance, Strategic Projects, Wastewater/Recycled Water; General Manager Corporate Services; General Manager Planning and Community; Executive Manager Infrastructure; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Summit Sport and Recreation Park Board and Proposed Governance of the Summit Precinct. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, specifically the Board Members' performance, which are sensitive and are details only known to those who have participated in the SSRP Board review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because of the information on the performance of Board Members. Section 91(7) Order 5. Pursuant to Section 91(7)	Documents and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, specifically the Board Members' performance, which are sensitive and are details only known to those who have participated in the SSRP Board review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the	the Chief Executive Officer except for the immediate release of the adopted	3 Oct 23	Within 12 months	

#	Date	Item Title	Confidential Order Details	Item being 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.				

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
200	6 March 2023	Confidential SSRP Board Review and Proposed Governance of the Summit Precinct	Section 90 (3) (a) Order 1. Pursuant to Section 90(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 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 principle that the meeting be conducted in a place open to the	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	3 Oct 23	Within 12 months	

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

#	Date	Item Title	Confidential Order Details	Item being 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	Pursuant to Section 90(3)(i) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer 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.	3 Oct 23	Within 12 months	

#	Date	Item Title	Confidential Order Details	Item being 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.		public has been outweighed in the circumstances because of the information on the performance of Board Members.				
			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.						

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
202	3 April 2023	Confidential Item: Wastewater Infrastructure	Section 90 (3) (b) Order 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water, General Manager Infrastructure, Executive Manager to the CEO, General Manager Planning and Community, A/g General Manager Corporate Services, Head of Wastewater, Manager Water Capital Delivery, the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Wastewater Infrastructure Capital Contribution For Service Upgrade. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - proposing to conduct business; and - would prejudice the commercial position of the Council In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a	Council report, related documents and all minutes	Retained in confidence until formal (binding) arrangements for the project are in place between council and the developer of 64 Alexandrina Road or such lesser period as may be determined by the Chief Executive Officer.		3 Oct 23	Within 12 months	

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			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 costeffective proposal for the benefit of the Council and the community in this matter. Section 91(7) Order 4. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.1 Wastewater Infrastructure Capital Contribution For Service Upgrade, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until formal (binding) arrangements for the project are in place between council and the developer of 64 Alexandrina Road or such lesser period as may be determined by the Chief Executive Officer.						

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
203	18 May 2023	Hills Football League Licence Agreement	Section 90 (3) (B) Order 1. Pursuant to Section 90(3) (b) Pursuant to Section 90(2) of the Local Government Act 1999 the Board orders that all members of the public except Executive Manager to the Chief Executive Officer, Mayor, Cr Voogt, Manager Community Property and Facilities, Venue Coordinator and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.1 Hills Football League License Agreement. The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Board is: conducting business; or would prejudice the commercial position of the Board In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board's commercial position may severely prejudice the Board's ability to be able to negotiate a cost-effective proposal for the benefit of the Board and the community in this matter and in relation to other contract negotiations.	Report, related documents and all minutes	The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board's commercial position may severely prejudice the Board's ability to be able to negotiate a cost-effective proposal for the board and the community in this matter and in	licence negotiations are complete or such lesser period as may be	3 Oct 23	Within 12 months	

#	Date	Item Title	Confidential Order Details	Item being 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		relation to other				
			0. 7. (1. 0. (1. 0. (2. (1.)		contract				
			2. Pursuant to Section 90 (3) (b)		negotiations.				
			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.						

#	Date	Item Title		Confidential Order Details	Item being kept	Reason regarding	Resolution Regarding Action	Last Review	Next Review	Date Released
					confidential	retention or		Date	Date	
					- Agenda/	recommend-				
					Attachment/	action to				
					Minutes	release				
						10.000				
204	18 May	Alexandrina	and	Section 90 (3) (B) Order	Report, related	The public interest	Remain confidential until	3 Oct 23	Within 12	
204	2023	Eastern	Hills	Occion 30 (3) (B) Order	documents and all	in public access to	licence negotiations are	3 Oct 23	months	
	1020	Cricket	0	1. Pursuant to Section 90(3)(b)	minutes	the meeting has	complete or such lesser			
		Association				been balanced	period as may be			
		Licence		Pursuant to Section 90(2) of the Local		against the public	determined by the Chief			
		Agreement		Government Act 1999 the Board orders that all		interest in	Executive Officer and that			
				members of the public except Executive		continued non-	this order be reviewed			
				Manager to the Chief Executive Officer, Mayor,		disclosure of this information. The	every 12 months.			
				Cr Voogt, Manager Community Property and Facilities, Venue Coordinator and the Minute		information. The benefit to the				
				Secretary be excluded from attendance at the		public at large				
				meeting for Agenda Item 12.2 Alexandra and		resulting from				
				Eastern Hills Cricket Association Licence		withholding the				
				Agreement.		information				
						outweighs the				
				The Board is satisfied that pursuant to Section		benefit to it of				
				90(3)(b) of the Act, the information to be		disclosure of the				
				received, discussed or considered in relation to		information. The				
				this Agenda item is information the disclosure		Board is satisfied				
				of which could reasonably be expected to confer a commercial advantage on a person		that the principle that the meeting be				
				with whom the Board is: conducting business;		conducted in a				
				or would prejudice the commercial position of		place open to the				
				the Board In addition the disclosure of this		public has been				
				information would, on balance, be contrary to		outweighed in the				
				the public interest. The public interest in public		circumstances				
				access to the meeting has been balanced		because the				
				against the public interest in continued non-		disclosure of the				
				disclosure of this information. The benefit to the		Board's				
				public at large resulting from withholding the information outweighs the benefit to it of		commercial position may				
				disclosure of the information. The Board is		position may severely prejudice				
				satisfied that the principle that the meeting be		the Board's ability				
				conducted in a place open to the public has		to be able to				
				been outweighed in the circumstances because		negotiate a cost-				
				the disclosure of the Board's commercial		effective proposal				
				position may severely prejudice the Board's		for the benefit of				
				ability to be able to negotiate a cost-effective		the Board and the				
				proposal for the benefit of the Board and the		community in this				

#	Date	Item Title	Confidential Order Details	Item being 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.				

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
205	5 June 2023	Confidential Item: Event Opportunity	Pursuant to Section 90(3)(j) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water; Executive Manager to the CEO General Manager Infrastructure; General Manager Planning and Community; General Manager Corporate Services; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Event Opportunity. The Council is satisfied that pursuant to Section 90(3)(j) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would divulge information provided on a confidential basis by a Minister of the Crown, or another public authority or official. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public al large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council 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 in public access 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.	3 Oct 23	Within 12 months	

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

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

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

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

#	Date	Item Title	Confidential Order Details	Item being 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.						

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
208	9 August 2023	Executive Officer Update — Licensees and Booking Activities	Section 90 (3) (b) Order 1. Pursuant to Section 90(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 in public access to the meeting has	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		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. Section 91(7) Order 3. Pursuant to Section 90 (3) (b) That having considered Agenda Item 12.1 Executive Officer Update — Licensees and Booking Activities, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Board pursuant to Section 91(7) of the Act orders that the report, related documents and all minutes be retained in confidence until any agreements or arrangements are finalised between respective parties and confidentiality is no longer required as determined by the Chief Executive Officer or his delegate. This order be reviewed every 12 months.		been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Board is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the Board's commercial position may severely prejudice the Board's ability to be able to negotiate a costeffective proposal for the benefit of the Board and the community in this matter and in relation to other contract negotiations.				

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
209	17 August 2023	Audit and Risk Committee - Addendum to Prudential Report on Wastewater Treatment Plant Upgrade Stage 1	Section 90 (3) (b) Order 1. Pursuant to Section 90(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; 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	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	

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

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210	17 August 2023	Audit and Risk Committee - Strategic Risk Register – ICT Update	Pursuant to section 90(2) and 90(3)(e) of the Local Government Act 1999 the Audit	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	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	

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
211	4 September 2023	Addendum to Prudential Report on Wastewater Treatment Plant Upgrade Stage 1	Section 90 (3) (b) Order 1. Pursuant to Section 90(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	until such time as the council determines that this is no longer required and		Within 12 months	

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommendaction to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 6. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.1.1 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.				

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

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

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

#	Date	Item Title	Confidential Order Details	Item being 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.				

#	Date	Item Title	Confidential Order Details	Item being 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	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 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 in public access to the meeting has been balanced against the public interest in public intere	Retained in confidence until such time as Council has resolved the Operator for the RALC.		Within 12 months	

# Date	e Item Title	Confidential Order Details	Item being 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. Section 91(7) Order 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.				

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
215	7 September 2023	Audit and Risk Committee Confidential Item: Prudential Report on Wastewater Treatment Plant Upgrade Stage 1	Section 90 (3) (b) Order 1. Pursuant to Section 90(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 in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from	and that this order be		Within 12 months	

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

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

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217	18 September 2023	Confidential Regional Aquatic and Leisure Centre Updated Prudential Report	Pursuant to Section 90(3)(b) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Executive Manager, Head of Wastewater, A/General Manager Planning & Community; General Manager Infrastructure, A/General Manager Corporate Services, Senior Project Manager (E. Langford), Manager Water Capital Delivery, and the Minute Secretary be excluded from attendance at the meeting for Agenda 4.1.1 (Regional Aquatic & Leisure Centre — Prudential Report) The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely	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	Retained in confidence until such time as Council has resolved the Operator for the RALC.		Within 12 months	

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			negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. Section 91(7) Order Pursuant to Section 90 (3) (b) 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.				

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
218	18 September 2023	Prudential Report on Wastewater Treatment Plant Upgrade Stage 1	Section 90 (3) (b) Order 1. Pursuant to Section 90(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	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	until such time as the Council determines that this is no longer required and that this order be		Within 12 months	

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			Section 91(7) Order 4. Pursuant to Section 90 (3) (b) That having considered Agenda Item 4.1.2 Prudential Report on the Wastewater Treatment Plant Upgrade Stage 1 in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Agenda Item and attachments and all minutes be retained in confidence until such time as the Council determines that this is no longer required and that this order be reviewed every 12 months.		information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of the information may prejudice Council's ability to be able to secure future wastewater commitment deeds with developers.				

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

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

#	Date	Item Title	Confidential Order Details	Item being 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 in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the			Within 12 months	

#	Date	Item Title	Confidential Order Details	Item being 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.				

#	Date	Item Title	Confidential Order Details	Item being 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, 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	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	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		Within 12 months	

#	Date	Item Title	Confidential Order Details	Item being 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		withholding the		T		
			minutes be retained in confidence until such		information				
			time as approval to release information		outweighs the				
			pertaining to the proposed event has been		benefit to it of				
			received by the State Government or such		disclosure of the				
			lesser period as may be determined by the		information. The				
			Chief Executive Officer.		Council 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.				

#	Date	Item Title	Confidential Order Details	Item being 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(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 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	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		Within 12 months	

#	Date	Item Title	Confidential Order Details	Item being 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.				

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

All Information released
Part Information released
Information remains Confidential