#	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				

Part Information released
Information remains Confidential

73	17	Review of	Section 90 (3) (g) Order	Attachment 2	The redacted	Release Attachment 1	3 Oct 23	Within 12	Att 1
	June	Confidential	1.Pursuant to section 90(2) of the Local	to report - the	parts of	to this report - minute		months	released
	2013	Orders	Government Act 1999 the Council orders	Council	Council Report	47.2 from 20 October			
		Associated	that all members of the public except, Chief	Report -	of 20 October	2008 regarding the			Att 2, 3 part
		with	Executive Officer, General Manager	Confidential	2008	Ombudsman report			Released
		Ombudsman's	Corporate Services, General Manager	Ombudsman	(attachment 2)	·			
		Report 20	Council Services, General Manager	Report 20	be retained in	Dalagae Attachmant 2			17/6/13 –
		October 2008	Infrastructure & Projects, Minute Secretary, Risk & Governance Officer, be excluded	October 2008	confidence for	Release Attachment 2			on web
			from attendance at the meeting for Agenda	redacted	the life of the	to this report - the			20/6/13
			Item 16.3 Confidential Report – Review of	paragraphs	confidential	Council Report –			
			Confidential Orders Associated with the	as shown	agreement;	Confidential			
			Ombudsman's Report - 20 October 2008.	relating to the	The redacted	Ombudsman Report 20 October 2008 with			
			2.Pursuant to Section 90(3)(g)	confidentiality	parts of				
			The Council is satisfied that, pursuant to	agreement	Attachment	redacted paragraphs			
			section 90(3)(g) of the Act, the information to	remaining	Executive	as shown relating to the confidentiality			
			be received, discussed or considered in	confidential;	Summary of	agreement remaining			
			relation to this Agenda Item is information		Ombudsman's	confidential;			
			concerning matters that must be considered	Attachment 3	report – 20	Cornideritial,			
			in confidence in order to ensure that the	to report - the	October 2008				
			Council does not:	Attachment	(attachment 3)	Release Attachment 3			
			*breach any law, order or direction of a court	20 October	be retained in	to this report - the			
			or tribunal constituted by law,	2008 –	confidence	Attachment 20			
			*breach any duty of confidence, or	Ombudsman	until the staff	October 2008 –			
			*breach any other legal obligation or duty as	Report	members are	Ombudsman Report			
			a confidentiality agreement exists	Executive	no longer	Executive Summary			
			The Council is satisfied that the principle of	Summary	employed with	with redacted names			
			the meeting being conducted in a place open	with redacted	Council; and	of staff and			
			to the public has been outweighed in the		Courion, aria				

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			circumstances because detailed information about the confidentiality agreement cannot be released. Pursuant to Section 90(3)(a) The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of staff, in that details of staff performance will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because details of staff performance will be discussed. Section 91(7) Order 6.Pursuant to Section 91(7) That having considered Agenda Item 16.3 Confidential Report – Review of Confidential Orders associated with the Ombudsman's Report Provided to Council on 20 October 2008 in confidence under 90(2) and 3(g) & 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders	staff and complainants as shown remaining	The redacted parts of Attachment Executive Summary of Ombudsman's report – 20 October 2008 (attachment 3) relating to the names of the complainant be retained in confidence for the life of the confidential agreement,	complainants as shown remaining confidential. and this order be reviewed every 12 months.			
74	17 June 2013	Review of Confidential Orders Associated	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	Redacted information as shown	The redacted parts of Council report of 15 December 2008	Release the following items:	3 Oct 23	Within 12 months	Att 1 – released

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		with Ombudsman's Report provided to Council on 15 December 2008	Executive Officer, General Manager Corporate Services, General Manager Infrastructure & Projects, Minute Secretary, Risk & Governance Officer, be excluded from attendance at the meeting for Agenda Item 16.4 Confidential Report – Review of Confidential Orders Associated with the Ombudsman's Report – 15 December 2008. Pursuant to Section 90(3)(g) The Council is satisfied that, pursuant to section 90(3)(g) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information concerning matters that must be considered in confidence in order to ensure that the Council does not: * breach any law, order or direction of a court or tribunal constituted by law, * breach any 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	remaining confidential: Attachment 2 - The Council report of 15 December 2008 Attachment 3 - A letter from Council to the Ombudsman dated 14 November 2008 Attachment 2 - page 198 - dot point 4 - be amended to redact the identity of the council officer.	(attachment 2 to this report); and The redacted parts of the letter from the Council to the Ombudsman dated 14 November 2008 (attachment 3 to this report) be retained in confidence the life of the confidential agreement; and until all staff members are no longer employed with Council or such lesser period as may be determined by the Chief Executive Officer; and that this order be reviewed every 12 months.	Attachment 1 - minute 71.1 from 15 December 2008 regarding the Ombudsman's Report be released; Attachment 4 - A letter from Council to the LGA dated 6 November 2008; Attachment 5 - A project brief; Attachment 6 - Information on the organisational review; and Attachment 7 - Customer Services categories Release with redacted information as shown remaining confidential:			Att 2 – part released Att 3 – part released Att 4 – released Att 5 – released Att 6 – released Att 7 released 17/6/13 – on web 20/6/13

#	Date	Item Title	Confidential Order Details	Item being 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 be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of existing and previous staff, in that details of staff performance will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because details of existing and previous staff performance is discussed. Section 91(7) Order 4. Pursuant to Section 91(7) That having considered Agenda Item 16.4 Confidential Report – Review of Confidential Orders associated with the Ombudsman's Report Provided to Council on 15 December 2008 in confidence under 90(2) and 3(g) & 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act			Attachment 2 - The Council report of 15 December 2008 Attachment 3 - A letter from Council to the Ombudsman dated 14 November 2008 Attachment 2 - page 198 - dot point 4 - be amended to redact the identity of the council officer.			
75	17 June 2013	Review of Confidential Orders Associated with Ombudsman's 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	Redacted information as shown remaining confidential: Attachment 3 — Ombudsman	The redacted information within attachment 3 & attachment 4 be retained in confidence until relevant staff are no longer	Release: Attachment 1 - Council Minute 117.2 dated 15 June 2009; Attachment 2 - Council report 17.2 15 June 2009	3 Oct 23	Within 12 months	Att 1 released Att 2 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
			Agenda Item 16.5 Confidential Report — Review of Confidential Orders Association with the Code of Conduct Report 15 June 2009. The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of staff members and complainants in that details of staff performance and personal details of residents' complaints will be discussed. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the majority of staff subject to the report still work with Council and the information relates to their performance; and also includes matters personal to the complainants and will be discussed. Section 91(7) Order Pursuant to Section 91(7) That having considered Agenda Item Confidential Report – Review of Confidential Orders Association with the Code of Conduct Report 15 June 2009 in confidence under 90(2) and 3(a) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that:	Ombudsman's report. Attachment 3 - page 231 at 1.4.2.4 and page 234 at	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.	'Confidential Ombudsman Report' Release with redacted information as shown remaining confidential: Attachment 3 – Ombudsman investigation report with redactions; Attachment 4 – Mayor's response to Ombudsman's report with redactions. Attachment 3 – page 231 at 1.4.2.4 and page 234 at 3.7.1.5 be amended to redact the identity of individual.			Att 4 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
84	16 Dec 2013	Outcome of 1st Stage Office and Mulitlevel Carpark EOI	- 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) (d) Order Pursuant to Section 90(3)(d) 1.Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the CEO, General Managers, the Minute Secretary and the Manager Projects be excluded from attendance at the meeting for Agenda Item Outcome of the 1st Stage Multi-storey Carpark and Office EOI. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the	Report Attachments Minutes	Section 91(7) Order Pursuant to Section 91(7) 2.That having considered Agenda Item Outcome of the 1st Stage Multi-storey Carpark and Office EOI.in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to	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	3 Oct 23	Within 12 months	

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			commercial position of the person who supplied the information in that the financial details of the EOI will be provided and discussed. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the proponents.		Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence until contracts for the construction of both the office and carpark project have been signed or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.				
88	23 June 2014 Special	Multi-Deck Car Park & Council Office Accommodation	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	council report, related documents and all	the disclosure of which could reasonably be expected to confer a	Until a contract is in place or such lesser period as determined by Chief Executive Officer	3 Oct 23	Within 12 months	

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			Manager Planning and Development, General Manager Infrastructure and Projects, General Manager Council Services, Manager Planning Policy and Strategy, Minute Secretary and Hames Sharley representatives Stuart Headland and Architect Adam Cunningham be excluded from attendance at the meeting for Agenda Item 3.1 Multi-Deck Car Park and Council Office Accommodation. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - proposing to conduct business; and - would prejudice the commercial position of the Council in that the information to be considered includes detailed plans and other financial information, the disclosure of which could prejudice the Council's commercial position during negotiations.	retained in confidence until a contract is in	commercial advantage on a person with whom the Council is: - proposing to conduct business; and - would prejudice the commercial position of the Council in that the information to be considered includes detailed plans and other financial information, the disclosure of which could prejudice the Council's commercial position during negotiations.	Review every 12 months.			

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			In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. 7. Pursuant to Section 90 (3) (b) That having considered Agenda Item 3.1 Multi-Deck Car Park and Council Office Accommodation in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until a contract is in place						

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			or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.						
95	18 May 2015	Regional Tender for Waste, Recycling, Green Organics & Street Litter Bin Collection Services for Recycling/Gre en Organics Processing Services	Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, the four General Managers, the Minute Secretary, the Waste Strategy Coordinator and the Contracts Coordinator be excluded from attendance at the meeting for Agenda Item 17.1 "Regional Tender for Waste, Recycling, Green Organics & Street Litter Bin Collection Services and for Recycling/Green Organics Processing Services". The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council in that the information to be considered includes information, the disclosure of which could prejudice the Council's commercial position during negotiations. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the	Council report, related documents and all minutes other than the name of contractor and the amount, be retained in confidence until the expiry of the contract (including renewals) between SOLO Resource Recovery and Council.	Information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council in that the information to be considered includes information, the disclosure of which could prejudice the Council's commercial position during negotiations. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to	Until the expiry of the contract (including renewals) between SOLO Resource Recovery and Council.	3 Oct 23	Within 12 months	Name of contractor and the amount included in public minutes

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		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. Agrees to award the tender for Waste, Recycling, Green Organics & Street Litter Bin Collection Services and for Recycling/Green Organics Processing Services for an estimated amount of \$1,487,778 in year 1 to SOLO Resource Recovery. Section 91(7) Order Pursuant to Section 90 (3) (b) That having considered the Agenda Item "Regional Tender for Waste, Recycling, Green Organics & Street Litter Bin Collection Services and for Recycling/Green Organics Processing Services" in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes other than the name of contractor and the amount, be retained in confidence until the expiry of the contract (including renewals) between SOLO Resource Recovery and Council.		the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that 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.				

#	Date	Item Title	Confidential Order Details	Item being 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 the information to the detriment of the Council and community.	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	

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			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.				
104	6 June 2016	Mount Barker and Tourist Caravan Park	Pursuant to Section 90(3)(g) 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.	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.	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.	3 Oct 23	Within 12 months	Minute released 4 August 2016 and on Council's website 4 August 2016

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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 would be acting contrary to law as permission has only been granted to provide this information to Council. That having considered Agenda Item 17.1 Confidential Report - Mount Barker Tourist and Caravan Park in confidence under 90(2) and 3(g) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report and attachment remain confidential until the author of the attachment allow for its release and until the confidential settlement details expire on 13 September 2030 or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information would be acting contrary to law as permission has only been granted to provide this information to Council.				

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				confidential	retention or		Date	Date	
				- Agenda/	recommend-				
				Attachment/	action to				
				Minutes	release				
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112	17	Mount Barker	1.	Pursuant to Section 90(3)(b)	Council report,	Information would,	Until the Council has	3 Oct 23	Within 12	Attachment 3
	October	City Centre			related	on balance, be	concluded commercial		months	only released
	2016			Pursuant to Section 90(2) of the Local	documents and	contrary to the	negotiations or no longer		1110111113	on web
	20.0	Land Strategy		Government Act 1999 the Council orders	all minutes be	public interest.	has a direct interest in any			22/12/16
				that all members of the public except the	retained in	The public interest	of the strategic sites			22/12/10
				Chief Executive Officer, four General	confidence with	in public access to	referenced in this item or			
				Managers and Senior Policy Planner and	the exception of	the meeting has	such lesser period as may			
				the Minute Secretary be excluded from	the letter	been balanced	be determined by the Chief			
				attendance at the meeting for Agenda Item	exchange with	against the public	Executive Officer and that			
				Mount Barker City Centre Land Strategy	the Mount Barker	interest in	this order be reviewed			
				,	District	continued non-	every 12 months.			
				The Council is satisfied that pursuant to	Residents'	disclosure of this	•			
				Section 90(3)(b) of the Act, the information	Association, until	information. The				
				to be received, discussed or considered in	the Council has	benefit to the	Extended Refer #116			
				relation to this Agenda item is information	concluded	public at large	Exterided (Verei #110			
				the disclosure of which could reasonably be	commercial	resulting from				
				expected to confer a commercial	negotiations or	withholding the				
				advantage on a person with whom the	no longer has a	information				
				Council is:	direct interest in	outweighs the				
				 conducting business; or 	any of the	benefit to it of				
				 proposing to conduct business; 	strategic sites	disclosure of the				
				and	referenced in this	information. The				
				 would prejudice the commercial 	item or such	Council is satisfied				
				position of the Council	lesser period as	that the principle				
				·	may be	that the meeting be				
				In addition the disclosure of this information	determined by	conducted in a				
				would, on balance, be contrary to the public	the Chief	place open to the				
				interest. The public interest in public	Executive Officer	public has been				
				access to the meeting has been balanced	and that this	outweighed in the				
				against the public interest in continued non-	order be	circumstances				
				disclosure of this information. The benefit	reviewed every	because the				
				to the public at large resulting from	12 months.	disclosure of				
				withholding the information outweighs the		Council's				
				benefit to it of disclosure of the information.		commercial				
				The Council is satisfied that the principle		position may				
				that the meeting be conducted in a place		severely prejudice				
				open to the public has been outweighed in		Council's ability to				

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			the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter. Section 91(7) Order 5. Pursuant to Section 90 (3) (b) & (d) That having considered Agenda Item Mount Barker City Centre Land Strategy in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, related documents and all minutes be retained in confidence with the exception of the letter exchange with the Mount Barker District Residents' Association, until the Council has concluded commercial negotiations or no longer has a direct interest in any of the strategic sites referenced in this item or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		be able to negotiate a cost- effective proposal for the benefit of the Council and the community in this matter.				

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
113	16 January 2017	Public Lighting Services Business Case	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except all General Managers, Acting General Manager Council Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 17.1 – Public Lighting Services Business Case. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the	report is released by the Report Author or such lesser period as may be determined by the	The disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that 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 able to negotiate a cost-	period as may be determined by the Chief	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 and the community in this matter and in relation to other contract negotiations. Section 91(7) Order 3. Pursuant to Section 90 (3) (b) & (d) That having considered Agenda Item 17.1 – Public Lighting Services Business Case in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence until the attached report is released by the Report Author or such lesser period as may be determined by the Chief Executive Officer that this order be reviewed every 12 months.		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
114	Special Audit Committ ee 24 April 2017	Appointment of External Auditor	Pursuant to Section 90(3)(k) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Committee orders that all members of the public except General Manager Corporate Services, Manager Finance and the Risk and Governance Officer, be excluded from attendance at the meeting for Agenda Item 3.1 Appointment of External Auditor. The Committee is satisfied that pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this Agenda item are tenders for the provision of the external audit service. 2. The Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on each of the tenderers as competitive commercial information will be disclosed. Pursuant to Section 91(7) 5. That having considered Agenda Item 3.1 Appointment of External Auditor in confidence under 90(2) and 3(k) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the tender documents be retained in confidence until the contract has concluded and that this order be reviewed every 12 months. This order is subject to Section 91(8)(b) of the Act which provides that details of the identity of the successful tenderer must be released once Council has made a selection. In addition Section 91(8)(ba) of	The tender documents be retained in confidence until the contract has concluded and that this order be reviewed every 12 months.	The information to be disclosed and discussed has the potential to impact adversely on each of the tenderers as competitive commercial information will be disclosed.	Until the contract has concluded and that this order be reviewed every 12 months.	3 Oct 23	Within 12 months	Minutes on website 26 April 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
			the Act requires details of the amount(s) payable by the Council under a contract for the provision of the external audit must be released once the contract has been entered into by all concerned parties.						

#	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				
				wiiiutes	I EI E A SE				

126	4	Mount Barker	Section 90 (3) (g) Order	Discussion,	The Council is	Should remain confidential	3 Oct 23	Within 12
	December	WWTP - CMF		report,	satisfied that	and that this order be	0 00.20	months
	2017	Upgrade: Project	1. Pursuant to Section 90(3) (g)	attachments and	pursuant to	reviewed every 12 months.		months
		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 Occurrency is			
			The Course Wise and offerd the state and order to be at		The Council is			
			The Council is satisfied that the principle that		satisfied that the			
			the meeting be conducted in a place open to		principle that the			
			the public has been outweighed in the		meeting be			
			circumstances because of the legal		conducted in a			
			obligation on Council.		place open to the 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 Mount Barker WWTP CMF Upgrade Project Close-Out in confidence under 90(2) and 3(g) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report, attachments and all minutes should remain confidential and that this order be reviewed every 12 months.						

#	Date	Item Title	Confidential Order Details	Item being 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.	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	te Item Title	Confidential Order Details	Item being 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. That having considered the Agenda Item titled Strategic Land Purchase Mount Barker City Centre in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes be retained in confidence (with the exception of the purchase of the subject land by council being made public once settlement has occurred) until Council has determined and formalised the future use of the subject land following an intended Expressions of Interest process or such lesser period as may be determined by the Chief Executive Officer.						

#	Date	Item Title	Confidential Order Details	Item being 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 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 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	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.		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
			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
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 it of disclosure of the information. The Council is satisfied that 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	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
			would inappropriately become known to any potential proponent. 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 recommendaction to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
	1						T	Large	
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	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	Retained in confidence until the conclusion of the contract and that this order be reviewed every 12 months.	3 Oct 23	Within 12 months	

- conducting

- would

business; or

commercial

Council

prejudice the

position of the

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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.

#	Date	Item Title	Confidential Order Details	Item being 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) 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
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.	untilor such lesser period as may be determined by the Chief Executive Officer and that	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
14	7 2 March 2020	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, Minute Secretary, Ben Koop (JLL/Alinea Group) and Sean Keenihan (Norman Waterhouse Lawyers) be excluded from attendance at the meeting for Agenda Item 18.2 Confidential: City Centre Catalyst Development: Expression of Interest. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or - proposing to conduct business; or - would prejudice the commercial position of the Council In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is	Report, attachments, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: conducting business; or proposing to conduct business; or would prejudice the commercial position of the Council In addition the disclosure of this information would, on balance, be contrary to the public interest. The public access to the meeting has been balanced	Retained in confidence until 25 February 2030 or earlier as determined by the Chief Executive Officer, other than information that is required for consultation. This order will be reviewed every 12 months.	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
			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	Reason	Resolution	Last	Next	Date
				kept confidential - Agenda/ Attachment/ Minutes	regarding retention or recommend- action to release	Regarding Action	Review Date	Review Date	Released
14	9 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	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	
			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						

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

#	Date	Item Title	Confidential Order Details	Item being 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	0 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
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 unterlined in confid	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	

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be retained in confidence until council has secured a legal interest in a site for 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
			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.						

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

#	Date	Item Title	Confidential Order Details	Item being 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, Infrastructure; Acting General Manager Council Services; General Manager Planning and Development; Chief Financial Officer, Commercial Manager, Wastewater, Governance an Risk Officer and Minute Secretary be excluded from attendance at the meeting for Agenda Item Nairne Wastewater Infrastructure Proposed Upgrading and Expansion: Business Case. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and proposing to conduct business; and would prejudice the commercial position of the Council. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to procurement and contract negotiations. 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	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.		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
163	2 August 2021	Aquatic and Leisure Centre	Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Government Act the Council orders that all members of the public except Chief Executive Officer, Deputy Chief Executive Officer, General Manager Community Services, General Manager Infrastructure, General Manager Planning & Development, Chief Financial Officer, Manager Strategic Projects and Economic Development, Risk and Governance Officer, Project Administration Officer, Minute Secretary and Ben Koop (Alinea Group), Warren Green (Warren Green Consulting) and Sean Keenihan (Norman Waterhouse Lawyers) be excluded from attendance at the meeting for Agenda Item 18.2 Aquatic and Leisure Centre. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and would prejudice the commercial position of the Council. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's 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	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	

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			related documents and all minutes be retained in confidence 2 nd August, 2031) or such lesser period as may be determined by the Chief Executive Officer, and that this order be reviewed every 12 months.						

#	Date	Item Title	Confidential Order Details	Item being 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 meeting be conducted in a place open to the public has been outweighed in the circumstances because a Council decision has not yet been made in relation to the advice and its subject matter.	Retained in confidence until the matter has been concluded and that this does not prevent the disclosure of confidential information or such other period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 Months.	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
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
173a	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 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	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

relation to this Agenda item is commercial information of a confidential nature

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order Pursuant to Section 91(7) 4. That having considered Agenda Item 12.1 Nairne Township Wastewater Infrastructure Upgrade – Prudential Report in confidence under 90(2) and 3(b) of the Local Government Act 1999, the Audit and Risk Committee pursuant to Section 91(7) of the Act orders that the agenda item, attachment and all minutes be retained in confidence until the council determines that this order should cease to apply.		(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				

#	Date	Item Title	Confidential Order Details	Item being 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.				

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

#	Date	Item Title	Confidential Order Details	Item being 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 cost- effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.	Council report, related documents and all minutes except Attachments 4 and 5 be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to would prejudice the commercial position of the Council. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in 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
			Section 91(7) Order 9. Pursuant to Section 90 (3) (b) That having considered Agenda Item 3.1 Wastewater Service Delivery – Developer Wastewater Infrastructure Fees in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, related documents and all minutes except Attachments 4 and 5 be retained in confidence, with the exception that this information be made available to all members of the council's Audit and Risk Committee given the addition to the terms of reference of that Committee, until 2 May 2025 or such lesser period for some of the information as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		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
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 confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
178	6 June 2022	Proposed Upgrading and expansion of Nairne Wastewater Infrastructure	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 Wastewater/Recycled Water; General Manager Community Services; General Manager Planning and Community; General Manager Corporate Services; Economic Development Project Manager; Risk and Governance Officer/EA to the Mayor; and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Proposed Upgrading and Expansion of Nairne Wastewater Infrastructure. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business and proposing to conduct business; and would prejudice the commercial position of the Council. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matte	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 Oct 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
	79 6 2020 Y	June Strategic L Purchase	1. Pursuant to Section 90(3)(b) Pursuant to Section 90(2) of the Local Governm Act 1999 the Council orders that all members of public except the Chief Executive Officer, Dep Chief Executive Officer/General Mana Governance, Strategic Projects Wastewater/Recycled Water, General Mana Infrastructure, Acting General Manager Community, General Manager Planning Community, General Manager Corporate Servic Economic Development Project Manager, Risk Governance Officer/ EA to the Mayor and Minute Secretary be excluded from attendance the meeting for the Agenda Item 18.2 ti Strategic Land Purchase. The Council is satisfied that pursuant to Sec 90(3)(b) of the Act, the information to be received discussed or considered in relation to this Ageitem is information the disclosure of which coreasonably be expected to prejudice commercial position of the Council In addition the disclosure of this information wo on balance, be contrary to the public interest. Public interest in public access to the meeting been balanced against the public interest continued non-disclosure of this information. benefit to the public at large resulting find withholding the information outweighs the benefit of disclosure of the information. The Councils at large resulting for the public and place open to the public has be outweighed in the circumstances because disclosure of Council's commercial position reprejudice Council's ability to be able to negotiat cost-effective proposal for the benefit of the Council and the community in this matter and in relation other contract negotiations.	the retained confidence only only only only only only only only	satisfied pursuant to Sec 90(3)(b) of the in the information to received, discus or considered relation to Agenda item information disclosure of who could reasonably expected to prejud the comment position of Council In addition disclosure of information would balance, be control to the public interest public access to meeting has be balanced against public interest continued of information. Denefit to the public large resulting finds.	council has occurred, save and except the rental payable by both of the existing tenants wiremain confidential for a perior of 2 years or such lesser perior as may be determined by the Chief Executive Officer. Chief Executive Officer. The the this in an incontant of the contant of the con	f / d / d / d / d / d / d / d / d / d /	Within 12 months	Report, Minutes and Attachment s 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
			Section 91(7) Order 9. that having considered the Agenda Item 18.2 t Strategic Land Purchase in confidence under 9 and (3)(b) of the Local Government Act 1999 Council pursuant to Section 91(7) of the Act or that the council report, attached documents an minutes be retained in confidence until settler of the purchase of the subject land parcels council has occurred, save and except the re payable by both of the existing tenants will rer confidential for a period of 2 years or such le period as may be determined by the C Executive Officer.	10(2) , the ders d all nent s by ental main sser	Council's commposition prejudice Cou ability to be ab negotiate a effective proposithe benefit of Council and community in matter and in reito other connegotiations.	may uncil's ole to cost-al for the the this lation			

#	Date	Item Title	Confidential Order Details	Item being 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 to prejudice to prejudice to the commercial position of the Council 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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances	Retained in confidence until settlement of the purchase of the subject land parcel by council has occurred or such lesser period as may be determined by the Chief Executive Officer.	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 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 Infrastructure, Acting General Manager Community Services, General Manager Planning and Community, General Manager Corporate Services, Acting Manager Strategic and Community Planning, Manager Financial Services, Risk and Governance Officer and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item 18.2 titled Strategic Purchase of Land for Recreation and Grant Submission. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.	Council report, related documents and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public interest in continued non-disclosure of this information. The benefit to the public access to 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 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
182	1 August 2022	Recycled Water Strategy	Section 90 (3) (d) Order Pursuant to Section 90(3)(d) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer; Deputy Chief Executive Officer/General Manager Wastewater/Recycled Water; General Manager Infrastructure; Executive Manager to the Chief Executive Officer; General Manager Planning and Community; General Manager Corporate Services, Executive Officer to the SSRP Board and Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Recycled Water Strategy. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to: - prejudice the commercial position of the person who supplied the information as recent consultation has been undertaken with potential recycled water customers; or - to confer a commercial advantage on a third party. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public 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 the disclosure of this information may result in a competitor receiving the information to the detriment of the developer / tender etc.	Council report, attachment and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to: - prejudice the commercial position of the person who supplied the information as recent consultation has been undertaken with potential recycled water customers; or - to confer a commercial advantage on a third party. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the	Retained in confidence until 12 months after the adoption at a council meeting of the Recycled Water Strategy or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	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 Pursuant to Section 91(7) 2. That having considered Agenda Item 18.1 Recycled Water Strategy in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence until 12 months after the adoption at a council meeting of the Recycled Water Strategy or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in a competitor receiving the information to the detriment of the developer / tender etc.				

#	Date	1	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
		5 September 2022	Summit Sport a Recreation P Board Review	Section 90 (3) (a) Order 1. Pursuant to Section 90(2) of the Logovernment Act 1999 the Country orders that all members of the puexcept Chief Executive Officer, Department Act 1999 the Country of Chief Executive Officer, Department Act 1999 the Country of Chief Executive Officer, Department Act 1999 the Country of Chief Executive Officer, Department Act 1999 the Country of Chief Executive Officer, Department Act 1999 the Country of Chief Executive Officer, Department Act 1999 the Country of Chief Executive Officer, Department Act 1999 the Country of Chief Executive Officer, Department Act 1999 the Country of Chief Executive Officer, Department Act 1999 the Country of Countr	Attachment Confidential ISC Sum Sport a Recreation P Board Two Y Review of Board, Governance a Confidence L Septem May determined the CI Executive Official and that order reviewed event and the CI Executive Official and that order reviewed event and the CI Executive Official and the CI Executive Official and that order reviewed event and the CI Executive Official Attachment Public Version ISC Sum Recreation P Board Two Y Review of Board, Governance a Operating Model, be may specific and the CI Executive Official Attachment Public Version ISC Sum Recreation P Board Two Y Review of Board, Governance a Operating Model, be may specific and the CI Executive Official Attachment Public Version ISC Sum Recreation P Board Two Y Review of Board, Governance a Operating Model, be may specific and the CI Executive Official Attachment Public Version ISC Sum P Board Two Y Review of Board, Governance and the CI Executive Official Attachment P Board Two Y Review of Board, Governance and Two Y Review of Board, Go	pursuant Section 90(3)(a the Act, information to received, discussed considered relation to Agenda item information 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 Section 90(3)(a the Act, information to received, discussed considered relation to Agenda item information disclosure information concerning by personal affairs members of SSRP Board, that details of Board Memb performance be discuss which sensitive and details only kno to those who h participated in review process reter 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	Confidential Order Details	Item being 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 E Members' performance. Pursuant to Section 91(7) That having considered Agenda 18.1 Summit Sport and Recree Park Board (SSRP) Review confidence under 90(2) and 3(a) of Local Government Act 1999, Council pursuant to Section 91(1) the Act orders that: a) this agenda item and Attach 1 Confidential – ISC Su Sport and Recreation Board Two Year Review of Board, Governance Operating Model be retained confidence until 5 Septe 2024 or such lesser period may be determined by the Executive Officer and that order be reviewed every months; and b) Attachment 2 Public Versi ISC Summit Sport Recreation Park Board Two Review of the B Governance and Oper Model, be made pure available via the course website two weeks following provision of this report to SSRP Board.	weeks follow the provision this report to SSRP Board. SS	of because of de	3			

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#	Date	Item Title	Confidential Order Details	Item being 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	

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#	Date	Item Title	Confidential Order Details	Item being 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 confidence until 31 August 2027 or earlier other than information that is required for consultation with the community as determined by the Chief Executive Officer, and that this order be reviewed every 12 months.		been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle of the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position would compromise the Council's ability to engage and negotiate effectively as the Council's commercial position in relation to the matter would inappropriately become known to				

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

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#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			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, Infrastructure; General Manager, Corporate Services; and the Minute Secretary to be excluded from attendance at the meeting for Agenda Item 18.1 Totness Tripartite Infrastructure Deed Administrative Update. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this agenda item includes commercial information of a confidential nature that has been provided to council on a commercial in confidence basis (not being a trade secret) the disclosure of which could reasonably be expected to: • prejudice the commercial position of the person who supplied the information or • to confer a commercial advantage on a third party. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the non-disclosure of the information at this time. The benefit to the public at large	Report, attachment and all minutes	The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this agenda item includes commercial information of a confidential nature that has been provided to council on a commercial in confidence basis (not being a trade secret) the disclosure of which could reasonably be expected to: • prejudice the commercial position of the person who supplied the information or • to confer a commercial advantage on a third party. In addition, the disclosure of this information would, on balance, be	Retained in confidence until 7 February 2023 or such lesser period as may be determined by the Chief Executive Officer.	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
			resulting from withholding the information outweighs the benefit to it of disclosure of the information. The 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 that 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/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	

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			Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the discussion, report, attachment and all minutes should remain confidential until permission to release the attached Deed is obtained from Hillgrove Copper Pty Ltd, or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		confidentiality clause in the attached Deed.				

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

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

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				Attachment/ Minutes	action to release				
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191	21 December 2022	SSRP Board ISC Governance And Operations Review	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	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.	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.	3 Oct 23	Within 12 months 12	
			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		principle that the meeting be conducted in a place open to the public has been				

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

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/	Reason regarding retention or recommend-	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
				Attachment/ Minutes	action to release				
192	21	AFL Game	Pursuant to Section 90(3)(b)	Verbal update and	The Board is	Verbal update and all	3 Oct 23	Within 12	
192	December 2022	Discussion	Pursuant to Section 90(2) of the Local Government Act 1999 the Board orders that all members of the public except Executive Manager to the Chief Executive Officer and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 12.2 AFL Game Discussion. The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is: - conducting business; or In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal	all minutes be retained in confidence	satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to 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	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	months	

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			for the benefit of the Council and the community in this matter and in relation to other contract negotiations. Section 91(7) Order 2. Pursuant to Section 90(3)(b) That having considered Agenda Item 12.2 AFL Game Discussion, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Board pursuant to Section 91(7) of the Act orders that the verbal update and all minutes be retained in confidence until the Board has executed an agreement and determined the confidential provisions surrounding that agreement or such lesser period as may be determined by the Chief Executive Officer. This order will be reviewed every 12 months.		public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the 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	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	3 Oct 23	Within 12 months	

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

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			confidence until the successful applicants and unsuccessful applicants have been advised of the AHRWMA Constituent Councils' decision.						

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196	6 February 2023	Sale of Council Land, 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 Infrastructure, Executive Manager to the CEO, General Manager Planning and Community, 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 (ExQuarry) 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 in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information	attached documents and all minutes be retained in confidence until settlement of the sale of the subject	3 Oct 23	Within 12 months	

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			Council's ability to be able to negotiate a competitive sale price for the benefit of the Council and the community in this matter. Section 91(7) Order 5. That having considered the Agenda Item 18.2 titled Sale Of Council (Ex-Quarry) Land in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the council report, attached documents and all minutes be retained in confidence until settlement of the sale of the subject land by council has occurred.		outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a competitive sale price for the benefit of the Council and the community in this matter.				

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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 public interest in continued non-disclosure of	Verbal update and all minutes be retained in confidence	The Board is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information, the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the SSRP Board, in that details of the ISC Review will be discussed, which are sensitive and are details only known to those who have participated in the review process. The Board is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this	the confidential provisions surrounding that agreement or such lesser	3 Oct 23	Within 12 months	

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			this 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.				

		<u> </u>	Attachment/ Minutes	recommend- action to release			
February	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	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 Agenda Item and the attachment and all minutes be retained in confidence until council determines that this information is able to be publicly released.	Within 12 months	

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			Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations. 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.				

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199	6 March 2023	SSRP Board Review and Proposed Governance of the Summit Precinct	Section 90 (3) (a) Order 1. Pursuant to Section 90(3)(a) Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer; 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	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	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	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.	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		public has been outweighed in the circumstances because of the information on the performance of Board Members.				
			release of the adopted SSRP Board Terms of Reference for publication and that the SSRP Board are notified 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
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/General Manager Governance and Strategic Projects; General Manager Infrastructure; General Manager Planning and Community Services; General Manager, Corporate Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.4 Regional Aquatic & Leisure Centre Prudential Report - Audit and Risk Committee Recommendations. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of	Agenda Item and the attachment and all minutes be retained in confidence	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, specifically the Board Members' performance, which are sensitive and are details only known to those who have participated in the SSRP Board review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the	The Agenda Item and the attachment and all minutes be retained in confidence until a contract for the design and construction of the Regional Aquatic & Leisure Centre has been executed.	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. Section 91(7) Order 9. having considered Agenda 18.4 Regional Aquatic & Leisure Centre Prudential Report - Audit and Risk Committee Recommendations, in confidence under 90(2) and (3)(b) of the Local Government Act 1999, and pursuant to Section 91(7) of the Act, orders that the Agenda Item and the attachment and all minutes be retained in confidence until a contract for the design and construction of the Regional Aquatic & Leisure Centre has been executed.		public has been outweighed in the circumstances because of the information on the performance of Board Members.				

#	Date	Item Title	Confidential Order Details	Item being 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	arrangements for th council and the deve	dence until formal (binding) e project are in place between eloper of 64 Alexandrina Road d as may be determined by the icer.	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	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 costeffective proposal for the benefit of the Board and the community in this matter and in	Remain confidential until licence negotiations are complete or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	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 01/7) Order		rolation to other	T			
			Section 91(7) Order		relation to other 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 confidential - Agenda/ Attachment/	Reason regarding retention or recommend- action to	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
					Minutes	release				
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 Cricket Association	Hills	1. Pursuant to Section 90(3)(b)	documents and all minutes	in public access to the meeting has been balanced	licence negotiations are complete or such lesser period as may be	0 00120	months	
		Licence Agreement		Pursuant to Section 90(2) of the Local Government Act 1999 the Board orders that all		against the public interest in	determined by the Chief Executive Officer and that			
				members of the public except Executive Manager to the Chief Executive Officer, Mayor,		continued non- disclosure of this	this order be reviewed 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 meeting for Agenda Item 12.2 Alexandra and		public at large resulting from				
				Eastern Hills Cricket Association Licence Agreement.		withholding the information				
				The Board is satisfied that pursuant to Section		outweighs the benefit to it of				
				90(3)(b) of the Act, the information to be received, discussed or considered in relation to		disclosure of the 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 the Board In addition the disclosure of this		place open to the public has been				
				information would, on balance, be contrary to		outweighed in the				
				the public interest. The public interest in public access to the meeting has been balanced		circumstances 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		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 position may severely prejudice the Board's		effective proposal 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)(i) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer; Deputy Chief Executive Officer/General Manager Governance, Strategic Projects and Wastewater/Recycled Water; Executive Manager to the CEO General Manager Infrastructure; General Manager Planning and Community; General Manager Corporate Services; and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.1 Event Opportunity. The Council is satisfied that pursuant to Section 90(3)(j) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would divulge information provided on a confidential basis by a Minister of the Crown, or another public authority or official. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because of the request from a public authority for confidentiality for a limited period of time.	Council report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(j) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would divulge information provided on a confidential basis by a Minister of the Crown, or another public authority or official. In addition the disclosure of this information would, on balance, be contrary to the public interest in public access 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	

public at large

# [Date	Item Title	Confidential Order Details	Item being 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 Corporate Services, Executive Manager to the CEO, and the Minute Secretary be excluded from attendance at the meeting for the Agenda Item 18.1 titled Strategic Purchase of Land Opportunity. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may prejudice Council's ability to be able to negotiate a cost-	Report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to prejudice the commercial position of the Council. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from	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; Deputy Chief Executive Officer/General Manager Governance and Strategic Projects; General Manager Infrastructure; General Manager, Corporate Services, Executive Manager to the CEO and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Sale of Council Land for New Ambulance Station in Mount Barker. The Council is satisfied that pursuant to Section 90(3)(j) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would divulge information provided on a confidential basis by a State Government agency and would, on balance, at this time be contrary to the public interest. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances. Pursuant to Section 91(7) 7. That having considered Agenda Item 18.2 Sale of Council Land for New Ambulance Station in Mount Barker in confidence under 90(2) and 3(j) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the report, documents and all minutes be retained in confidence until whichever is the latter of settlement of the land sale	Report, documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(j) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would divulge information provided on a confidential basis by a State Government agency and would, on balance, at this time be contrary to the public interest. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances.	until whichever is the latter of settlement of the land sale or finalisation of 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
			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	

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

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			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 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
210	17 August 2023	Audit and Risk Committee Strategic Risk Register – ICT Update	1. 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 the	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 in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information to be received.	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	

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
			Section 91(7) Order 6. Pursuant to Section 90 (3) (b) That having considered Agenda Item 18.1.1 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 access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the	until such time as the Council determines that this is no longer required 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
			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 Local Government Act 1999, the Council	Documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of members of the SSRP Board, specifically the Board Members' performance, which are sensitive and are details only known to those who have participated in the SSRP Board review process. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been	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		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	until such time as Council has resolved the Operator for the RALC.		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
			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 ablel 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
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	Council determines that this is no longer required 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 recommendaction 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	regarding	Regarding Action	Review	Review	Released
				confidential - Agenda/	retention or recommend-		Date	Date	
				Attachment/	action to				
				Minutes	release				
				Williates	release				
216	18	Adjourned	Section 90(2) Order	Agenda Item and	The Council is	Retained in confidence		Within 12	
	September 2023	Business -	1. Pursuant to section 90(2) and 90(3)(e) of	attachments and	satisfied that	until such time as the		months	
	2023	Confidential	the Local Government Act 1999 the	all minutes	pursuant to				
		Recommendations from Audit and	Council orders that all members of the public except the Chief Executive Officer;		Section 90(3)(e) of the Act, the				
		Risk Committee	Executive Manager to the Chief Executive		information to be				
		Report – Strategic	Officer; Head of Wastewater; A/General		received,	Teviewed every 12 months.			
		Risk Register –	Manager Corporate Services; A/General		discussed or				
		ICT Update - 4			considered in				
		September 2023	General Manager Infrastructure, Manager,		relation to this				
			Financial Services, Manager Water		Agenda item is				
			Capital Delivery and the Minute Secretary		information the				
			be excluded from attendance at the		disclosure of which				
			meeting for Agenda Item 3.1 Adjourned Business Confidential Recommendations		could reasonably be expected to				
			from Audit and Risk Committee Meeting 17		prejudice matters				
			August 2023: Confidential Report:		affecting the				
			Strategic Risk Register ICT Update – 4		security of				
			September 2023.		information of the				
			·		Council.				
			The Council is satisfied that pursuant to Section						
			90(3)(e) of the Act, the information to be		In addition the				
			received, discussed or considered in relation to		disclosure of this				
			this Agenda item is information the disclosure		information would,				
			of which could reasonably be expected to prejudice matters affecting the security of		on balance, be contrary to the				
			information of the Council.		public interest.				
			miorination of the obtation.		The public interest				
			In addition the disclosure of this information		in public access to				
			would, on balance, be contrary to the public		the meeting has				
			interest. The public interest in public access to		been balanced				
			the meeting has been balanced against the		against the public				
			public interest in continued non-disclosure of		interest in				
			this information. The benefit to the public at		continued non-				
			large resulting from withholding the information outweighs the benefit to it of disclosure of the		disclosure of this information. The				
			information. The Council is satisfied that the		benefit to the				
			principle that the meeting be conducted in a		public at large				
			place open to the public has been outweighed		resulting from				

#	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
			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.				

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend- action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
217	18 September 2023	Confidential Regional Aquatic and Leisure Centre Updated Prudential Report	Pursuant to Section 90(3)(b) 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Executive Manager, Head of Wastewater, A/General Manager Planning & Community; General Manager Infrastructure, A/General Manager Corporate Services, Senior Project Manager (E. Langford), Manager Water Capital Delivery, and the Minute Secretary be excluded from attendance at the meeting for Agenda 4.1.1 (Regional Aquatic & Leisure Centre — Prudential Report) The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to	Agenda Item and the attachment and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. In addition the disclosure of this information would, on balance, be contrary to the public interest 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	Item Title	Confidential Order Details	Item being 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 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	Reason regarding	Resolution Regarding Action	Last Review	Next Review	Date Released
				confidential	retention or	rrogaramig / totion	Date	Date	110104004
				- Agenda/	recommend-				
				Attachment/ Minutes	action to release				
				Williutes	release				
218	18	Prudential Report	Section 90 (3) (b) Order	Agenda Item and	The Council is	Retained in confidence		Within 12	
	September 2023	on Wastewater	1. Pursuant to Section 90(3)(b)	attachments and	satisfied that	until such time as the		months	
	2020	Treatment Plant Upgrade Stage 1	Pursuant to Section 90(2) of the Local Government Act 1999 the Audit and Risk	all minutes	pursuant to Section 90(3)(b) of	Council determines that this is no longer required			
		Opgrade Stage 1	Committee orders that all members of the		the Act, the				
			public except the Chief Executive Officer,		information to be	reviewed every 12 months.			
			Executive Manager, Head of Wastewater,		received,	Totalian area, 12 menine.			
			A/General Manager Corporate Services,		discussed or				
			A/General Manager Planning & Community,		considered in				
			General Manager Infrastructure, Manager		relation to this				
			Water Capital Delivery, Senior Project Manager		Agenda item is				
			and the Minute Secretary be excluded from		information the				
			attendance at the meeting for Agenda Item 4.1.2 Confidential Item: Prudential Report on		disclosure of which could reasonably				
			Wastewater Treatment Plant Upgrade Stage 1.		be expected to				
			Wastewater Treatment Flant Opprace Stage 1.		prejudice the				
			The Council is satisfied that pursuant to Section		commercial				
			90(3)(b) of the Act, the information to be		position of the				
			received, discussed or considered in relation to		Council.				
			this Agenda item is information the disclosure						
			of which could reasonably be expected to		In addition the				
			prejudice the commercial position of the		disclosure of this				
			Council.		information would,				
			In addition the disclosure of this information		on balance, be				
			would, on balance, be contrary to the public		contrary to the public interest.				
			interest. The public interest in public access to		The public interest				
			the meeting has been balanced against the		in public access to				
			public interest in continued non-disclosure of		the meeting has				
			this information. The benefit to the public at		been balanced				
			large resulting from withholding the information		against the public				
			outweighs the benefit to it of disclosure of the		interest in				
			information. The Council is satisfied that the		continued non-				
			principle that the meeting be conducted in a		disclosure of this				
			place open to the public has been outweighed in the circumstances because the disclosure of		information. The benefit to the				
			the information may prejudice Council's ability		public at large				
			to be able to secure future wastewater		resulting from				
			commitment deeds with developers.		withholding 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
			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 Planning and Community, Manager Water Capital Delivery, Senior Project Manager and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 5.1 Regional Aquatic & Leisure Centre Design and Construction Tender. The Council is satisfied that pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this agenda item is a tender for the provision of services and the carrying out of works. The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on the achievement by Council of best value for money through the release of commercially sensitive information. Section 91(7) Order Pursuant to Section 91(7)	Agenda item plus the attachment, tender documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed	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		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	Reason regarding retention or	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
				- Agenda/ Attachment/ Minutes	recommend- action to release				
220	18	Prudential Report	Section 90 (3) (b) Order	Agenda Item and	The Council is	Retained in confidence		Within 12	
220	September 2023	on Wastewater Treatment Plant Upgrade Stage 1	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.	attachments and all minutes	satisfied that pursuant to Section 90(3) (b) of the Act, the 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 such time as the council determines that this is no longer required and that this order be reviewed		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 Corporate Services, Executive Manager, and Minute Secretary be excluded from attendance at the meeting for Agenda Item 5.3 Major Event. The Council is satisfied that pursuant to Section 90(3)(j) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would divulge information provided on a confidential basis by a Minister of the Crown, or another public authority or official. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because of the request from a public authority for confidentiality for a limited period of time. 7. Pursuant to Section 90 (3) (j) That having considered Agenda Item 5.3 Major Event in confidence under 90(2) and (3)(j) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that	Council report, related documents and all minutes	The Council is satisfied that pursuant to Section 90(3)(j) of the Act, the information to be received, discussed or considered in relation to this Agenda item is information the disclosure of which would divulge information provided on a confidential basis by a Minister of the Crown, or another public authority or official. In addition the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in continued non-disclosure of this information. The benefit to the public at large resulting from	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	

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			the council report, related documents and all		withholding the				
			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 2023 and that all remaining information will be retained in confidence until determined by the Council that they be released.		Within 12 months	

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			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				

Part Information released
Information remains Confidential