

CONFIDENTIAL ITEMS 2003 – AUGUST 2025

#	Date	Item Title	Confidential Order Details	Item being 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. <u>Pursuant to Section 90(3)(a)</u> 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	That the report and minutes be retained in confidence until the successful applicants and unsuccessful applicants have been advised of the AHRWMA Constituent Councils' decision.	Council is satisfied that the principle that the report be available in a place open to the public has been outweighed in the circumstance because the disclosure of details relating to personal information of people who expressed an interest in membership of the Committee including the role of Chairperson will be discussed.	That the report and minutes be retained in confidence until the successful applicants and unsuccessful applicants have been advised of the AHRWMA Constituent Councils' decision.	8 Oct 24	Within 12 months	<i>Report and Minutes released on website 26 August 2024 Attachment released on website 14 October 2025</i>

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			90(2) and 90(3)(a) of the Local Government Act 1999, Council pursuant to Section 91(7) of the Act orders that the report and minutes be retained in confidence until the successful applicants and unsuccessful applicants have been advised of the AHRWMA Constituent Councils' decision.						

RELEASED

**AHRWMA****"Sustainable Waste Management Through Shared Services"**

Attachment to Item 18.1

To: Andrew Stuart CEO, MBDC
From: Sarah O'Flaherty, Acting Executive Officer
Date: 04 January 2023
Subject: **CONFIDENTIAL ITEM: Appointment of three Independent Members to the AHRWMA Audit and Risk Committee**
Attachments: Confidential report pertaining to the online motion
Board Member responses to online motion

The AHRWMA Board is looking to have in place a new Audit and Risk Committee in the early part of 2023 and has undertaken a selection process for the three vacant positions.

In accordance with board resolution OM20220921.09, the Board forwards to the Constituent Councils three independent members to join the AHRWMA Audit and Risk Committee.

The Authority is requesting that Constituent Councils put a confidential item to their January 2023 Council meeting in order that the Committee appointments can be ratified in time for the next AHRWMA Audit and Risk meeting, 8th February 2023.

Council is requested to consider the endorsement of the following successful candidates (as approved by the AHRWMA Board on 28th December 2022) at the January 2023 Council meeting and authorise the AHRWMA Acting EO to notify the independent members of their appointment.

Recommendation:

1. To endorse Rebecca Wilson as an independent member to the AHRWMA Audit and Risk Committee and approve the AHRWMA Acting EO to make the appointment.
2. To endorse Marina Wagner as an independent member to the AHRWMA Audit and Risk Committee and approve the AHRWMA Acting EO to make the appointment.
3. To endorse Elizabeth Williams as an independent Chairperson to the AHRWMA Audit and Risk Committee and approve the AHRWMA Acting EO to make the appointment.

Sarah O'Flaherty, Acting Executive Officer

Report Title: **CONFIDENTIAL ITEM: Appointment of three Independent Members to the AHRWMA Audit and Risk Committee**

AUTHOR: **Acting Executive Officer**

ONLINE MOTION: **Email response due 28 December 2022, 5.00pm**

ATTACHMENTS: **Nil**

Purpose:

To provide the outcome of the recent expression of interest process for three independent members of the Audit and Risk Committee following the adoption of the new Audit and Risk Committee Terms of Reference in September 2022.

Recommendation:

That the Board:

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 for Sarah O'Flaherty A/Executive Officer AHRWMA be excluded from consideration of the report: Appointment of three Independent Members to the AHRWMA Audit and Risk Committee.

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 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 in that details included in their resumes be discussed.

The Board 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.

2. That as per the selection panel's recommendation the Board recommends the Constituent Councils appoint:

- **Rebecca Wilson** as an Independent Member to the AHRWMA Audit and Risk Committee commencing from the February 2023 ARC Meeting for a term of 1.5 years. (Currently CEO of Scouts SA and experience with local government, risk management, legal, commercial operations, marketing and finance.)
- **Marina Wagner** as an Independent Member to the AHRWMA Audit and Risk Committee commencing from the February 2023 ARC meeting for a term of 1.5 years. (Currently Principal Consultant with Sustainable Solutions and previously Executive Officer with FRWA with senior level experience with strategic management, familiarity with AHRWMA and commercial operations.)
- **Elizabeth Williams** be appointed as the independent Chairperson of the AHRWMA Audit and Risk Committee commencing from the February 2023 ARC meeting for a term of 2 years. (Currently Director Customer Service with Public Trustee of SA, local government senior level experience in waste management, finance, governance and familiar with AHRWMA.)

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, the Board pursuant to Section 91(7) of the Act orders that the report and minutes be retained in confidence until the successful applicants and unsuccessful applicants have been advised on the Constituent Council's decision.

Context:

The Audit and Risk Committee is established in compliance with clause 30, schedule 2 of the Local Government Act 199 (the Act) and in accordance with regulation 17 of the Local Government (*Financial Management*) Regulations 2011.

The Audit and Risk Committee Terms of Reference stipulates under Section 4 - Membership:

- Members of the Committee will be determined or approved by the Constituent Councils.
- The Committee will consist of two member of the Board and three Independent Members.
- One of the Independent Members will be appointed by the Board as the Chairperson.
- Independent Members will be appointed for a maximum term of 2 years.
- Terms of the appointments will preferably be arranged to ensure an orderly rotation and continuity of committee membership.
- Independent Members are eligible for reappointment at the expiration of their term at the sole discretion of the Constituent Councils. An Independent Member may be reappointed for a maximum of three terms.

General Analysis:

In accordance with the Board resolution of 21 September 2022, the Board has gone to market to source independent members who possess financial, legal, risk management, commercial operations, marketing, and strategic waste management experience.

An expression of interest for membership of this Committee was open for 3 weeks, closing on 11 November 2022. Advertisements were placed in the Advertiser, the Courier, the Southern Argus and Seek.

36 applications were received with many being of high quality. The panel conducted 7 interviews during the period 5-7th December 2022 and shortlisted candidates had a second interview on 20th December 2022.

The three recommended candidates are considered of high caliber who will be able to assist the Authority in developing and realising the strategic plan.

Financial Implications:

Sitting fees for the Audit and Risk Committee are \$500 per meeting for independent members and \$600 per meeting for the Chairperson. Anticipating five meetings per year, with 3 meetings remaining for this financial year. Budget of \$4,800 is available for the remaining meetings for the FY2023.

Risk Assessment:

There were no identified risks with this report.