

9.1.2 LOCAL GOVERNMENT ADVISORY BOARD – VOLUNTARY AMENDMENT

PROPOSED MEETING DATE:	7 March 2023
PROPONENT:	Shire of Kent
LOCATION:	Shire of Kent
AUTHOR:	Adam Seiler – Chief Executive Officer
REPORTING OFFICER:	Adam Seiler – Chief Executive Officer
FILE NO:	GOV.106
ASSESSMENT NO:	Nil
ATTACHMENTS:	Nil
DISCLOSURE OF INTEREST:	Nil

PURPOSE

Council endorse and authorise preparation of a comprehensive report in relation to work undertaken in response to the Local Government Advisory Board (LGAB) pathway toward the 2023 Ordinary Election.

BACKGROUND

Council received the resignation of Cr Tapscott in December with an effective date of 1 February 2023.

Council is required, post this effective date, to resolve acceptance of the resignation and make a request to the WA Electoral Commissioner that the vacancy remain unfilled until October 2023 (noting Cr Tapscott's original term concludes October 2025).

COMMENT

Attached is a position paper from Conway Highbury which details the process Council is to follow.

Local Government Act 1995, section 4.9

3. Subject to the discussions with LG Advisory Board staff, the Special Meeting also consider–
 - (a) formally consider the outcomes of the public consultation regarding representation,
 - (b) determine the basis for a submission to the LG Advisory Board, and
 - (c) request and extension until 31 March 2023 from the LG Advisory Board to make a submission regarding the voluntary pathway to be taken for a reduction of number of elected members.
4. Subject to the discussions with LG Advisory Board staff, that at the Ordinary Meeting to be held on 15 March 2023, Council consider that the submission to the LG Advisory Board be –
 - (a) a reduction of number from 8 to 6 as previously decided,
 - (b) that the balance of the current vacancy for a term concluding in October 2025 be terminated in October 2023, effectively bringing that intended reduction forward 2 years, and
 - (c) that the reduction of vacancies from 4 to 3 in October 2023 remain in place.

STATUTORY IMPLICATIONS

Local Government Act 1995 section 4.9.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Nil

RISK IMPLICATIONS

Nil

VOTING REQUIREMENT

Absolute Majority

OCM2223/094 - COUNCIL RESOLUTION

MOVED Cr TD Borgward / Cr GW Hobley**That Council:**

- 1. Formally consider the outcomes of the public consultation regarding representation;**
- 2. Determine the basis for a submission to the Local Government Advisory Board to be via a written statement outlining the outcomes of the public consultation period; and,**
- 3. Request an extension until 31 March 2023 from the Local Government Advisory Board to make a submission regarding the voluntary pathway to be taken for a reduction of the number of elected members.**
- 4. At the March Ordinary Meeting, Council consider that a submission to the Local Government Advisory Board be:**
 - a. A reduction of the number of elected members from 8 to 6 as previously decided;**
 - b. That the balance of the current vacancy related to Cr Tapscott for a term concluding in October 2025 be terminated in October 2023; and,**
 - c. That the reduction of vacancies from 4 to 3 in October 2023 remain in place.**

**CARRIED 7/0
By Absolute Majority**