
 Adelaide Plains Council	20.2 Confidential Item
25 July 2022	

20.2 Governance Advisory Panel – Independent Membership – Outcome of Expression of Interest Process

RECOMMENDATION

“that:

1. Pursuant to section 90(2) of the *Local Government Act 1999*, Council orders that all members of the public, except Chief Executive Officer, General Manager – Governance and Executive Office, General Manager – Infrastructure and Environment, General Manager – Development Community, General Manager – Finance and Business, Manager Governance and Administration, Administration and Executive Support Officer/Minute Taker and Information Technology Support Officer be excluded from attendance for Agenda Item 20.2 – *Governance Advisory Panel – Independent Membership – Outcome of Expression of Interest Process*;
2. Council is satisfied that pursuant to section 90(3)(a) of the *Local Government Act 1999*, Item 20.2 – *Governance Advisory Panel – Independent Membership – Outcome of Expression of Interest Process* concerns information of a confidential nature the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person, constituting information relevant to the applicants’ potential appointment and suitability for a position on the Governance Advisory Panel and it would be unreasonable to disclose this information as part of the confidential recruitment process; and
3. Council is satisfied that the principle that meetings should be conducted in a place open to the public has been outweighed by the need to keep the information, matter and discussion confidential.”

	20.2	Governance Advisory Panel – Independent Membership – Outcome of Expression of Interest Process
	Department: Report Author:	Governance and Executive Office General Manager – Governance and Executive Office
Date: 25 July 2022	Document Ref:	D22/28396

EXECUTIVE SUMMARY

- The purpose of this report is for Council to consider the current independent membership composition of its Governance Advisory Panel (the Panel) and in particular, consider the outcome of the recent Expression of Interest (EOI) Process undertaken.
- The Panel’s independent membership was last substantially reviewed in July 2018, at which time the current members were initially appointed for two (2) years. Although no EOI Process has been undertaken since June 2018, Council has reviewed the Panel’s membership and, on each occasion, has resolved to re-appoint current members. The current membership term will expire on 25 July 2022.
- In light of the above and in accordance with Council’s resolution (2022/007), an EOI Process was undertaken (including interviews) and an ‘Interview Recommendation Report’ is provided for at **Attachment 1** to this report.
- It is now for Council to consider the Candidate and Interview Summary and in doing so, and in accordance with the Panel’s Terms of Reference, determine the Independent Membership appointments to the Panel for the next four (4) year period.

RECOMMENDATION 1 – Acknowledgment of Expression of Interest Process

“that Council, having considered Item 20.2 – *Governance Advisory Panel – Independent Membership – Outcome of Expression of Interest Process*, dated 25 July 2022, receives and notes the report and in doing so acknowledges that a comprehensive Expression of Interest Process (including the holding of interviews) was undertaken by Council’s Governance Staff in conjunction with the Mayor and Deputy Mayor.”

RECOMMENDATION 2 – Independent Member Appointment

“that Council, having considered Item 20.2 – Governance Advisory Panel – Independent Membership – Outcome of Expression of Interest Process, dated 25 July 2022:

1. Appoints the following independent members to Council’s Governance Advisory Panel (the Panel) for a four (4) year period (commencing on 26 July 2022 and concluding on 25 July 2026) in accordance with clause 3.1 of the Panel’s Terms of Reference:
 - _____
 - _____
 - _____; and
2. Acknowledges that, in accordance with Clause 4.1 of the Panel’s Terms of Reference, the Chief Executive Officer will appoint, from amongst the independent members, a Chairperson to preside at meetings of the Panel.”

BUDGET IMPACT

Estimated Cost:	Nil
Future ongoing operating costs:	\$3,400 per meeting.
Is this Budgeted?	Yes. 2022/2023 budget contemplates four (4) GAP meetings.

RISK ASSESSMENT

Good governance is crucial to any organisation and having interested and experienced independent members on the Panel, plays a major role in ensuring Council’s governance framework is reviewed, monitored and adhered to. It also ensures an extra layer of accountability for Council. Good governance affects an organisation’s performance and is at the heart of any successful business.

Attachments

1. Interview Recommendation Report – Governance Advisory Panel – Independent Membership 2022

Discussion

In line with Council's abovementioned resolutions, the Chief Executive Officer called for expressions of interest in relation to three (3) independent member positions on the Panel from 30 May 2022 until 20 June 2022, and interviews with shortlisted candidates were subsequently held on 7 July 2022. Also in accordance with Council's resolution, the Interview Panel consisted of the Mayor, Deputy Mayor, General Manager – Governance and Executive Officer and Manager – Governance and Administration.

Provided for at **Attachment 1** to this report is the 'Interview Recommendation Report' prepared by the Interview Panel.

Conclusion

Good governance is crucial to any organisation and having interested and experienced independent members plays a significant role in ensuring that Council's governance framework is reviewed, monitored and adhered to. With current Independent Members appointed until 25 July 2022, Council must now consider the Panel's Independent Membership appointments for the next four (4) years in accordance with the Panel's Terms of Reference.

References

Legislation

Local Government Act 1999

Council Policies/Plans

Strategic Plan 2021-2024 Proactive Leadership

Terms of Reference – Governance Advisory Panel

RECOMMENDATION

“that Council, having considered the matter of Agenda Item 20.2 – *Governance Advisory Panel – Independent Membership – Outcome of Expression of Interest Process* in confidence under sections 90(2) and 90(3)(a) of the *Local Government Act 1999*, resolves:

1. That the report and the minutes pertaining to Agenda Item 20.2 – *Governance Advisory Panel – Independent Membership – Outcome of Expression of Interest Process* remain confidential and not available for public inspection until the applicants for positions on the Governance Advisory Panel have been advised of the outcome of their application;
2. That Attachment 1 pertaining to Agenda Item 20.2 – *Governance Advisory Panel – Independent Membership – Outcome of Expression of Interest Process* remain confidential and not available for public inspection until further order of Council;
3. Pursuant to section 91(9)(a) of the *Local Government Act 1999*, the confidentiality of the matter will be reviewed every 12 months; and
4. Pursuant to section 91(9)(c) of the *Local Government Act 1999*, Council delegates the power to revoke this confidentiality order to the Chief Executive Officer.”