

## LOCAL GOVERNMENT ACT 1995

### *City of Vincent*

#### Standing Orders Amendment Local Law 2017

Under the powers conferred by the *Local Government Act 1995* and by all other powers enabling it, the Council of the City of Vincent resolved on 6 February 2018 to make the following local law:

#### **1. Citation**

This local law may be cited as the *City of Vincent Standing Orders Amendment Local Law 2017*.

#### **2. Commencement**

This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

#### **3. Principal local law**

In this local law the *City of Vincent Standing Orders Local Law 2008* published in the *Government Gazette* on 14 October 2008 and amended as published in the *Government Gazette* on 5 July 2013, is referred to as the principal local law. The principal local law is amended.

#### **4. Title**

In the title of the principal local law delete "Standing Orders" and insert "Meeting Procedures".

#### **5. General**

Wherever it appears, delete "Standing Orders" and insert "Meeting Procedures".

#### **6. Citation**

In clause 1.1 of the principal local law after subclause (2) insert-

"(3) This local law was previously cited as the "*City of Vincent Standing Orders Local Law 2008*" until it was amended by the "*City of Vincent Standing Orders Amendment Local Law 2017*".

#### **7. Table of Contents**

In the table of contents —

- (a) delete clause 2.16 and insert:  
"2.16 Recording and web streaming of proceedings";
- (b) delete clauses 8.10, 8.11 and 8.12 and insert:  
"8.10 Mobile phones and audible electronic devices";
- (c) delete clause 12.9 and insert:  
"12.9 Council Briefings".

#### **8. Clause 1.6 amended**

In clause 1.6 —

- (a) delete ""**Agenda**"" and insert ""**agenda**"";
- (b) delete the definition of "**document**" and insert-  
" "**document**" means a document as prescribed in the *Freedom of Information Act 1992*;"

- (c) delete the definition of "**Minor Amendment**";
- (d) delete the definition of "**notice paper**" and insert-  
  - " "**notice paper**" in relation to any proposed meeting means a paper setting out the terms of business to be transacted at the meeting and the order of that business. The notice calling a special meeting may stand as the notice paper for that meeting;"
- (e) delete the definition of "'**presiding member**'" and insert-  
  - "'**presiding member**'" means:
    - (a) in respect of the Council, the person presiding under section 5.6 of the Act; and
    - (b) in respect of a committee, the person presiding under sections 5.12, 5.13, and 5.14 of the Act;"

#### **9. Clause 2.1 amended**

In clause 2.1 delete "Councillor" and insert "Council Member".

#### **10. Clause 2.2 amended**

Delete clause 2.2(1) and insert -

- "(1) Notice of ordinary meetings of the Council are to:-
- (a) be given to members in writing;
  - (b) state the place, date and hour of the meeting;
  - (c) state the business to be transacted; and
  - (d) be transmitted by electronic mail, together with an agenda at least seventy-two (72) hours before the time of the commencement of the meeting."

#### **11. Clause 2.3 amended**

In clause 2.3 after the word "Regulations" insert " and on the City's website";

#### **12. Clause 2.5 amended**

In clause 2.5(4) -

- (a) After the words "transacted at a" delete "Special" and insert "special";
- (b) After the words "which the" delete "Special" and insert "special".

#### **13. Clause 2.6 amended**

In clause 2.6(3) -

- (a) Delete "Special" and insert "special".

#### **14. Clause 2.8 amended**

In clause 2.8 -

- (a) In clause 2.8(5) delete "new order in which they are raised and include;" and insert "following order:"
- (b) After subclause (5)(c) insert -  
  - "(d) items which are marked "confidential" and are to be considered "behind closed doors"."

**15. Clause 2.9 amended**

In clause 2.9(1) delete "at least one (1) hour";

**16. Clause 2.16 amended**

Delete clause 2.16 and insert-

**"2.16 Recording and web streaming of proceedings**

- (1) No person is to use any electronic, visual or vocal recording device or instrument to record the proceedings of the Council or a committee, unless the person has been given prior permission by the Council.
- (2) Subclause (1) does not apply if the recording is taken by or at the direction of the CEO, with the permission of the Council or committee.
- (3) Wherever a meeting is open to the public, the Council may make the proceedings of the Council available to members of the public via web streaming.
- (4) The presiding member may decide to stop or start web streaming at any time during the Council meeting."

**17. Clause 2.18 amended**

In clause 2.18, delete subclause (6).

**18. Clause 2.19 amended**

- (1) Delete clauses 2.19(1) and 2.19(2);
- (2) Renumber clause 2.19(4) as 2.19(1);
- (3) Renumber clause 2.19(3) as 2.19(2);
- (2) In clause 2.19(6)(a), delete "address" and insert "the suburb in which they reside or, where a member of the public is representing the interests of a business, the suburb in which that business is located";
- (3) In clause 2.19(6)(c) after "three (3) minutes" insert "and each person may only speak once";
- (4) Renumber clauses 2.19(5) to 2.19(9) as 2.19(3) to 2.19(7) respectively;
- (5) In clause 2.19 after subclause (7) insert -
  - "(8) Notwithstanding clause 2.19(4)(c), additional written questions not asked in the time allocated may be submitted in writing to the CEO and will be treated as correspondence."

**19. Clause 2.22 amended**

- (1) In clause 2.22(1) delete "the committee";
- (2) In clause 2.22(2) after "Mayor" insert " or presiding member".

**20. Clause 2.24 amended**

- (1) In clause 2.24(1)(g)(iv) delete "councillors" and insert "Council Members".
- (2) In clause 2.24 after subclause (4) insert -
  - "(5) Once Council has resolved that a petition be received pursuant to clause (4)(a) or (4)(b), the CEO shall nominate an officer who will be responsible for dealing with the petition."

**21. Clause 3.2 amended**

- (1) In clause 3.2, where it appears delete "Councillor" and insert "Council Member";
- (2) In clause 3.2 delete "Councillors" and insert "Council Members".

**22. Clause 5.2 amended**

Delete clause 5.2(3) and insert-

"(3) The result of voting openly is determined by a method such as on the count of raised hands or through electronic voting that enables a record to be taken of each member's vote."

**23. Clause 8.10 amended**

Delete clause 8.10.

**24. Clause 8.11 amended**

Delete clause 8.11.

**25. Clause 8.12 amended**

Renumber clause 8.12 as 8.10.

**26. Clause 9.7 amended**

In clause 9.7(2) after the words "member to" insert " be seated or to".

**27. Clause 9.8 amended**

In clause 9.8, wherever it appears delete "Councillor" and insert "Council Member".

**28. Part 12 amended**

Delete "**PART 12 - COMMITTEES AND FORUMS**" and insert-

**"PART 12 - COMMITTEES AND COUNCIL BRIEFINGS"**.

**29. Clause 12.9 amended**

Delete clause 12.9 and insert-

**"12.9 Council Briefings**

- (1) Council Briefings may be held to provide Council Members with the opportunity to ask questions and clarify issues relevant to the agenda items due to be presented to the following Ordinary Council Meeting.
- (2) Clause 2.17 of these Meeting Procedures shall apply to Council Briefings.
- (3) Clause 2.19 of these Meeting Procedures shall apply to Council Briefings, but questions shall only relate directly to items listed on the agenda.
- (4) Council may prescribe procedures for the management of Council Briefings."

**30. Clause 13.1 amended**

In clause 13.1(1) delete "Employee" and insert "employee".

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Dated:

The Common Seal of            )  
The City of Vincent was        )  
affixed in the presence of:    )

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**Emma Cole**  
**MAYOR**

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**Len Kosova**  
**CHIEF EXECUTIVE OFFICER**