



CITY OF NEWCASTLE

Councillors

In accordance with section 367 of the Local Government Act, 1993 notice is hereby given that an **EXTRAORDINARY MEETING** of the Council will be held as follows:

DATE: Tuesday 9 August 2022
TIME: 6.45pm
VENUE: Council Chambers
Level 1, City Administration Centre
12 Stewart Avenue
Newcastle NSW 2302

J Bath
Chief Executive Officer

**City Administration Centre
12 Stewart Avenue
NEWCASTLE WEST NSW 2302**

5 August 2022

Please note:

Meetings of City of Newcastle (CN) are webcast. CN accepts no liability for any defamatory, discriminatory or offensive remarks or gestures made during the meeting. Opinions expressed or statements made by participants are the opinions or statements of those individuals and do not imply any form of endorsement by CN. Confidential matters will not be webcast.

The electronic transmission is protected by copyright and owned by CN. No part may be copied or recorded or made available to others without the prior written consent of CN. Council may be required to disclose recordings where we are compelled to do so by court order, warrant or subpoena or under any legislation. Only the official minutes constitute an official record of the meeting.

Authorised media representatives are permitted to record meetings provided written notice has been lodged. A person may be expelled from a meeting for recording without notice. Recordings may only be used for the purpose of accuracy of reporting and are not for broadcast, or to be shared publicly. No recordings of any private third party conversations or comments of anyone within the Chamber are permitted.

In participating in this Meeting, Councillors are reminded of their oath or affirmation of office made under section 233A of the Local Government Act 1993, and of their obligations under City of Newcastle's Code of Conduct for Councillors to disclose and appropriately manage conflicts of interest.

BUSINESS

ITEM 2: CON 09/08/22 - ORGANISATION STRUCTURE

REPORT BY: CHIEF EXECUTIVE OFFICER

CONTACT: CHIEF EXECUTIVE OFFICER

REASON FOR CONFIDENTIALITY

This report has been classified confidential in accordance with the provisions of the *Local Government Act 1993* (the Act) as follows:

Section 10A(2)(a) personnel matters concerning particular individuals.

Sections 10B(1)(a) and (b) the discussion of the item in a closed meeting:

- (a) Only as much of the discussion as is necessary to preserve the relevant confidentiality, privilege or security; and
- (b) The Council or Committee concerned is satisfied that discussion of the matter in an open meeting would, on balance, be contrary to the public interest.

GROUNDINGS FOR CLOSING PART OF THE MEETING

In respect to section 10D(2) of the Act, the grounds on which part of a meeting is to be closed for the discussion of the particular item must be stated in the decision to close that part of the meeting and must be recorded in the minutes of the meeting. Accordingly, an appropriate resolution to proceed is required first.

MOTION TO PROCEED

That Council determine the discussion of the confidential report is to take place in a closed session, with the press and public excluded, for the following reasons:

A The matter relates to:

Section 10A(2)(a) of the Act - personnel matters concerning particular individuals

B The closed session involves section 10B(1)(a) of the Act that provides that a meeting is not to remain closed during the discussion of anything referred to in section 10A(2):

- (i) except for so much of the discussion as is necessary to preserve the relevant confidentiality, privilege or security; and
- (ii) if the matter concerned is a matter other than a personal matter concerning particular individuals, the personal hardship of a resident or ratepayer or a trade secret – unless the council or committee concerned is satisfied that discussion of the matter in an open meeting would, on balance, be contrary to public interest.