BARKLY REGIONAL COUNCIL

OUR VISION

We strive to be responsive, progressive, sustainable council which respects, listens and empowers the people to be strong.

The Way We Will Work

We will make it happen!
We will be engaged and have regular opportunities to listen.
We will have strong policy and budgets to ensure our programs and services are progressive and sustainable.
Respect is shown in everything we do and we have acceptance of all cultures in the Barkly Region and their practices through a culturally competent Council.
We are a responsible Council.
We will be a responsive Council.
We want to empower local decision making.
We want to ensure that our services are sustainable and that our region has a standard consistent level of services.
We want to be able to sustain our environment – our communities, our physical places, our people and our organisational culture.
We will aggressively pursue additional funding from both levels of government to improve the standard of living of people across the region.
We need to be realistic, transparent and accountable.

AGENDA
AMPILATWATJA LOCAL AUTHORITY MEETING
THURSDAY, 9 NOVEMBER 2017

The Ampilatwatja Local Authority will be held in Ampilatwatja on Thursday, 9 November 2017 at 11:00am.

Steven Moore
Chief Executive Officer

AGENDA

ITEM	SUBJECT	PAGE NO

MEETING TO COMMENCE WITH ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

1 OPENING & ATTENDANCE

1.1 Authority Members Present
1.2 Staff and Visitors Present
1.3 Apologies to be accepted
1.4 Absent without Apology
1.5 Resignations
1.6 Disclosure of Interests

2 CONFIRMATION OF PREVIOUS MINUTES

2.1 Ampilatwatja Local Authority Minutes - 3 May 2017 4

3 ACTION ITEMS FROM PREVIOUS MEETING

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4 AREA MANAGERS REPORT

4.1 CEO Update 13
4.2 Area Manager update 14

5 LOCAL AUTHORITY PROJECTS BREAKDOWN

Nil

6 REPORTS FROM BARKLY REGIONAL COUNCIL

Nil

7 CEO REPORT ON CURRENT BRC SERVICES IN LA AREA

Nil

8 BRC'S REPSONSE TO LA ISSUES RAISED

Nil

9 SERVICE DELIVERY ISSUES REPORTS IN THE LA AREA

Nil

10 REGIONAL COUNCIL'S ANNUAL REPORT FOR THE PREVIOUS FINANCIAL YEAR

Nil

11 THE REGIONAL COUNCIL'S POLICY ON DELEGATION OF POWERS AND FUNCTIONS

Nil

12 THE REGIONAL COUNCIL'S PROPOSED REGIONAL PLAN

Nil

13 THE REGIONAL COUNCIL'S PROPOSED BUDGET PRIORITIES FOR THE LOCAL AUTHORITY AREA FOR THE NEXT FINANCIAL YEAR

Nil

14 BRC'S RESPONSE TO SERVICE DELIVERY COMPLAINTS IN THE LA AREA

Nil

15 OTHER BUSINESS

15.1 Update on Local Authority funding allocation 15
15.2 Animal Management 17
15.3 Meeting Schedule 18
15.4 Local Authority Establishment Policy and Code of Conduct 19

16 VISITOR PRESENTATIONS

Nil

17 QUESTIONS FROM MEMBERS OF THE PUBLIC

Nil

18 CLOSE OF MEETING

CONFIRMATION OF PREVIOUS MINUTES

ITEM NUMBER 2.1
TITLE Ampilatwatja Local Authority Minutes - 3 May 2017
REFERENCE 219862
AUTHOR Steve Moore, Chief Executive Officer

RECOMMENDATION

That the Authority

a) Receive and note report
b) Confirm the minutes of the Ampilatwatja Local Authority meeting held 3 May 2017

SUMMARY:

The Ampilatwatja Local Authority was held on 3 May 2017 and the attached minutes are a true and accurate record.

BACKGROUND

ISSUE/OPTIONS/CONSEQUENCES

CONSULTATION & TIMING

ATTACHMENTS:

1 Ampilatwatja LA Minutes 03.05.2017.pdf

BARKLY REGIONAL COUNCIL

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We will aggressively pursue additional funding from both levels of government to improve the standard of living of people across the region.
We need to be realistic, transparent and accountable.

UNCONFIRMED

MINUTES
AMPILATWATJA LOCAL AUTHORITY MEETING
WEDNESDAY, 3 MAY 2017

The Ampilatwatja Local Authority was held in Ampilatwatja on Wednesday, 3 May 2017 at 2:00pm.

Chris Wright
Acting Chief Executive Officer

Meeting commenced at 2:00pm with Cr. Ada Beasley as chair.

1. OPENING AND ATTENDANCE

Members Present
Cr. Ada Beasley – Elected Member
Ellwyn Holmes – Local Authority Member
Eldon Ross – Local Authority Member
Patrick Ross – Local Authority Member
Leslie Morton – Local Authority Member

Staff And Visitors Present
Chris Wright – Acting CEO Barkly Regional Council
Steve Edgington
Pauline Vicary – NT PFES
Adrian O'Toole – NT PFES
Rebecca Moore
Emma Barritt – Ampilatwatja Health
David Curtis Snr.
Enock Menge – Barkly Regional Council

Apologies To Be Accepted

Nil

Absent Without Apologies

Nil

Disclosure Of Interest
There were no declarations of interest at this Ampilatwatja Local Authority meeting.

2. CONFIRMATION OF PREVIOUS MINUTES

2.1 MINUTES AMPILATWATJA LOCAL AUTHORITY MEETING

MOTION

That the Authority

a) Endorse the following minutes as a true and accurate record: -
- LA3 and LA4 of meeting 22 June 2016
- LA meeting with Government Delegation 4 April 2017

Moved: Cr. Ada Beasley
Seconded: Leslie Morton **CARRIED UNAN.**

Resolved 01/17

3. ACTION ITEMS FROM PREVIOUS MEETING

Nil

UNCONFIRMED

4. LOCAL AUTHORITY PROJECTS BREAKDOWN

4.1 PROJECT BREAKDOWN

MOTION
That the Authority

a) Allocate $100,000.00 from the Ampilatwatja Local Authority grant be used to construct a new ablution block in the Windy Oval
b) Instruct the Area Manager to ask Barkly Regional Council to seek additional funding to complete the ablution block project
c) Allocate $19,015.74 from the Ampilatwatja Local Authority funds to purchase industrial size, coin operated washing machines for the Ampilatwatja and Atnwengerrp ablution blocks ($9,507.87 each)
d) Purchase a tarpaulin to cover the children's playground (last one was damaged by strong winds)

Moved: Patrick Ross
Seconded: Cr. Ada Beasley **CARRIED UNAN.**

Resolved 02/17

5. REPORTS FROM BARKLY REGIONAL COUNCIL

Nil

6. CEO REPORT ON CURRENT BRC SERVICES IN LA AREA

6.1 CEO REPORT

RECOMMENDATION
That the Authority

a) Receive and note the report

This report will be noted at next scheduled meeting

7. BRC'S REPSONSE TO LA ISSUES RAISED

Nil

8. SERVICE DELIVERY ISSUES REPORTS IN THE LA AREA

Nil

9. BRC'S RESPONSE TO SERVICE DELIVERY COMPLAINTS IN THE LA AREA

Nil

10. OTHER BUSINESS

10.1 OTHER BUSINESS

MOTION
That the Authority

a) Receive and note report
b) Accept Ms Andrea Morton's resignation
c) Hold elections to fill the Chair position (Current Chair lives in Ali Curung)
d) Instruct Area Manager to recommend to Council to endorse the membership of Mr Henry Lewis and Mrs Mary Lewis to the Ampilatwatja Local Authority

Moved: Eldon Ross
Seconded: Ellwyn Holmes **CARRIED UNAN.**

Resolved 03/17

UNCONFIRMED

10.2 OTHER BUSINESS - MEDIATION

MOTION
That the Authority

a) Instruct the Area Manager to facilitate the meeting of Traditional Owners and Elders of Alyawarr People to travel to Ali Curung to meet with Elders of other language groups for the purposes of mediation

Moved: Cr. Ada Beasley
Seconded: Leslie Morton **CARRIED UNAN.**

Resolved 04/17

11. VISITOR PRESENTATIONS

11.1 TRUE NORTH COMMUNICATIONS

RECOMMENDATION
That the Authority

a) Receive and note the report

This report will be noted at next scheduled meeting

12. QUESTIONS FROM MEMBERS OF THE PUBLIC

Nil

13. CLOSE OF MEETING

The meeting closed at 2:30pm

THIS PAGE AND THE PRECEEDING PAGES ARE THE MINUTES OF THE Ampilatwatja Local Authority Meeting HELD ON Wednesday, 3 May 2017 AND CONFIRMED Wednesday, 26 July 2017.

_____
Barb Shaw
President

_____
Chris Wright
Acting Chief Executive Officer

UNCONFIRMED

ACTION ITEMS FROM PREVIOUS MEETING

ITEM NUMBER 3.1
TITLE Appointment of Chair and Deputy Chair
REFERENCE 220339
AUTHOR Steve Moore, Chief Executive Officer

RECOMMENDATION

That the Authority

Appoint a Chair and Deputy Chair to the Ampilatwatja Local Authority for a period of twelve months.

SUMMARY:

The Barkly Regional Council Local Authorities Operations Policy states that at the inaugural meeting and the first meeting in every subsequent financial year that the Local Authority appoints a Chair and Deputy Chair for a period of twelve months.

BACKGROUND

Section 64(1)(a) of the NT Local Government Act states that the Chair of a meeting of a Local Authority is a member appointed by the Local Authority.

Section 64(1)(c) of the NT Local Government Act provides for members present at a meeting to appoint an alternate Chair in the event that the Chair is not present or no one currently holds the position.

ISSUE/OPTIONS/CONSEQUENCES

CONSULTATION & TIMING

ATTACHMENTS:
There are no attachments for this report.

ACTION ITEMS FROM PREVIOUS MEETING

ITEM NUMBER 3.2
TITLE Actions from previous Local Authority Meeting and status
REFERENCE 219863
AUTHOR Steve Moore, Chief Executive Officer

RECOMMENDATION

That the Authority

a) Receive and note all Actions from previous Local Authority Meeting

SUMMARY:

BACKGROUND

ISSUE/OPTIONS/CONSEQUENCES

CONSULTATION & TIMING

ATTACHMENTS:

1 Action item.pdf

BARKLY REGIONAL COUNCIL

AMPILATWATJA LOCAL AUTHORITY
ACTION LIST

3 May 2017

MEETING DATE	TASK / PROJECT	Time Frame	ACTIONS TO BE TAKEN	BUDGET SOURCE	ACTION LEADER	COMPLETED/STATUS
NIL						

Attachment 1

Action item.pdf

ACTION ITEMS FROM PREVIOUS MEETING

ITEM NUMBER 3.3
TITLE Proposed major capital projects
REFERENCE 220349
AUTHOR Steve Moore, Chief Executive Officer

RECOMMENDATION

That the Authority

a) Discuss and recommend to council 3 to 5 major projects to be completed for the benefit of the community over the next five years.

SUMMARY:

Council is requesting that the Local Authority identify three to five major projects be identified to allow council to seek appropriate funding and resources to complete these projects over the next five years.

The projects could be anything from new sports fields, new public buildings, new roads, new parks or playgrounds, public toilet and showers or other public spaces. You can pick anything that if for the benefit of the whole community. Items for individual people or families cannot be selected.

Your council is eager to work with you it improve your community, you are the councils community representatives and are the best people to seek advice from. You may wish to discuss this with other community members before making a decision, if this is the case you can defer the decision until next months Local Authority Meeting

The financial report outlines the fund you have available to spend on community projects; we would hope that some of this money can be allocated to one of these projects to assist with meeting the costs.

BACKGROUND

ISSUE/OPTIONS/CONSEQUENCES

CONSULTATION & TIMING

ATTACHMENTS:
There are no attachments for this report.

AREA MANAGERS REPORT

ITEM NUMBER 4.1
TITLE CEO Update
REFERENCE 220354
AUTHOR Steve Moore, Chief Executive Officer

RECOMMENDATION

That the Authority

a) Receive and note update from CEO

SUMMARY:

On behalf of staff, management and Barkly Regional Councillors, I would like to congratulate you on your appointment to the Ampilatwatja Local Authority. The LA's provide a voice of the people in communities and provide valuable information to council allowing councillors to make informed decisions. I look forward to working with you to improve services and facilities in Ampilatwatja.

.

Since my appointment to the position of CEO in May 2017, Barkly Regional Council has undergone significant changes. A new Council has been elected and we have welcomed new staff to senior management positions in remote communities and at the Tennant Creek office. We have also commenced much needed capital upgrades to equipment and vehicles across the Barkly region.

We all know there is much work to be done; Local Authorities are an important part of council's governance structure. Your input will assist to ensure money is spent on the areas of greatest need for the benefit of the whole community.

Council is committed to working closely with the newly formed Local Authorities and has requested that meetings are held monthly to ensure the timely flow of information between council and the LA's.

BACKGROUND

ISSUE/OPTIONS/CONSEQUENCES

CONSULTATION & TIMING

ATTACHMENTS:
There are no attachments for this report.

AREA MANAGERS REPORT

ITEM NUMBER 4.2
TITLE Area Manager update
REFERENCE 219866
AUTHOR Steve Moore, Chief Executive Officer

RECOMMENDATION

That the Authority
a) Receive a verbal report from the Area Manager

SUMMARY:

The area manager will provide a verbal report on issues and activities on community

BACKGROUND

ISSUE/OPTIONS/CONSEQUENCES

CONSULTATION & TIMING

ATTACHMENTS:
There are no attachments for this report.

OTHER BUSINESS

ITEM NUMBER	15.1
TITLE	Update on Local Authority funding allocation
REFERENCE	220359
AUTHOR	Steve Moore, Chief Executive Officer

RECOMMENDATION

That the Authority

a) Receive and note the report

SUMMARY:

Each year the Northern Territory Government allocates funds to each Local authority to be spent on community projects. The attached report shows the current balance of the funding provided and the current list of projects money has been allocated to.

Historically Local Authorities have been slow to identify projects and commit funds and in turn council has been slow to authorise expenditure.

We ask that you commence discussions on what projects this years funding and any remaining funding from previous years be allocated to. Recommendations made by the LA will be presented to the next council meeting for approval.

Please note $67,210 has been allocated to the Ampilatwatja LA for this year.

BACKGROUND

<<Enter Text>>

ISSUE/OPTIONS/CONSEQUENCES

<<Enter Text>>

CONSULTATION & TIMING

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ATTACHMENTS:

1 Local Authority Allocation.pdf

ISION: The Barkly is a strong and vibrant Shire that values and respects its cultural diversi						
Local Authority Allocation						
Project: 405						
				Budget		
					July 2014 - June 2015	**Total**
			Ampilatwatja			
INCOME						
	Operating					
		2014/15	NT Grant carry forward	51,646.18	51,646.18	51,646.18
		2015 / 16			61,532.00	61,532.00
		2016/17			61,532.00	61,532.00
			INCOME TOTAL		**174,710.18**	**174,710.18**
EXPENDITURE						
	Operating					
		Services				
			Trimmer & Lawn Mower		4,303.63	4,303.63
			Toilet rental		14,420.00	14,420.00
			Football Changeroom		30,297.00	30,297.00
	Committed funds		3 Industrial Washing Machines		20,000.00	20,000.00
			Ampilatwatja ablution block		105,000.00	105,000.00
			EXPENDITURE TOTAL		**174,020.63**	**174,020.63**
TOTAL BALANCE VARIANCE						**$689.55**
$67,210 allocated for this year not included above						

OTHER BUSINESS

ITEM NUMBER 15.2
TITLE Animal Management
REFERENCE 219865
AUTHOR Steve Moore, Chief Executive Officer

RECOMMENDATION

That the Authority
a) Allocate funds towards animal management

SUMMARY:

Animal Management seeks $15,000 to cover Ampilatwatja in the 17 / 18 Financial Year.

BACKGROUNDThe previous Ampilatwatja Local Authority allocated $15,000 towards animal management services in Ampilatwatja. This has been used to desex and treat animal in Ampilatwatja. An active de-sexing program reduces animal numbers and generally leads to animal health improvements and reduces the number of dogs roaming the streets.

Currently there are limited sources of funding available and Council is actively seeking alternate and ongoing funding sources to assist in the animal management programs. Over the past two years over $250,000 has been spent on these programs and has resulted in greatly reduced domestic animal numbers in the Barkly Region.

ISSUE/OPTIONS/CONSEQUENCES

Lack of funding will impact on animal numbers and general health of the community.

CONSULTATION & TIMING

ATTACHMENTS:
There are no attachments for this report.

OTHER BUSINESS

ITEM NUMBER 15.3
TITLE Meeting Schedule
REFERENCE 219867
AUTHOR Steve Moore, Chief Executive Officer

RECOMMENDATION

That the Authority

a) Identify dates for the next four Local Authority meetings.

SUMMARY:

The CEO is seeking input from the Local Authority on the best day of the week and time of day to hold the Local Authority meetings. Meetings will be scheduled monthly and should result in improved response times from Council.

BACKGROUND

ISSUE/OPTIONS/CONSEQUENCES

CONSULTATION & TIMING

ATTACHMENTS:

There are no attachments for this report.

OTHER BUSINESS

ITEM NUMBER	15.4
TITLE	Local Authority Establishment Policy and Code of Conduct
REFERENCE	219868
AUTHOR	Steve Moore, Chief Executive Officer

RECOMMENDATION

That the Authority

a) Receive and note the Local Authority Establishment Policy
b) Receive and note the Code of Conduct

SUMMARY:

Local Authority members are required under the Local Government Act to abide by the Code of Conduct and the Establishment Policy. Copies of both documents are attached for you information.

BACKGROUND

ISSUE/OPTIONS/CONSEQUENCES

CONSULTATION & TIMING

ATTACHMENTS:

1 CP000019 - Policy - Local Authority Establishment - 14.09.2017.docx
2 Code of Conduct Members Policy 27.04.2017.pdf

TITLE:	Local Authorities Establishment Policy		
DIVISON:	Corporate		
ADOPTED BY:	Barkly Regional Council		
DATE OF ADOPTION:	14 September 2017	**DATE OF REVIEW:**	September 2021
MOTION NUMBER:	OC 139/17		
POLICY NUMBER:	CP000019		
AUTHORISED:	Barkly Regional Council		

THIS POLICY APPLIES TO:
All employees of the Barkly Regional Council and its Elected Members.

SUMMARY

The aim of all policy is for Councillors to provide strategic input into the effective operational framework of the organisation under S.11 of the Local Government Act. This Policy sets out arrangements for the establishment of Local Authorities. The policy includes definition of the area of each Authority, the nomination and appointment of Members, their term of office and the selection process.

OBJECTIVES

To facilitate the establishment of Local Authorities

BACKGROUND

The Local Government Act and relevant Ministerial Guidelines require the Council to establish and maintain local authorities with effect from July 1 2014. To achieve this the Council needs to have in place a policy which sets out how local authorities are to be established.

POLICY

Establishing the Area of Each Local Authority

That the area for each local authority be defined as: the community/township in which the local authority is based and other areas occupied by those Council residents who identify with that community/township for accessing services or for cultural reasons.

Number of Ordinary Members

That as a general principle each Local Authority will have a maximum of seven (7) appointed members with the Selection Panel empowered to recommend increasing this number to fourteen (14) if considered necessary to provide effective representation.

For the appointment of ordinary members of the initial Authorities, subsequent Authorities and casual vacancies the following procedures will apply:

- The CEO will call for nominations which must be advertised and promoted by appropriate means to ensure that residents of the relevant area are aware of it.
- A period of twenty-eight (28) days' notice must be given for nominations to be received.
- Persons ordinarily resident in the Local Authority area who are over the age of eighteen are eligible to be nominated.
- Nominations are to be made on a form approved by the CEO.

- Nominations are to be made by two people over the age of eighteen (18) who are ordinarily resident in the area of that Local Authority.
- The nomination form must include a signed statement by the person being nominated indicating that he or she consents to the nomination and is eligible to be appointed.
- Nominations are to be returnable to an Officer of the Council nominated by the CEO who is working in the area of the Local Authority (the Receiving Officer).
- On receipt of a valid nomination the Receiving Officer shall immediately transmit an electronic copy to the CEO.
- A person who has been nominated may withdraw his or her nomination at any time by notice in writing to the Receiving Officer who will then advise the CEO.
- As soon as practicable after the close of nominations, the CEO shall call a meeting of the Selection Panel for the purpose of considering the nominations received and making recommendations to Council for consideration at the first ordinary Council meeting after the close of nominations.

The Selection Process

A Selection Panel will be appointed for each Local Authority comprising: The CEO as Chairperson; Two Councillors from the Ward in which the authority is located; The President or President's nominee; and, a nominee of the CEO.

The Selection Panel will consider nominations and make recommendations to the first ordinary meeting of the Council to be held after the close of nominations.

Selection Panels need not physically meet – business can be conducted using electronic or other means at the Chair's discretion.

Term of Appointment

Appointments to the Local Authorities are for a term of two (2) years

Vacancies

Ordinary membership position becomes vacant when a member resigns in writing or the appointment is revoked by the Council. Council will give consideration to revoking the appointment of an ordinary member where a member is absent from three consecutive meetings of that Authority.

Appointments of the selection panels

- That (maximum of two positions) be appointed to the Selection Panel for the Ali Curung Local Authority
- That (maximum of two positions) be appointed to the Selection Panel for the Arlparra Local Authority
- That the Ward Councillor and a nominee of the Ward Councillor (maximum of two positions) be appointed to the Selection Panel for the Alpurrurulam Local Authority
- That (maximum of two positions) be appointed to the Selection Panel for the Ampilatwatja Local Authority
- That (maximum of two positions) be appointed to the Selection Panel for the Elliott Local Authority
- That (maximum of two positions) be appointed to the Selection Panel for the Tennant Creek Local Authority
- That (maximum of two positions) be appointed to the Selection Panel for the Wutunugurra Local Authority

RISK MANAGEMENT

In the implementation of the Barkly Regional Council policy development, all Elected Members, employees, Local Authority Members, Council Committee Members, communities

and stakeholders are encouraged to communicate any risks they perceive to the Chief Executive Officer.

Consequences of (**no mitigation strategy**)			
Risk Category	**Probability**	**Consequence**	**Severity**
Cultural	Possible	Temporary disengagement with community	Moderate Risk
Environmental	No Likelihood	No Environmental risk assessed	Nil Risk
People & Health	No Likelihood	No WHS risk assessed	Nil Risk
Reputation	Likely	Substantiated, public embarrassment very high multiple impacts high widespread multiple news profile third party actions	Extreme High Risk
Operation	Possible	Inconvenient delays	Moderate Risk
Financial	Likely	$20,000 to $100,000	High Risk

Consequences of (**mitigation strategy in place**)			
Risk Category	Severity	Treatment	Responsibilities
Cultural	Moderate Risk	Design a new business process with adequate built-in risk control and containment measures from the start.	CEO & Directors
Environmental	Nil Risk		
People & Health	Nil Risk		
Reputation	Extreme High Risk	Extreme risk – detailed action plan required	Must be reported to Senior management. Require detailed treatment plans to reduce the risks to low or medium
Operation	Moderate Risk	Design a new business process with adequate built-in risk control and containment measures from the start.	CEO & Directors
Financial	High Risk	High risk – needs senior management attention	Must be reported to Senior management. Require detailed treatment plans to reduce the risks to low or medium

REFERENCES
Local Authorities Operations Policy

LEGISLATION & STANDARDS
Local Government Act (NT) – Section 48 – 53F
Guidelines 8

LINKS
https://legislation.nt.gov.au/LegislationPortal/Acts/By-Title#header_act_acc_L

RESPONSIBILITY & DELEGATION
CEO

EVALUATION AND REVIEW
Policy reviewed prior to each periodic election. Review date 30 June 2021

POLICY

TITLE:	Code of Conduct Policy - Members		
DIVISON:	Corporate		
ADOPTED BY:	Barkly Regional Council		
DATE OF ADOPTION:	27 April 2017	**DATE OF REVIEW:**	27 April 2019
MOTION NUMBER:	OC38/17		
POLICY NUMBER:	CP000040		
AUTHORISED:	Chief Executive Officer		

THIS POLICY APPLIES TO:
All Barkly Regional Council Elected Members, Local Authority Members, Council Committee Members

SUMMARY

The Code of Conduct is a statement of the standard to which Barkly Regional Council aims to conduct its business as well as its obligations to comply with all local government laws and regulations.

This Code of Conduct provides members with consistent guidelines for an acceptable standard of professional conduct. This Code of Conduct also addresses the ethical responsibilities of all members and details the high level of accountability and transparency expected in all activities of council.

OBJECTIVES

The aim of all policy is for members to provide strategic input into the effective operational framework of the organisation under S77, S78 and Schedule 2 of the *Local Government Act* (LGA).

BACKGROUND

The *Local Government Act* requires Councils to have a code of Conduct.

Section 77 – Obligations to have a code of conduct

(1) A council must have a code of conduct
(2) The code of conduct must govern the conduct of members of the council, members of local boards, and members of council committees
(3) A council's code of conduct must be accessible on its website

Section 78 – Making or adoption of code of conduct

(1) A council may, by ordinary resolution:
    (a) Make or adopt a code of conduct; or
    (b) Amend its code of conduct

(2) Unless a council has a code of conduct that the council has itself made or adopted, the provisions set out in Schedule 2 constitute the council's code of conduct

Barkly Regional Council has chosen to adopt the Code contained with Schedule 2 of the Act as the Code governing the conduct of the Barkly Council Members, Local Board Members, and Council Committee Members.

POLICY

Local Government Act – Schedule 2

- **Honesty and integrity**
  - A Member must act honestly and with integrity in performing official functions
- **Care and diligence**
  - A Member must act with reasonable care and diligence in performing official functions
- **Courtesy**
  - A Member must act with courtesy towards other members, council staff, Electors and members of the public.
- **Conduct towards council staff**
  - A Member not direct, reprimand, or interfere in the management of, council staff
- **Respect of cultural diversity**
  - A Member must respect cultural diversity and must not therefore discriminate against others, or the opinions of others, on the ground of their cultural background
- **Conflict of interest**
  - A Member must, if possible, avoid conflict of interest between the member's private interests and official function and responsibilities.
  - Where a conflict in fact exists, the member must comply with the member's statutory obligations of disclosure
- **Respect of confidences**
  - A member must respect the confidentiality of information obtained in confidence in the member's official capacity
  - A member must not make improper use of confidential information obtained in an official capacity to gain a private benefit or to cause hard to another
- **Gifts**
  - A member must not solicit or encourage gifts or private benefits from any person who might have an interest in obtaining a benefit from the council
- **Accountability**
  - A member must be prepared at all times to account for the member's performance as a member and the member's use3 of council resources
- **Interests of municipality, region or shire to be paramount**
  - A member must act in what the member genuinely believes to be the best interests of the municipality, region or shire.

POLICY

BARKLY REGIONAL COUNCIL

RISK MANAGEMENT

In the implementation of the Barkly Regional Council policy development, all Elected Members, employees, Local Authority Members, Council Committee Members, communities and stakeholders are encouraged to communicate any risks they perceive to the Chief Executive Officer.

Risk Consequence	Catastrophic	Serious	Moderate	Minor	Insignificant
Risk Probability	Almost Certain	Likely	Possible	Unlikely	Rare
Risk Treatment	Monitor	Minimise	Spread	Transfer	

Risk Category	**Probability**	**Consequence**	**Treatment**	**Responsibilities**
Cultural	1-3	1-3	Minimise	DC
Environmental	1	1	Monitor	DI
People & Health	3-4	3-4	Minimise	CEO - DCS
Reputation	4-5	4-5	Minimise	CEO
Operation	4-5	4-5	Minimise	CEO - DCS
Financial	4-5	4-5	Minimise	CEO - DCS

TERMINOLOGY AND DEFINITIONS

LGA	Local Government Act
Agency	The Northern Territory Government, Department of Local Governments and Community Services
CEO	Chief Executive Office of Barkly Regional Council, and includes an acting Chief Executive Officer
Code	Barkly Regional Council Code of Conduct
Confidential Information	Meaning is prescribed by Part 4 - Regulation 8 of the Local Government (Administration) Regulations 2008
Council or BRC	Both Barkly Regional Council as a body corporate and members acting together as an elected body unless the context requires one or other meaning
Delegate of Council	A person (other than a Member or part of council staff) or body, and the individual members of that body, to whom a function of the council is delegated
Election Campaign	Includes council, State and Federal election campaigns
Staff	An Officer or Employee of Council, however described
Member	A member of a council, a local authority, a local board, and a council committee (unless the context particularly relates to one of these groups)
NTCAT	Northern Territory Civil and Administrative Tribunal

POLICY

President	The President of the Council
Personal Information	Information from which a person's identity is apparent or is reasonably able to be ascertained
Regulations	Local Government (Administration) Regulations 2008 or the Local Government (Accounting) Regulation

REFERENCES

Code of Meeting Practice Policy
Conflict of Interest Policy
Councillor Portfolio Policy
Delegation Policy
Elected Member Access to Information Policy
Gifts and Benefits Policy
Media (Incl. Social Media) Policy
Presidential Protocol Policy
Privacy Policy
Purchasing and Procurement Policy

LEGISLATION AND STANDARDS

This Code of Conduct has been adopted by Council under the Local Government Act and is enforceable under that legislation.

Local Government Act (Northern Territory)
Local Government (Administration) Regulations
Local Government (Accounting) Regulations
Right to Information Act

LINKS

https://legislation.nt.gov.au/en/Legislation/LOCAL-GOVERNMENT-ACT

RESPONSIBILITY AND DELEGATION

This code of conduct applies to all: -

- Elected Members
- Local Authority Members
- Council Committee Members
- Chief Executive Officer (delegated for implementation)

EVALUATION AND REVIEW

This policy will be reviewed every two (2) years. 21 April 2019