

EXTRACT FROM COUNCIL MINUTES – 23 January 2018 (Petition - Request for Public Meeting)

14.6

Petition – Request for Public Meeting

Author – Acting General Manager

Responsible Officer – Acting General Manager

Background

A petition containing 204 signatures was received at Council on 28th November 2018 and has been deemed to comply with the mandatory requirements of Section 57(2) of the *Local Government Act 1993* (“the Act”).

The petition stated the following:

Electors petition requesting Tasman Council hold a public meeting in relation to the proposed amalgamation with Sorell Council

We the undersigned persons, being electors enrolled in the Tasman Municipality, request that Tasman Council hold a public meeting to consider the issues and implications of the proposed amalgamation of Tasman Council with the Municipality of Sorell. At that meeting we ask that Tasman Council provide an outline of the Council’s financial situation and other relevant matters relating to the proposed amalgamation and to hear the views of and to answer questions from the public.

Legislative Requirements

The General Manager is required pursuant to Section 58(2) of the Act to table the petition at the next Ordinary Meeting of the Council.

A Council under Section 59 of the Act, petitions that are seeking a public meeting must hold a public meeting if the petition complies with Section 57 and it is signed by whichever is the lesser of the following:

- (a) 5% of the electors of the Municipal area;
- (b) 1000 of those electors.

Council must then determine any action to be taken within 42 days after the tabling of the petition in accordance with Section 60(2) of the Act.

Consultations

The Acting General Manager has communicated with petitioner and the Council.

Risk Implications

If the petition is refused then Council risks being non-compliant with the *Local Government Act 1993*.

Council Policy

None applicable.

Human Resource and Financial Implications

Not applicable.

Report

The Acting General Manager pursuant to Section 58(2) of the Act, tabled this petition at the next Ordinary Meeting of the Council after being received, which was held on 14th December 2018.

This petition does comply with Section 59 of the Act and therefore Council must now hold a public meeting within the next 30 days to discuss the electors concerns.

Options

To not adopt the recommendation.

Resolution 14/01.2019/C

Moved: Cr P Fenerty

Seconded: Cr J Barwick

That Council resolves to accept the tabled petition containing 204 signatures in accordance with Section 58(2) of the *Local Government Act 1993* and to hold a Public Meeting on Saturday 16th February 2019 at the Taranna Community Centre between 2:00pm and 5:00pm.

Carried Unanimously