



## *The Barossa Council*

### **NOTICE OF SPECIAL COUNCIL MEETING**

Notice is hereby given that a Special Meeting of Council will be held on Wednesday 30 September 2020, commencing at 6.00pm via Electronic Meeting protocols on Microsoft Teams (the meeting will be recorded and posted onto Councils website by Friday 2 October 2020).

Martin McCarthy  
CHIEF EXECUTIVE OFFICER  
THE BAROSSA COUNCIL

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## **A G E N D A**

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### **1. THE BAROSSA COUNCIL**

- 1.1 Welcome by Mayor Lange - meeting declared open
- 1.2 Present – Roll Call
- 1.3 Leave of Absence
- 1.4 Apologies for Absence

### **2. DEBATE AGENDA**

Nil

### **3. CONFIDENTIAL AGENDA**

- 3.1 2021 SANFL South Australia Country Football Championships 3

### **4. NEXT MEETING**

- 4.1 Tuesday 21 October 2020 at 9.00am

### **5. CLOSURE**

Mr Martin McCarthy  
Chief Executive Officer  
The Barossa Council  
43-51 Tanunda Road  
Nuriootpa SA 5355

24 September 2020

Dear Martin

**Re: Calling of a Special Meeting of Council**

Pursuant to Section 82 of the Local Government Act I hereby request that a special meeting of Council be called for 6.00pm, Wednesday, 30 September 2020.

I request that the agenda shall consist of the following item:

1. 2021 SANFL South Australian Country Football Championships.

Please prepare the necessary agenda and distribute.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Bim Lange', written in a cursive style.

Bim Lange OAM  
**Mayor**

# COVER SHEET

## CONFIDENTIAL REPORT

30 SEPTEMBER 2020

### SPECIAL COUNCIL MEETING

#### CORPORATE AND COMMUNITY SERVICES

#### 3. CONFIDENTIAL AGENDA – MANAGER COMMUNITY PROJECTS

##### 3.1

##### 2021 SANFL SOUTH AUSTRALIA COUNTRY FOOTBALL CHAMPIONSHIPS

The matter of the agenda item being a Report regarding Council's potential Expression of Interest to host an event or events in the 2021 SANFL South Australia Country Football Championships and pursuant to Section 90(3)(d)(i) of the Local Government Act 1999 ("the Act") being commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party, and (ii) would on balance, be contrary to the public interest.

There is strong public interest in enabling members of the public to observe Council's transparent and informed decision-making. This helps to ensure accountability, maintain transparency of public expenditure, facilitate participation, assist public awareness and allow for the scrutiny of information. Attendance at a Council meeting is one means of satisfying this interest. The public will only be excluded from a Council meeting when the need for confidentiality pursuant to Section 90(2) of the Act outweighs the public interest of open decision making.

In this matter, the reason that receipt, consideration or discussion of the information or matter in a meeting open to the public would be contrary to the public interest is that the information has been provided to Council as commercial in confidence. The matter has been requested to be kept confidential until such dates any embargo on the announcement regarding venues for the 2021 SANFL South Australia Country Football Championships.

On balance, the above reason which supports the need for confidentiality pursuant to Section 90(2) of the Act outweighs the factors in favour of the public interest of open decision-making.

**RECOMMENDATION:**

That Council:

- (1) Under the provisions of Section 90(2) of the Local Government Act 1999, make an order that the public be excluded from the meeting with the exception of the Chief Executive Officer, Director Corporate and Community Services, Director Development and Environmental Services, Director Works and Engineering, Manager Community Projects, Communications Officer and the Minute Secretary, in order to consider in confidence, a report relating to Section 90(3) (d) of the Local Government Act 1999 relating to agenda item 3.1.1 2021 SANFL South Australia Country Football Championships being information that must be considered in confidence in order to ensure that Council does not disclose commercial information of a confidential nature (not being a trade secret) the disclosure of which – (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and (ii) would, on balance, be contrary to the public interest.
- (2) Accordingly, on this basis, Council is satisfied that public interest in conducting meetings in a place open to the public has been outweighed by the need to keep the information and discussion confidential as the information has been provided to Council as commercial in confidence and Council could be prejudiced if it disclosed this information.