



Agenda – Late Items

Ordinary Meeting

Tuesday, 20 June 2023

Time: 9.15 am
Location: Council Chambers
82 Brisbane Street
BEAUDESERT QLD 4285

**Scenic Rim Regional Council
Ordinary Meeting
Tuesday, 20 June 2023
Agenda – Late Items**

10	Consideration of Business of Meeting	3
	Additional Items	3
10.9	2023 Scenic Rim Local Disaster Management Plan version 10.0	3
10.10	Referral of Inappropriate Conduct Matter C-23-00238	51

10 Consideration of Business of Meeting

Additional Items

10.9 2023 Scenic Rim Local Disaster Management Plan version 10.0

Executive Officer: General Manager Customer and Regional Prosperity

Item Author: Coordinator Disaster Management

Attachments:

1. Scenic Rim Disaster Management Plan version 10.0 [↓](#) 

Executive Summary

In accordance with the *Disaster Management Act 2003*, Council is required to review the effectiveness of its Disaster Management Plan. A review of the Scenic Rim Local Disaster Management Plan (Plan) has been undertaken, in consultation with the Local Disaster Management Group and the reviewed and endorsed the Scenic Rim Disaster Management Plan version 10.0 is presented for Council adoption.

Recommendation

That:

1. Council adopt the 2023 Scenic Rim Local Disaster Management Plan version 10.0, which has been endorsed by the Local Disaster Management Group, and approve its publication on Council's website;
2. Council produce a limited number of A4 hard copies to be distributed to key stakeholders involved in its development;
3. Council delegate authority to the Chief Executive Officer to make minor grammatical and formatting changes to the 2023 Scenic Rim Local Disaster Management Plan version 10.0, if required, after its adoption, and prior to publishing on Council's website for public access, noting any such changes will be advised to Councillors prior to publishing; and
4. Council acknowledge and thank all key stakeholders and government agencies for their contributions, which have resulted in the development of the 2023 Scenic Rim Local Disaster Management Plan version 10.0.

Previous Council Considerations / Resolutions

The Scenic Rim Local Disaster Management Plan version 9.0 was endorsed by the Scenic Rim Local Disaster Management Group on 2 August 2019 and adopted at the Ordinary Meeting held on 9 September 2019.

Report / Background

The review of the Plan has been undertaken in consultation with the Scenic Rim Local Disaster Management Group and Scenic Rim Regional Council Disaster Management Steering Committee.

The Plan was endorsed, subject to minor adjustments, at the Scenic Rim Local Disaster Management Group Meeting on 5 May 2023.

The Plan may require minor administrative amendments and updates at any time by Council's Disaster Management Unit, in consultation with the Local Disaster Coordinator and Chair of the Local Disaster Management Group, significant changes would require the Plan to re-endorsed by both the LDMG and Council.

From 2019 to 2022, Disaster Management Sub Plans, Annexures and Procedures were developed and endorsed by the Scenic Rim Local Disaster Management Group, which have continued to improve the Scenic Rim Local Disaster Management Group operations and Council's disaster management framework and delivery.

Budget / Financial Implications

Revising the Plan was funded within the existing Disaster Management operational budget.

Strategic Implications

Operational Plan

Theme: 1. Spectacular Scenery and Healthy Environment

Key Area of Focus: Adaptation to changing climate and weather patterns

Legal / Statutory Implications

Disaster Management Act 2003

Disaster Management Regulation 2014

Risks

Strategic Risks

The following Level 1 and Level 2 (strategic) risks are relevant to the matters considered in this report:

SR45 Inadequate, ineffective or unintegrated Disaster Management Framework to enable an appropriate and coordinated response to a significant disaster event.

Risk Assessment

Category	Consequence	Likelihood	Inherent Risk Rating	Treatment of risks	Residual Risk Rating
WH&S & Public Safety Regulatory breaches causing serious litigation including possible class action.	5 Catastrophic	Possible	Extreme	Continual review and implementation of Disaster Management Plans and the Disaster Management Framework.	Medium

Consultation

The draft Plan has been reviewed and amended in consultation with the Scenic Rim Local Disaster Management Group and Scenic Rim Regional Council Disaster Management Steering Committee.

Council and Executive have also been briefed on the draft Plan version 10.0, as has the General Manager Customer and Regional Prosperity.

Agencies have provided feedback in relation to the review of the Plan.

Conclusion

The Plan has been reviewed and endorsed by the Scenic Rim Local Disaster Management Group, and updated in accordance with the *Disaster Management Act 2003*. The final version is presented to Council for adoption and distribution to the key stakeholders and to the community via Council's website.

Scenic Rim Regional Council

LOCAL DISASTER MANAGEMENT PLAN

VERSION 10.0



SCENIC RIM

REGIONAL COUNCIL



IMPORTANT INFORMATION

Certain sections of the Scenic Rim Local Disaster Management Plan (LDMP) are privileged and confidential and are not available for distribution to the general public.

Scenic Rim Regional Council permits the use of material contained in the Scenic Rim Local Disaster Management Plan (LDMP) being reproduced for research or planning purposes provided that any material used remains unaltered and due recognition of the source of the materials is recognised.

Any party using the information for any purposes does so at their own risk and releases and indemnifies Scenic Rim Regional Council against all responsibility and liability (including negligence, negligent misstatement and pure economic loss) for all expenses, losses, damages and costs as a consequence of such use.

EMERGENCY CONTACT LIST

Police, Fire and Ambulance	000 112
State Emergency Service	13 25 00
Scenic Rim Regional Council After hours emergency	07 5540 5111
Police Link (non-life threatening)	13 14 44
Crime Stoppers	1800 333 000
Bureau of Meteorology	1300 659 219
Urban Utilities Water faults and emergencies	13 23 64
Traffic Information – State road closures	13 19 40
RSPCA	1300 852 188
Lifeline	13 11 14
Energex – For loss of power	13 62 62
To report a dangerous situation	13 19 62
Tune into Warnings	ABC 91.7 FM and ABC 612 AM
Disaster Management	facebook.com/ScenicRimAlerts disasterdashboard.scenicrim.qld.gov.au



10.10 Referral of Inappropriate Conduct Matter C-23-00238

Executive Officer: General Manager Council Sustainability

Item Author: Principal Specialist Governance and Assurance

Attachments:

1. Office of the Independent Assessor - Referral Notice and Attachments C-23-00238 - Confidential

Executive Summary

The Office of the Independent Assessor (OIA) has referred a complaint against Councillor Greg Christensen back to Council to investigate, advising of its reasonable suspicion, pursuant to section 150W(b), that the complaint, if proven, involves inappropriate conduct.

Council must conduct an investigation according to its Investigation Policy (the Policy), however, the Policy permits Council to investigate the matter in another way other than what is contained in the Policy. A resolution of Council is required to determine an alternative method of dealing with the inappropriate conduct matter.

Recommendation

That Council decide how to investigate the referral of inappropriate conduct matter C-23-00238.

Previous Council Considerations / Resolutions

Not applicable.

Report / Background

On 30 May 2023, Council received a referral notice from the OIA regarding an allegation of inappropriate conduct against Councillor Greg Christensen. The referral notice recommended that Council conduct an investigation into the alleged inappropriate conduct in accordance with Council's Investigation Policy. Section 6 of the policy states that if the suspected inappropriate conduct involves an allegation about the conduct of the Mayor then the CEO must refer the suspected inappropriate conduct to the President of the Tribunal (Councillor Conduct Tribunal) to investigate and make recommendations to the Council about dealing with the conduct. This section in the policy is consistent with section 150AE of the *Local Government Act 2009*. Further, under section 150DU(1)(b) Council must pay the costs of the tribunal for conducting the investigation.

Under the policy, Councillors must be provided with a copy of the Referral Notice (Attached to this report as a confidential document). Should a Councillor disagree with any recommendations by the OIA to investigate or form the opinion that the matter should be dealt with in a way other than under the policy, then a resolution of Council is required on how to deal with the matter.

On 30 May 2023, all Councillors, except for the subject Councillor, were provided with a copy of the OIA referral notice. At least one Councillor has objected to the matter being dealt with under the investigation policy, and has requested that Council make a determination by resolution on how to deal with the matter.

One of the options would be for Councillors to have the CEO engage an independent external investigator to investigate the matter and report back to Council. This is one of the several courses of action that Councillors may decide upon however, it is ultimately up to Councillors to make that determination. Should Councillors wish to have an external investigator engaged, the following resolution is recommended:

"That for inappropriate conduct matter C-23-00238:

1. *The Chief Executive Officer engage an independent external investigator to investigate the complaint; and*
2. *The Chief Executive Officer provides an investigation report to a subsequent Ordinary Meeting of Council for determination of the complaint."*

Budget / Financial Implications

It is estimated that an investigation may cost approximately \$3-5,000 for this matter. The payment for investigation services comes from Council's Governance budget.

Strategic Implications

Operational Plan

Theme: 3. Open and Responsive Government

Key Area of Focus: Ongoing integrity of Council's practice and processes

Legal / Statutory Implications

Local Government Act 2009 and Council's Investigation Policy must be followed when determining inappropriate conduct matters.

Risks

Strategic Risks

The following Level 1 and Level 2 (strategic) risks are relevant to the matters considered in this report:

SR46 Inadequate or lack of Governance (including procurement) Framework (systems, policies, procedures, delegations and controls) in place to ensure compliance by Council's Councillors and Officers with all relevant State and Federal legislation and regulations.

Risk Assessment

Category	Consequence	Likelihood	Inherent Risk Rating	Treatment of risks	Residual Risk Rating
Governance, Risk & Compliance Failure to comply with regulatory obligations	3 Moderate	Almost certain	High	Governance to provide appropriate advice to ensure decisions are made in accordance with the Local Government Act 2009 and the Investigation Policy.	Low

Category	Consequence	Likelihood	Inherent Risk Rating	Treatment of risks	Residual Risk Rating
Reputation, Community & Civic Leadership Perception of failing to adequately deal with Councillor conduct issues.	3 Moderate	Almost certain	High	Governance to provide appropriate advice to ensure decisions are made in accordance with the Local Government Act 2009 and the Investigation Policy.	Low

Consultation

Office of the Independent Assessor
 Councillors of the Scenic Rim Regional Council

Conclusion

Council must decide by resolution the method or process for dealing with the inappropriate conduct matter that the OIA has referred. The decision must be in accordance with the *Local Government Act 2009* and Council's Investigation Policy, which allows for an alternative method of investigation decided by resolution.