

CITY OF MONASH

CERTIFICATE

DESIGNATION OF A MATTER UNDER SECTION 66(2) OF THE LOCAL GOVERNMENT ACT 2020

COUNCIL MEETING DATE 29 November 2022

ITEM (provide information to the public about the item (as is possible without breaching confidentiality)

That the following matter be listed for Confidential Business, and the meeting be closed to the members of the public:

Heatherton Park Closed Landfill Update

DESIGNATION UNDER S.66(2) OF THE LOCAL GOVERNMENT ACT 2020

(a) the meeting is to consider confidential information

(b) security reasons

(c) to enable the meeting to proceed in an orderly manner

IF THE MEETING IS TO CONSIDER CONFIDENTIAL INFORMATION, WHY IS THE INFORMATION CONFIDENTIAL? (explain with reference to the categories of Confidential Information under S.3(1) of the *Local Government Act 2020*):

The information contained in the report is confidential because it falls into the category of:

(a) Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released, and

This is because it relates to a commercial mediation being undertaken.

DECISION TO BE MADE (explain the type of decision which Council is considering (to the extent possible without disclosing confidential business):

Updating Council on the status of the Heatherton Park Closed Landfill matter.

WILL THIS ITEM BE MADE PUBLICLY AVAILABLE?

YES

If yes, date of release:/...../.....

NO

If NO, why it is not appropriate to release the item and decision?:

Commercial negotiations are highly sensitive and release may prejudice Council's future position.

CONSIDERATIONS

1. Consideration has been given to whether part of the item could be considered in open Council and whether, in the interests of transparent decision making, it was worth splitting this part of the decision from the confidential part so it could be made in open Council.
2. Any consideration of embarrassment to, or potential adverse criticism of Council, any councillor or any Council officer, has not been a factor in reaching the view that the item is confidential.

SIGN OFF (NOTICE OF MOTION/URGENT BUSINESS)

SUBMITTING COUNCILLOR:

SIGNATURE:

DATE:/...../.....

SIGN OFF (OFFICER'S REPORT)



DR ANDI DIAMOND
Chief Executive Officer

DATE:²⁹...../¹¹...../.....₂₀₂₂.....