

Lapsed Council Decisions as a result of the 2022 General Election

Tuesday, 29 November 2022
Council

Strategic Alignment - Enabling Priorities

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EXECUTIVE SUMMARY

Regulation 12 (19) and 12 (20) of the *Local Government (Procedures at Meetings) Regulations 2013* directs that any question that lies on the table as a result of a successful formal motion lapses at the next general election, and the Chief Executive Officer will report on each to the first ordinary meeting of the Council after the general election.

During the 2018-2022 Term of Office, Council resolved that the question lie on the table when considering the following matters:

1. Councillor Martin – Motion on Notice – Stadium
2. Councillor Martin – Motion on Notice – North Adelaide Local Heritage

RECOMMENDATION

THAT COUNCIL

1. Notes the report.
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IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Enabling Priorities Presentation of this information reflects the strategic priority of transparent decision-making
Policy	Not as a result of this report
Consultation	Not as a result of this report
Resource	Not as a result of this report
Risk / Legal / Legislative	This information has been provided to Council to meet the requirements of Regulation 12 (19) and 12 (20) of the <i>Local Government (Procedures at Meetings) Regulations 2013</i>
Opportunities	Not as a result of this report
22/23 Budget Allocation	Not as a result of this report
Proposed 23/24 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	Not as a result of this report
22/23 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	Not as a result of this report
Other Funding Sources	Not as a result of this report

DISCUSSION

1. Regulation 12 (19) and 12 (20) of the *Local Government (Procedures at Meetings) Regulations 2013* (the Regulations) directs that any question that lies on the table as a result of a successful formal motion, lapses at the next general election and the Chief Executive Officer will report on each to the first ordinary meeting of the Council after the general election.
2. A successful formal motion determines meeting conduct. A formal motion must be in the form of a motion as set out in Regulation 12(14) shown below. The relevant Regulation resulting in this report to Council is 12 (14) (c):

'(14) If the formal motion is—

- (a) that **the meeting proceed to the next business**, then the effect of the motion, if successful, is, in the case of an amendment, that the amendment lapses and the meeting proceeds with the consideration of the motion before the meeting without further reference to the amendment and, in the case of a motion, that the motion lapses and the meeting proceeds to the next item of business; or*
 - (b) that **the question be put**, then the effect of the motion, if successful, is that debate is terminated and the question put to the vote by the presiding member without further debate; or*
 - (c) that **the question lie on the table**, then the effect of the motion, if successful, is that the meeting immediately moves to the next item of business and the question can then only be retrieved at a later time by resolution (and, if so retrieved, debate is then resumed at the point of interruption); or*
 - (d) that **the question be adjourned**, then the effect of the motion, if successful, is that the question is disposed of for the time being but debate can be resumed at the later time (at the point of interruption); or*
 - (e) that **the meeting be adjourned**, then the effect of the motion, if successful, is that the meeting is brought to an end immediately without the consideration of further business.'*
3. Two matters that were the subject of the formal motion in the 2018-2022 Term of Office have lapsed as a result of the 2022 general election:

3.1. Councillor Martin – Motion without Notice – Stadium

- 3.1.1. At its meeting held on 11 December 2018, Council considered the following Motion without Notice:

That Council;

Is aware of the ongoing media reports calling for a stadium for soccer and other sports and speculation about its construction on or near the City of Adelaide Golf Links and so requests the Administration to publicly release by January 1st, 2019 an extract of the draft Golf Course Master Plan noting this Master Plan has been received but not approved by the elected body and is currently the subject of a confidentiality order made by Council.

The CEO be delegated authority to release this extract Golf Course Master Plan concept document which should;

1. *Not include any information which is genuinely commercial in confidence or copyright protected.*
2. *Provide as many illustrations as possible to demonstrate the extent of the draft plan of the proposed redevelopment to create an international standard golf facility and, in doing so, the likely impact of any stadium or other project on any such redevelopment.*

- 3.1.2. Council considered the matter and resolved '*That the matter lie on the table*'.

3.2. Councillor Martin – Motion without Notice – North Adelaide Local Heritage

- 3.2.1. At its meeting held on 8 June 2021, Council considered the following Motion without Notice:

'That Council:

Notes the Administration has been asked to provide technical advice to the State Planning Department on a 5- level apartment development proposed for the corner of Brougham Place and Brougham Court and resolves:

1. *That the City of Adelaide is committed to the preservation of the locally listed heritage properties including the two-storey dwelling at 92 Brougham Place formerly occupied by the Royal Institute for the Blind*
2. *That the City of Adelaide is also committed to protecting the heritage value of surrounding listed properties in Historic Areas where development occurs, including locations such as Brougham Court.'*

3.2.2. Council considered the matter and resolved '*That the question lie on the table*'.

4. Prior to the general election the matters were not retrieved through resolution and have now lapsed.

ATTACHMENTS

Nil

- END OF REPORT -