

21.2 QUESTION WITH NOTICE: COUNCILLOR WARREN - BLUE HAVEN BONAIRA BUILDING DEFECTS LEGAL RECOVERY

Reason for Confidentiality: This matter deals with advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege as per Section 10A(2)(g) of the Local Government Act.

Public interest: This report presents information that is legally privileged. The public interest in preserving this information outweighs the public interest for openness as it may prejudice Council's position in the legal proceedings.

21.3 PROPOSED LICENCE AGREEMENT AND ASSOCIATED FEES: DEVELOPMENT AT 15-17 BLACKWOOD STREET GERRINGONG

Reason for Confidentiality: This matter deals with commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it as per Section 10A(2)(di) of the Local Government Act.

Public interest: This report presents information of a proposed fee relating to construction activity that has not previously been charged by Council and is not included in Council's current Fees and Charges schedule. Whilst the developer of the subject site has been named through earlier DA approval processes, the fee is new and is being imposed for the first time on this development. In future, the fee will form part of Council's Fees and Charges schedule and will be implemented as a natural part of the development process.

21 CONFIDENTIAL REPORTS**21.1 Tender: Betterment Project - Jamberoo Mountain Road civil works**

CSP Objective: Outcome 4.1 Public funds and assets are managed strategically, transparently and efficiently.

CSP Strategy: 4.1.1 Public funds are managed in accordance with Financial Management Standards and the Local Government Act, with accurate and timely reporting.

Delivery Program: 4.1.1.1 Strengthen financial reporting, ensure legislative compliance, and promote long-term sustainability by enhancing scrutiny and oversight processes while optimising funding opportunities, and improving procurement practices.

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

21.2 Question with notice: Councillor Warren - Blue Haven Bonaira building defects legal recovery

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

Public interest

This report presents information that is legally privileged. The public interest in preserving this information outweighs the public interest for openness as it may prejudice Council's position in the legal proceedings.

Declassification

This report can be considered for public release 1 year after the conclusion of the legal proceedings.

Item 21.1 CONFIDENTIAL

21.3 Proposed licence agreement and associated fees: development at 15-17 Blackwood Street Gerringong

CSP Objective: Outcome 4.1 Public funds and assets are managed strategically, transparently and efficiently.

CSP Strategy: 4.1.2 Effectively manage assets and commercial investments, ensuring their relevance, lifecycle needs, and value are optimised in accordance with legislative requirements.

Delivery Program: 4.1.2.1 Council will take a risk-based approach in pursuit of its objectives. Safety and minimising exposures are actively considered as we maintain assets and delivering services for the community.

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

22 CLOSURE