21 RELEASE OF CONFIDENTIAL INFORMATION

21.1 Declassification of Confidential Council Reports

CSP Objective: Outcome 4.2: Our governance is transparent and trusted, supported by the right structures, technology and processes to effectively serve the community.

CSP Strategy: 4.2.2 Communicate transparently to inform, build trust and respect.

Delivery Program: 4.2.2.2 Information management is transparent and builds trust. Council's records are managed as per legislative requirements.

Summary

The purpose of this report is to consider a recommendation to declassify the following confidential reports presented to Council, with any relevant redactions:

	Council meeting date	Agenda item number and name of report
1	17 February 2026	22.4 – Update on Sale of Lot 1 DP 1304287 – former Akuna Laneway Kiama.
2	17 February 2026	22.6 – CEO Note – Gainsborough Oval Subsoil Drainage Tender.
3	17 March 2026	21.1 – Tender – Betterment Project – Jamberoo Mountain Road Civil Works.
4	19 May 2026	22.2 – Purchase of four crew cab trucks.

Financial implication

Nil.

Risk implication

The declassification and public release of confidential reports may present legal, commercial, privacy, reputational or operational risks if information that remains confidential or is otherwise restricted from disclosure is released.

These risks are mitigated through a review of each report prior to public release, with any information requiring continued confidentiality and redaction removed before publication.

Subject to these measures, the proposed declassification supports Council's commitment to transparency and accountability while managing the risks associated with disclosure.

Policy

Government Information (Public Access) Act 2009.

Consultation (internal)

Business Improvement Lead

Manager Property and Commercial

Chief Executive Officer

Manager Engineering and Technical Services

Manager Operations and Maintenance

Communication/Community engagement

Nil.

Attachments

1 Overview - Confidential Council Reports for consideration of declassification⇩

Enclosures

1 Update on Sale of Lot 1 DP 1304287 – former Akuna Laneway Kiama

2 CEO Note – Gainsborough Oval Subsoil Drainage Tender

3 Tender – Betterment Project – Jamberoo Mountain Road Civil Works

4 Purchase of four crew cab trucks

RECOMMENDATION

That Council:

1. Resolve to declassify the following confidential reports on the basis that the original grounds for confidentiality are no longer relevant:
   (a) Confidential Council Report – 17 February 2026 – 22.4 – Update on Sale of Lot 1 DP 1304287 – former Akuna Laneway Kiama.
   (b) Confidential Council Report – 17 February 2026 – 22.6 – CEO Note – Gainsborough Oval Subsoil Drainage Tender.
   (c) Confidential Council Report – 17 March 2026 – 21.1 – Tender – Betterment Project – Jamberoo Mountain Road Civil Works.
   (d) Confidential Council Report – 19 May 2026 – 22.2 – Purchase of four crew cab trucks.
2. Approve the public release of the reports following any necessary redaction of information that remains confidential or is otherwise restricted from disclosure.

Background

A number of previously classified confidential reports are being presented to Council seeking declassification. The circumstances supporting their original confidentiality classifications have now changed, been resolved or ceased to apply.

Each report has been reviewed to determine where continued confidentiality remains necessary and whether the report is suitable for public release.

The details of each report, including its original confidentiality classification, Council resolution and the rationale for proposed declassification, are outlined in Attachment 1 – Overview - Confidential Council Reports for consideration of declassification.

The information highlighted in the confidential attachments to this report remains subject to confidentiality and will be redacted prior to public release.

	MEETING DATE	ITEM AND REPORT TITLE	REASON FOR CONFIDENTIALITY	COUNCIL RESOLUTION	DECLASSIFICATION	COMMENTS
2	17 February 2026	22.4 - Update on Sale of Lot 1 DP 1304287 - former Akuna Laneway Kiama	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.	**26/036OC** **Resolved** that Council note the information in the report and endorse Option 2 regarding the sale of Lot 1 DP1304287 Akuna Street Kiama.	The report can be considered for public release in three years' time (February 2029) or on completion of the development works on the overall site.	The circumstances that resulted in this report being classified as confidential have now ceased to apply as completion of the development works on the overall sight has occurred. The information highlighted in the confidential report remains subject to confidentiality and will be redacted prior to public release.
3	17 February 2026	22.6 - CEO Note: Gainsborough Oval Subsoil Drainage Tender	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.	**26/035OC** **Resolved** that Council: 1. In accordance with Clause 178 (1)(a) of the Local Government (General) Regulation 2005 (NSW), accept the tender offer from Lamond Contracting Pty Ltd for Contract KT080126. 2. Delegate to the Chief Executive Officer the authority to finalise and execute the contract and associated documents on behalf of Council. 3. Grant authority to the Chief Executive Officer to use the Common Seal of Council on the contracts and any other documentation, should it be required, to give effect to this resolution.	This information not provided in original report.	The circumstances that resulted in this report being classified as confidential have now ceased to apply because this project has now been completed. The information highlighted in the attachment to this report remains subject to confidentiality and will be redacted prior to public release.

Attachment 1 **Item 21.1**

4	17 March 2026	21.1 - Tender: Betterment Project - Jamberoo Mountain Road Civil Works	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.	**26/059OC** **Resolved** that Council: 1. In accordance with Clause 178 (1)(a) of the Local Government (General) Regulation 2005 (NSW), accept the tender offer for contract KMC-RFQ-221225 – 'Betterment Project – Jamberoo Mountain Road – Design and Construction Civil Works', from the Coal Coast Civil Pty Ltd. 2. Delegate to the Chief Executive Officer the authority to finalise and execute the contract and associated documents on behalf of Council. 3. Grant authority to use of the Common Seal of Council on the contracts and any other documentation, should it be required, to give effect to this resolution. 4. Provide regular project updates on its Capital Works webpage.	This report can be considered for public release once the project has been completed.	The circumstances that resulted in this report being classified as confidential have now ceased to apply because this project has now been completed. The information highlighted in the attachment to this report remains subject to confidentiality and will be redacted prior to public release.
5	19 May 2026	22.2 - Purchase of four crew cab trucks	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.	**26/125OC** **Resolved** that Council: 1. Accept the Isuzu Australia submission in the Request For Quotation VP471405 - purchase of four 7000kg GVM crew cab trucks and bodies, in accordance with clause 178(1)(a) of the Local Government (General) Regulation 2021. 2. Delegate to the Chief Executive Officer the authority to finalise and execute the contracts and any other documentation required to give effect to this resolution. 3. Grant authority to use of the Common Seal of Council on the contracts and any other documentation, should it be required, to give effect to this resolution. 4. Approves the transfer from Unrestricted Funds into the Plant Replacement Reserve for the cost of the purchases.	This report can be considered for public release once the purchases have been completed.	The circumstances that resulted in this report being classified as confidential have now ceased to apply because this has now been completed. The information highlighted in the attachment to this report remains subject to confidentiality and will be redacted prior to public release.

Attachment 1

Item 21.1