

COUNCILLOR CONDUCT REGISTER 2020-2024 COUNCIL TERM

On 3 December 2018 the *Local Government Act 2009* (the Act) was amended requiring Council to maintain and publish a Councillor Conduct Register under section 150DX. This replaced a requirement under section 181A to keep a record of written complaints about councillor conduct or performance.

The Councillor Conduct Register records matters set out in section 150DX(1) relating to unsuitable meeting conduct, suspected inappropriate conduct, decisions about misconduct, conduct complaints dismissed by the Office of the Independent Assessor (OIA), and decisions by the OIA to take no further action.

A Councillor's name is only included if the local government or Councillor Conduct Tribunal decided that the Councillor engaged in inappropriate conduct or misconduct, or where the Councillor agrees to their name being included in the register (section 150DY of the Act).

Information about a complaint which may be part of a public interest disclosure under the *Public Interest Disclosure Act 2010* is not available for review in the public register.

This is a record of eligible complaints received for the 2020-2024 Council term (April 2020 - March 2024 - in date order with the most recent date listed first).

Council decisions about inappropriate conduct

OIA Reference Number	Summary of Decision and Reason(s) for Decision Section 150DY(2) and (3)	Name of Councillor Section 150DY(3)(a)	Date of Decision Section 150DY(2)(c)
C/20/00820	<p>A complaint was made to the Office of the Independent Assessor (OIA) about the alleged misconduct of a Councillor. The complaint alleged misconduct by Cr Kate Hastie releasing confidential information to a related party.</p> <p>The Tribunal has decided pursuant to section 150AQ(1) that Councillor Hastie has engaged in misconduct and has decided to make the orders below pursuant to section 150AR(1)(b).</p> <p>Pursuant to section 150AR(1)(b) of the Act, the Tribunal orders that within 90 days of the date of this decision (21 November 2023) Councillor Kate Hastie:</p> <ol style="list-style-type: none"> 1. Make a public admission at a general meeting of the Council that she has engaged in misconduct (section 150AR(1)(b)(i)); and 2. Attend training to address her conduct at her expense – the training must include a proper consideration of managing conflicts of interest and a proper consideration of the Respondent's obligations as a Councillor under 	Cr Kate Hastie	21 November 2023

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	the Code of Conduct for Councillors in Queensland and the Local Government Act 2009 (Qld) (section150AR(1)(b)(iii)).		
C/22/00276 C/22/00364	<p>A complaint was made to the Office of the Independent Assessor (OIA) on 4 May 2022.</p> <p>The complaint alleged the misconduct of a Councillor by disclosing commercial in confidence information to a local media outlet.</p>	Councillors name not required to be published under S150DZ(2)	
C/21/00112	<p>A complaint was made to the Office of the Independent Assessor (OIA) on 17 February 2021.</p> <p>The complaint alleged that a Councillor had not accurately completed their Register of Interest.</p> <p>The OIA dismissed the matter pursuant to Section 150X(c)(II) of the <i>Local Government Act 2009 (Act)</i> on the basis that further dealing with this matter would be an unjustifiable use of resources.</p>	Councillors name not required to be published under S150DZ(2)	29 November 2021
C/21/00148	<p>A complaint was made to the Office of the Independent Assessor (OIA) on the 20 & 23 December 2020.</p> <p>It was alleged a Councillor had committed perjury by knowingly providing false or misleading evidence during hearings for a Queensland Civil and Administrative Tribunal (QCAT) matter, that did not relate to the councillor's role as a councillor.</p> <p>The OIA dismissed this matter pursuant to section 150X(c)(i) of the Local Government Act 2009 (the Act), because further dealing with this complaint is not in the public interest. This decision was made on the basis that the matter is currently subject to ongoing litigation.</p>	Councillors name not required to be published under S150DZ(2)	7 May 2021