

POLICY



Date adopted: 30/05/2017
File no: 128730-2
Minute number: 148/2017

Policy title: REPEAL OF RESOLUTIONS OF THE COUNCIL
Directorate: ORGANISATIONAL SERVICES
Branch: CORPORATE GOVERNANCE
Policy objective: To provide a procedure for the repeal or amendment of resolutions of the Council.

Policy scope:

This policy should be read in conjunction with section 262 (Repeal or amendment of resolutions) of the Local Government Regulation 2012.

Definitions:

TERM	DEFINITION
Majority of councillors	Means the majority of available councillors after any councillors have declared any conflicts of interest or material personal interests.

Policy statement:

The following procedure is to be undertaken for this policy:

1. Lodgement of notice to repeal resolutions of the Council
A councillor must lodge a notice to repeal a resolution of the Council with the Chief Executive Officer at least six (6) days prior to the next Local Government meeting to allow the Chief Executive Officer to meet the statutory time limit of five (5) days notice in accordance with section 262 (repeal or amendment of resolutions) of Local Government Regulation 2012.
2. Implementation of a resolution to be placed in abeyance
 - (a) The Chief Executive Officer has a legal obligation to expeditiously implement all Council resolutions. However, Chief Executive Officer will consider placing the implementation of a Council resolution in abeyance subject to:
 - (i) a notice of repeal being lodged by a councillor in accordance with section 1 of this policy; and
 - (ii) a notice to place the resolution in abeyance being signed by at a majority of councillors and submitted to the Chief Executive Officer; and
 - (iii) the Mayor in consultation with the Chief Executive Officer agreeing that placing the matter in abeyance is in the best interest of the Council.
 - (b) The Chief Executive Officer will advise all councillors of the decision made under section 2(a)(iii) of this policy.

Related policies/legislation/other documents:

DOC ID	DOCUMENT TYPE	DOCUMENT NAME
-	Legislation	Local Government Regulation 2012