

# Councillor Conduct Register

Date of complaint	Summary of complaint	Decision	Summary of the decision and reasons for the decision	Date of decision	Decision maker
31/08/2021	The complainant reported a nuisance, situated within the Rockhampton Regional Council area.	Complaint dismissed	The OIA dismissed this matter pursuant to section 150X(a)(ii) as the conduct does not raise a reasonable suspicion of inappropriate conduct or misconduct by a Councillor as defined by the Act. Attempts by the OIA to contact the complainant to re-direct this complaint to the correct jurisdiction were unsuccessful.	8/9/21	Office of the Independent Assessor (OIA) C/21/00601
22/02/2022	It is alleged a councillor breached a policy of council in relation to complaints that had been made to council.	Complaint dismissed	The OIA dismissed this matter pursuant to section 150X(a)(ii) of the Local Government Act 2009 as the conduct does not raise a reasonable suspicion of inappropriate conduct or misconduct.	21/3/22	Office of the Independent Assessor (OIA) C/22/00105
18/3/2022	It is alleged a councillor engaged in inappropriate conduct when responding to correspondence.	No further action to be taken.	The OIA decided to take no further action pursuant to section 150Y(b)(iii) of the Local Government Act 2009 [the Act] on the basis taking further action would be an unjustifiable use of resources. The OIA noted that the Councillor had apologised for the response.	6/4/22	Office of the Independent Assessor (OIA) C/22/00161
21/03/2022	It was alleged that a councillor contacted a property co-owner to arrange a site visit for himself and other Councillors'. That same day he also contacted the Chief Executive Officer (CEO) requesting an inspection be arranged for 1.00pm on 21 February 2022. Both actions were taken despite a Council resolution on 22 June 2021 for confidential agenda item 14.1 "That Council authorise the Chief Executive Officer (CEO) or delegate to enter into negotiations to purchase this property".	OIA advised that the complaint, if proven, involves inappropriate conduct and referred the conduct to Council to be dealt with under Chapter 5A, Part 2 Division 5 of the Act.	Having regard to the material available and the Tribunal's investigation outcome and recommendations Council resolves that in accordance with section 150AG(1)(a) of the <i>Local Government Act 2009</i> that Councillor Shane Latcham has engaged in inappropriate conduct as alleged. Council resolves in accordance with sections 150AG(1)(b) and 150AH(1)(b) of the <i>Local Government Act 2009</i> , Councillor Shane Latcham is ordered to attend training to address his conduct.	28/06/2022	Rockhampton Regional Council Council Meeting 28 June 2022 C/22/00164
31/05/2022	A councillor was alleged to not be impartial in their public support for a potential transfer of part of the Livingstone Shire Council to the Rockhampton Regional Council. It was further alleged the councillor advocated on the issue during work time.	Complaint dismissed	The OIA dismissed this matter pursuant to section 150X(a)(ii) of the Local Government Act 2009 as the alleged conduct is not inappropriate conduct or misconduct within the meaning of the Act. A councillor expressing a particular view on a council related issue is not a councillor conduct matter. It is also appropriate for a council-related issue to be publicly discussed in the councillor's official capacity. It is considered a matter for voters whether they agree with the councillor's position on the issue or not.	8/6/22	Office of the Independent Assessor (OIA) C/22/00351

In accordance with section 150DX of the *Local Government Act 2009* (the Act), Rockhampton Regional Council must maintain and publish a Councillor Conduct Register. The register must record matters about: Unsuitable meeting conduct [150DX(1)(a)]; Suspected inappropriate conduct [150DX(1)(b)]; Decisions about misconduct [150DX(1)(c)]; Conduct complaints dismissed by the Assessor [150DX(1)(d)]; and, decisions by the assessor to take no further action [150DX(1)(e)].