



## NOTICE OF COUNCIL MEETING

In accordance with Section 254C of the *Local Government Regulation 2012* this notice is to advise that the Trustee Council and Ordinary Council Meetings for the month of September 2024 will be held virtually by Microsoft (TEAMS) as follows:

**Wednesday, 18 September 2024**

(Trustee Meeting – 9.00am to 10.30am)

(Ordinary Meeting – 10.30am to 5.00pm)

Meeting ID: 450 516 418 607

Passcode: St9vxc

The attendance of each Councillor is requested.

All agenda papers for both meetings (excluding Closed Business papers) will shortly be available on Council's website and can be accessed by clicking on the link below:

[Ordinary Meetings | Torres Strait Island Regional Council \(tsirc.qld.gov.au\)](https://www.tsirc.qld.gov.au/OrdinaryMeetings)

Please note that this meeting is live streamed on Council's YouTube Channel.

James William  
Chief Executive Officer

13 September 2024



**Time:** 9.00am to 10.30am

**Venue:** (Microsoft TEAMS)

Meeting ID: 450 516 418 607

Passcode: St9vxc

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## ORDER OF BUSINESS

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9.00am	<p>A. WELCOME &amp; QUORUM CONFIRMATION   ACKNOWLEDGEMENTS   OPENING PRAYER   OBSERVANCES</p> <p>B. NOTING OF APOLOGIES</p> <p>C. CONFLICT OF INTEREST DECLARATIONS</p> <p>D. LIVE STREAM. <i>This meeting is live streamed on Council's YouTube Channel.</i></p> <p>1. <b>CONFIRMATION OF MINUTES (21 August 2024)</b></p> <p>1.1. <b>Update on Action Items from Previous Meetings</b></p> <p>2. <b>HELIPAD DEVELOPMENT DAUAN ISLAND – DEPARTMENT OF HOME AFFAIRS</b></p> <p>3. <b>ITEMS ARISING</b></p> <p>4. <b>NEXT MEETING – 15 OCTOBER 2024 (DAUAN)</b></p>
10.30am	<p>5. <b>CLOSE OF MEETING</b></p>

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**DIRECTORATE:** *Corporate Services*

**AUTHOR:** *Executive Director Corporate Services*

## **CONFIRMATION OF MINUTES (21 AUGUST 2024)**

### **OFFICER RECOMMENDATION:**

**Council (as Trustee) confirms the Minutes of the Trustee Meeting held on 21 August 2024.**

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### **EXECUTIVE SUMMARY:**

Section 254F(4) of the *Local Government Regulation 2012* requires that at each local government meeting, the minutes of the previous meeting must be confirmed by the councillors or committee members present.

### **Interested Parties/Consultation:**

**N/A**

### **Background / Previous Council Consideration:**

The previous Trustee meeting was held on 21 August 2024.

Section 254(6) of the *Local Government Regulation 2012* requires that a copy of the minutes of each local government meeting must be made publicly available by 5pm on the tenth day after the meeting is held. To meet these compliance requirements, a copy of the draft Minutes from the last meeting were circulated to the Executive Leadership Team for input prior to being posted on the Council website.

Following confirmation of the Minutes by the Council, the confirmed Minutes will replace the draft Minutes on the Council website.

**COMPLIANCE / CONSIDERATIONS:**

<b>Statutory:</b>	Section 254F(4) of the <i>Local Government Regulation 2012</i>
<b>Budgetary:</b>	N/A
<b>Policy:</b>	N/A
<b>Legal:</b>	N/A
<b>Risk:</b>	Council breach of its Statutory requirements above.
<b>Links to Strategic Plans:</b>	TSIRC Corporate Plan 2020–2025 ( <i>Bisnis Plan</i> ) Delivery Pillar One – People ( <i>Bisnis – Pipol</i> ) Outcome 4: We are a transparent, open and engaging council. <ul style="list-style-type: none"><li>➤ 4.2 Evolve Council’s communication channels and community’s access to information.</li></ul>
<b>Masig Statement:</b>	N/A
<b>Standing Committee Consultation:</b>	N/A
<b>Timelines:</b>	Standard Procedure at each Monthly Trustee Meeting

**Other Comments:**

Nil.

**Recommended:**

Susanne Andres  
Executive Director Corporate Services

**Approved:**

James William  
Chief Executive Officer

**ATTACHMENTS:**

Draft Minutes of the Trustee Meeting held on 21 **August** 2024.



TRUSTEE MEETING  
21 AUGUST 2024

# MINUTES

**Time:** 9.00am

**Venue:** (Microsoft TEAMS)

Meeting ID: 430 295 436 817

Passcode: XW65oF

PRESENT:

**Mayor**

Division 2 – Dauan

Division 3 – Saibai

Division 4 – Mabuiag

Division 5 – Badu / **Deputy Mayor**

Division 6 – Arkai (Kubin), Mua Island

Division 8 – Kirirri (Hammond Island)

Division 9 – Iama

Division 10 – Warraber

Division 11 – Poruma

Division 12 – Masig

Division 14 – Erub

Division 15 – Mer

Cr Phillemon Mosby

Cr Torengo Elisala

Cr Chelsea Aniba

Cr Keith Fell

Cr Ranetta Wosomo

Cr Iona Manas

Cr Seriako Dorante

Cr Aggie Hankin

Cr Kabay Tamu

Cr Francis Pearson

Cr Ted Mosby

Cr Nixon Mye

Cr Bob Kaigey

APOLOGIES:

Division 1 – Boigu

Division 7 – Wug (St. Pauls Community), Mua Island

Division 13 – Ugar

Cr Dimas Toby

Cr John Levi

Cr Rocky Stephen

Executive Director Financial Services

Ms Hollie Faithfull

OFFICERS:

**Chief Executive Officer**

Executive Director Building Services

Executive Director Community Services

Executive Director Corporate Services

Executive Director Engineering Services

Preston Law

Executive Support Coordinator

TSIRC Secretariat

Mr James William

Mr Wayne Green

Mr Dawson Sailor – *via TEAMS for  
Closed Business discussions only*

Ms Susanne Andres

Mr David Baldwin

Mr Julian Bodenmann

Ms Sharon Russell

Mr Darryl Brooks

**A. WELCOME & QUORUM CONFIRMATION | ACKNOWLEDGEMENTS | OPENING PRAYER | OBSERVANCES**

At 9.05am the Mayor formally opened the August 2024 Trustee Council meeting, noting that a quorum of members were present.

The Mayor welcomed attendees and made the following acknowledgements:

- Our Heavenly Father for His awesome wisdom, knowledge, understanding, favour and blessings upon our lives and this leadership;
- Our TSIRC team and families;
- The Traditional Custodians throughout the length and breadth of Zenadth Kes and the communities and constituents that Council serves;
- The Traditional Custodians of Cairns; and
- All Elders – past, present and emerging.

The Mayor also conveyed to those members of the Torres Strait Islander community throughout the homelands and on the Australian mainland who may be observing Sorry Business at this time, the thoughts and prayers of all Councillors.

Cr Keith Fell delivered the opening prayer.

**B. NOTING OF APOLOGIES**

The following apologies were noted by Council:

Division 1 – Boigu

Division 7 – Wug (St. Pauls Community), Mua Island

Division 13 – Ugar

Cr Dimas Toby – *prior commitment*

Cr John Levi - *unwell*

Cr Rocky Stephen – *prior commitment*

**C. CONFLICT OF INTEREST DECLARATIONS**

Nil.

**D. LIVE STREAM**

The Mayor advised Council that this meeting is being LIVE STREAMED on Council's YouTube Channel.

**1. CONFIRMATION OF MINUTES (24 July 2024)**

#T24-28/2024-08/1

CR FELL / CR WOSOMO

**Council (as Trustee) confirms the Minutes of the Trustee Meeting held on 24 July 2024.**

***CARRIED UNANIMOUSLY***

**1.1. UPDATE ON ACTION ITEMS FROM PREVIOUS MEETINGS**

The Chief Executive Officer (Mr James William) spoke to this item and the update was noted by Council.

**2. HELIPAD DEVELOPMENT – DEPARTMENT OF HOME AFFAIRS**

The Executive Director Corporate Services (Ms Susanne Andres) advised the Council that the Department of Home Affairs will be meeting with the communities before the September 2024 Trustee Council meeting and that it would be preferable to have the outcomes from those meetings included in the report to Council. A request to lay the report on the table for the September 2024 was therefore recommended to Council.

The Mayor agreed and advised that the report will be laid on the table until the September 2024 Trustee Council Meeting.

**3. PORUMA – DEPARTMENT OF EDUCATION PROPOSED LEASE – EXTENSION TO CONDITIONAL AGREEMENT TO LEASE TO SATISFY NATIVE TITLE SPECIAL CONDITION**

#T24-28/2024-08/3

CR PEARSON / CR MYE

**Council (as Trustee) resolves, pursuant to the *Torres Strait Islander Land Act 1991* (Qld), to:**

- (a) grant an 18-month extension of time (from 18 September 2024 to 18 March 2026) to the Conditional Agreement to Lease to the State of Queensland, represented by the Department of Education, to satisfy the Native Title special condition for the grant of a lease over Lot 50 on SP270862, Poruma; and**
- (b) Delegate to the Chief Executive Officer the power to negotiate the terms of the extension by signing the Deed of Variation and subsequent lease.**

**CARRIED UNANIMOUSLY**

**4. RESOLUTION TO CLOSE THE MEETING TO THE PUBLIC**

#T24-28/2024-08/4

CR FELL / CR TAMU

**Council (as Trustee) resolves to close the meeting to the public pursuant to section 84 of the *Local Government Act 2009* to allow the Trustee to discuss items listed on the agenda for closed discussion and for the reasons outlined under those items.**

**CARRIED UNANIMOUSLY**

**5. Iama DOGIT Transfer**

*[Reason for Closed Discussion: this matter involves discussions relating to a legal matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.]*

#T24-28/2024-08/5

CR ELISALA / CR HANKIN

**1. Council (as Trustee) notes that the Court proceedings in relation to the Iama DOGIT transfer have concluded with the Court ordering that, due to the Minister failing to properly consider the human rights impact of his decision to transfer the land, his decision is set aside; and the deeds of grant issued under the *Torres Strait Islander Land Act 1991* (TSIL Act) are declared invalid and of no effect. The background is that:**

- a. the above Court order was based on the Minister's offer to settle proceedings. Having reflected on his decision, the Minister accepted that, in making the decision to transfer the land, he was required under section 58(1) of *Human Rights Act 2019* (HRA) to make**

- the decision in a way that was compatible with human rights; and to give proper consideration to human rights relevant to the decision. The offer included the setting aside of the deeds which were deemed to be invalid;
- b. prior to the Minister's offer, the Minister asserted that he was not required to comply with the HRA as he "could not reasonably have acted differently or made a different decision because of the statutory provision, a law of the Commonwealth or another State". Meaning that, because he was compelled to transfer the land in accordance with the TSIL Act, he was exempt from having to consider human rights;
  - c. the CEO accepted the Minister's offer and requested that, to ensure the human rights issue is adequately addressed, and prior to making a new decision on the land transfer, the Minister must
    - i. undertake additional community consultation aimed at extracting the views of Torres Strait Islanders particularly concerned with the land; and
    - ii. advertise any proposed grantee in a newspaper to further seek the views of Torres Strait Islanders particularly concerned with the land;
  - d. the Minister subsequently advised that he does not consider there to be any requirement for additional consultation in anticipation of his reconsideration of the decision to transfer the land; and the requirement for advertising a proposed grantee in a newspaper does not apply where the proposed grantee is nominated in an Indigenous Land Use Agreement (ILUA);
  - e. the State and Magani Lagaugal PBC negotiated the lama Land Transfer ILUA (to which Council is not a party), nominating the Magani Lagaugal PBC as proposed grantee of the land; the ILUA was registered 18 June 2024 (after the Minister made the decision);
  - f. the ILUA provides Native Title consent for leases (from Magani Lagaugal PBC to Council) of Council essential infrastructure, including social houses, upon a land transfer;
  - g. Council has not been afforded the right to fully consider and/or agree to the lease terms. Consideration must be given to the impacts on delivery of essential services if access to essential infrastructure is affected;
  - h. consideration must be given to the impact similar decisions may have on the remaining communities; and
  - i. Council is supportive of land transfers, however, considers that they should be on a community-by-community basis, agreement should be what's best for each community and transfers should be when the time is right for the community; and
2. Delegates, pursuant to section 257 of the *Local Government Act 2009*, the power to the Chief Executive Officer to conduct and participate in any matters that may arise, including any appeal or initiating proceeding in the Court if the Minister remakes a decision to transfer the land in the absence of community consultation, advertising of a proposed grantee and/or full consideration of how services can continue to be provided by Council if the land is transferred.

**CARRIED UNANIMOUSLY**

**Action:**

Cr Aniba (through Council's Culture, Arts, Land and Heritage Advisory Committee) to progress the development of a clear policy position in relation to responsibility for DOGIT matters/land tenure (TSIRC or PBCs) in the context of a Torres Strait Regional Assembly arrangement.

## 6. Native Title Consent Process for New Housing



*[Reason for Closed Discussion: this these matters involve discussions relating to a commercial matter (State Funding Agreement and proposed future funding) involving the local government for which a public discussion would be likely to prejudice the interests of the local government]*

#T24-28/2024-08/6

CR FELL / CR ELISALA

AGAINST: CR ANIBA (insufficient documentation and signatures of attendees, as well as PBC Chair endorsement, sighted by her for this Trustee decision)  
CRS KAIGEY AND MANAS (disagree with process)

**Council (as Trustee):**

- (a) resolves to seek Native Title consent for new housing on Mabuiag under section 24JAA of the *Native Title Act 1993* (NTA); and**
- (b) delegates to the Chief Executive Officer the power to prepare, finalise and execute on behalf of Council any notices or other documents required to give effect to paragraph (a) of this resolution, including a section 24JAA notice; and**
- (c) notes:**
  - (i) as proponent of the works (building of the homes), it is the responsibility of the Trustee to obtain Native Title consent; and**
  - (ii) options for Native Title consent include the negotiation of a Social Housing Indigenous Land Use Agreement (ILUA) or the use of section 24JAA of the NTA; and**
  - (iii) in accordance with Council's Trustee Policy, Native Title consent under section 24JAA of the NTA should be used as a last resort, where consent-based validation (e.g. an ILUA) is not reasonably practicable in the opinion of the Divisional Councillor; and**
  - (iv) in consultation with the community and the Goemulgaw (Torres Strait Islanders) Corporation RNTBC (the PBC), Councillor Fell agrees that an ILUA is not feasible in this instance due to extended timeframes for ILUA negotiations and the urgent need for homes. Additionally, Councillor Fell notes the importance of Council delivering new homes to Mabuiag; and**
  - (v) the PBC and the community supports Council using the section 24JAA process for Native Title consent; and**
  - (vi) the delivery timelines under the State Funding Agreement for construction of the homes is at risk of not being able to be met; and**
  - (vii) if the delivery timelines of the State Funding Agreement are not met, this could impact on future funding opportunities; and**
  - (viii) if the delivery of the new homes under the State Funding Agreement is not met, Mabuiag may miss out on the opportunity; and**
  - (ix) this resolution applies only to Mabuiag (66 New Village Road and 89 School Street only) and it is not a blanket approach to resolving Native Title for social housing in the region.**

**CARRIED**

**Action:**

Council's Trustee Policy to provide clear consultation processes that must be undertaken prior to the submission of requests to the Trustee Council for decisions on matters requiring Native Title consent.

#T24-28/2024-08/7

CR FELL / CR TAMU

**Council (as Trustee) resolves to move out of closed discussions pursuant to Section 84 of the *Local Government Act 2009*.**

***CARRIED UNANIMOUSLY***

➤ *The Trustee meeting was suspended from 10.35am to 10.45am for morning tea.*

**8. CONSIDERATION OF MATTERS DISCUSSED IN CLOSED SESSION**

Council (as Trustee) formally resolved as outlined in Agenda Items 5 and 6 above.

**9. ITEMS ARISING**

Nil.

**10. NEXT MEETING – 17 SEPTEMBER 2024 (DAUAN)**

Noted by Council (as Trustee).

**11. CLOSE OF MEETING**

The Mayor closed the Trustee meeting at 11.00am.

MINUTES CONFIRMED – 17 September 2024

.....  
Cr Phillemon Mosby  
Mayor  
Torres Strait Island Regional Council  
Date: 17 September 2024

.....  
James William  
Chief Executive Officer  
Torres Strait Island Regional Council  
Date: 17 September 2024



## TRUSTEE COUNCIL MEETING ACTION ITEMS

(Updated as at 11 September 2024)

Agenda Item

1.1

Agenda Item	Action	Action Area	Current Status
Aug 2024 Mtg  AI 5  Iama DOGIT Transfer	Cr Aniba (through Council's Culture, Arts, Land and Heritage Advisory Committee) to progress the development of a clear policy position in relation to responsibility for DOGIT matters/land tenure (TSIRC or PBCs) in the context of a Torres Strait Regional Assembly arrangement.	Cr Aniba / ED Corporate Services	In progress to be included on CALH Advisory Committee agenda.
Aug 2024 Mtg  AI 6  Native Title Consent Process for New Housing	Council's Trustee Policy to provide clear consultation processes that must be undertaken prior to the submission of requests to the Trustee Council for decisions on matters requiring Native Title consent.	ED Corporate Services / DOGIT Transfer, Land Tenure and Native Title Advisor	In progress for updated Trustee Policy.
Apr 2024 Mtg  AI 6  Matters Arising (DOGIT Policy)	Cr Stephen requested that a range of issues in relation to finalising Council's DOGIT policy be discussed at Council's May 2024 Workshop.  <u>Action:</u> Chief Executive Officer to discuss further with Cr Stephen out of session.	Chief Executive Officer	In progress & to be maintained as an ongoing action as DOGIT remains an ongoing and significant issue.
Nov 2023 Mtg  AI 6	<b>ACTION:</b> 1. <u>CEQ Matters</u> - Chief Executive Officer to liaise with Cr Dimas Toby in relation to CEQ Board engagement (particularly in relation to Seaswift matters, leasing, fuel matters and general pricing).	Chief Executive Officer / Corporate Services (Legal Services)  Community Services	1. Remains in progress. Discussions with Seaswift and CEQ CEOs have been held.

Action Items from Previous Meetings	2. <u>Saibai Island Church</u> /options to assist in the maintenance and/or restoration of heritage-listed sites and buildings to be considered at the December 2023 meeting.		2. Ongoing work is taking place with the Department of Environment and Heritage, as this is a heritage listed building. Final survey report received in the w/b 17/6/24 and has been considered/discussed by the EDs Community Services/Building Services and the surveyor. Cr Aniba has been provided a copy of the draft report and is aware of the progress on this matter. Final report expected to be released on Friday 26 <sup>th</sup> July 2024. <b>Final Concept Plans received only.</b>
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**DIRECTORATE:** *Corporate Services*

**AUTHOR:** DOGIT Transfer, Land Tenure and Native Title Advisor

## **HELIPAD DEVELOPMENT DAUAN ISLAND – DEPARTMENT OF HOME AFFAIRS**

### **OFFICER RECOMMENDATION:**

#### **Council (as Trustee):**

- (a) approves the surrender of the existing lease over Lot 77 on SP270872 between the Trustee and the Department of Home Affairs (DHA) at Dauan Island;**
  - (b) approves a new lease to DHA (for a term of six years) of an increased area (comprising the existing lease area plus an additional area) for the purpose of constructing and maintaining helipad and related infrastructure; and**
  - (c) delegates to the Chief Executive Officer the power to progress negotiations with DHA to formalise the Trustee's agreement in relation to the matters set out in this resolution on commercial terms and conditions, satisfactory to the Chief Executive Officer, including by executing necessary documents, including Conditional Agreement to Grant Lease (CATL), which will include that the lease and construction are subject to necessary planning requirements and Native Title Consent.**
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### **EXECUTIVE SUMMARY:**

DHA holds an existing six-year lease with the Trustee over land at Dauan Island, described as Lot 77 on SP270872, which expires on 30 June 2026. DHA has requested that the Trustee approves the upgrade and improvement of helipad infrastructure located at the site, so that Australian Border Force can meet its Border protection obligations and maintain its secure ultra-high frequency communication network. The improvement includes the installation of a new helipad. The existing lease area is too small and DHA has requested an expanded area for a term of six years. From a tenure perspective it is a more practical outcome to register a new lease over the whole area required, being the existing lease area and the additional area, as otherwise, there would be two separate leases with different expiry dates.

The purpose of this Report is for Council, as Trustee, to approve the surrender of the existing lease and to approve a new lease over the whole area required. If the Trustee approves, then DHA will need to:

- surrender its existing lease over Lot 77;
- arrange for fresh survey plans depicting the new lease area;
- validate Native Title for the new lease area;
- enter into a CATL to reflect the new lease area; and
- obtain planning approval from Council, in its capacity as planning authority.

### Interested Parties/Consultation:

- Councillor Elisala Division 2 Dauan- supports the proposal in-principle and due to a potential conflict of interest will allow the Trustee to make the decision.
- Dauanalgalw PBC-supports the proposal.
- Preston Law.
- Department of Home Affairs.

### Background / Previous Council Consideration:

At its November 2023 Trustee Meeting, the Trustee considered a report in response to an initial request by the DHA to develop helipad infrastructure located at Dauan Island, Erub Island and Kubin. DHA is continuing to propose the development at Dauan and Kubin but is no longer proceeding with the proposed development at Erub Island. DHA is currently consulting with the Mualgal PBC for the Kubin proposal prior to seeking a resolution from the Trustee.

DHA has requested that the Trustee approves the upgrade and improvement of helipad infrastructure located at Dauan, so that Australian Border Force can meet its Border protection obligations and maintain its secure ultra-high frequency communication network.

DHA advised that the network *“is a critical enabling tool to meet its Border protection obligations with all sites contributing to the security network of the Torres Strait”*.

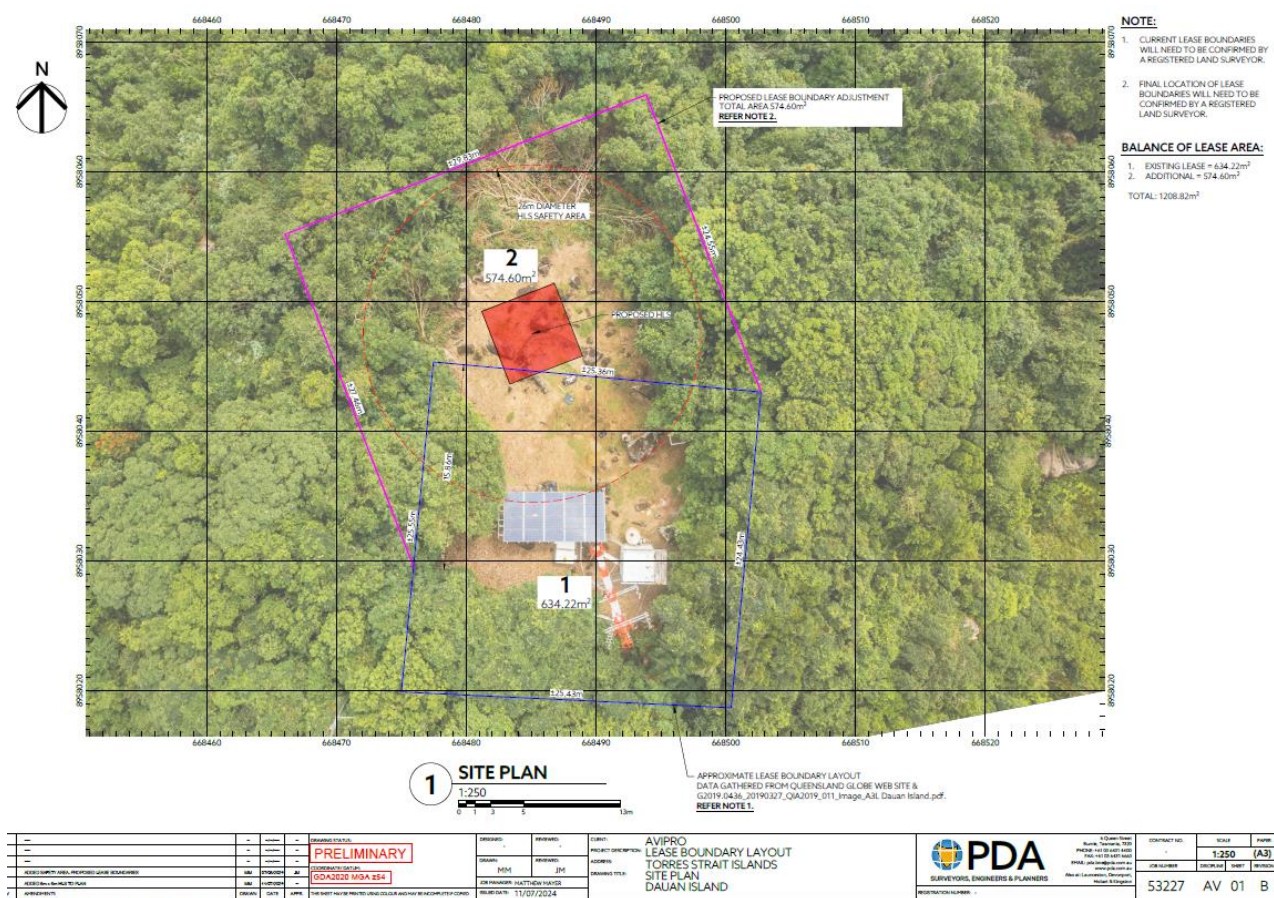
Aerial images of the site are shown below:

1. Dauan Island (Lot 77 on SP270872) (***existing lease proposed to be surrendered***).





2. Proposed new lease area (*shown as area 1 (634.22 m<sup>2</sup>) and area 2 (574.60m<sup>2</sup>) with helipad location in red*) Total area = 1208.82m<sup>2</sup>



## Consultation:

DHA met with the Dauanalga PBC on 22 August 2024 to explain the proposal and the PBC supported it in-principle, subject to DHA obtaining formal Native Title consent in accordance with the Dauan Infrastructure and Housing ILUA.

The recommendation contained in this Report is to approve the proposed new lease area. However, this approval is proposed to be provided by Council as Trustee, in its capacity as the Trustee of the DOGIT. This does not fetter Council's discretion as planning authority. The grant of the lease will be conditional upon Native Title consent.

To give effect to this proposal, new lease and CATL documents will need to be negotiated and entered into. A survey plan of the new lease area will also need to be obtained.

It is recommended that the request be supported, given that, the upgrade and improvement of helipad infrastructure located at the site will allow Australian Border Force to maintain its secure ultra-high frequency communication network and enable DHA to meet its Border protection obligations of the Torres Strait.

**COMPLIANCE / CONSIDERATIONS:**

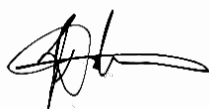
<b>Statutory:</b>	<ul style="list-style-type: none"> <li>• <i>Torres Strait Islander Land Act 1991 (Qld)</i></li> <li>• <i>Planning Act 2016 (Qld)</i></li> <li>• <i>Local Government Act 2009 (Qld)</i></li> </ul>
<b>Budgetary:</b>	It is proposed that the Trustee seeks to pass on all costs associated with considering these matters on to DHA.
<b>Policy:</b>	Trustee Policy 2019
<b>Legal:</b>	The Report has been developed by TSIRC's DOGIT Transfer, Land Tenure and Native Title Advisor in consultation with Council's external lawyer, Preston Law.
<b>Risk:</b>	Trustee risks will be managed by ensuring the whole area is subject to a valid lease or other legal document to protect the Trustee with regard to the proposed land uses.
<b>Links to Strategic Plans:</b>	<p>TSIRC Corporate Plan 2020–2025 (<i>Bisnis Plan</i>)</p> <ul style="list-style-type: none"> <li>➤ Delivery Pillar – Sustainability</li> </ul> <p>Outcome 8: We manage council affairs responsibly for the benefit of our communities</p> <ul style="list-style-type: none"> <li>➤ 8.1: Effective management of DOGIT Land as a Trustee</li> </ul>
<b>Masig Statement:</b>	<p>Providing adequate land for the helipads is critical enabling tool to assist DHA to meet its Border protection obligations with all sites contributing to the security network of the Torres Strait.</p> <p>This is consistent with the aims of the Masig Statement, including:</p> <ul style="list-style-type: none"> <li>• Aim 4 –create partnerships with Key Regional Stakeholders, the Queensland and Australian Governments to better equip us to work together to achieve our regional goals and aspirations.</li> </ul>
<b>Standing Committee Consultation:</b>	N/A
<b>Timelines:</b>	N/A

**Recommended:**

Joanne Bryant  
 DOGIT Transfer, Land Tenure and  
 Native Title Advisor

**Endorsed:**


Susanne Andres  
 Executive Director Corporate Services

**Approved:**


James William  
 Chief Executive Officer

**ATTACHMENTS:**

Nil





**DIRECTORATE:** Corporate Services

**AUTHOR:** Executive Director Corporate Services

## ITEMS ARISING

### OFFICER RECOMMENDATION:

*For Council (as Trustee) to formally resolve to consider those items arising after the agenda for the meeting has been made public.*

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### EXECUTIVE SUMMARY:

Section 74(6) of the *Local Government (Operations) Regulation 2010* allows for a local government or a committee of local government to discuss or deal with (at any meeting) items arising after the agenda for the meeting has been made available to Councillors.

Standard practice is that business not on the published agenda, or not fairly arising from the agenda, should not be considered at any local government meeting unless permission for that purpose is given by the local government at the meeting ([Source](#): Queensland Government 'Best practice example standing orders for local government and standing committee meetings - March 2024').

Council will need to make a formal resolution to consider/discuss any items nominated for this agenda item.

### Interested Parties/Consultation:

N/A

### Background / Previous Council Consideration:

N/A

**COMPLIANCE / CONSIDERATIONS:**


<b>Statutory:</b>	Section 74(6) of the <i>Local Government (Operations) Regulation 2010</i>
<b>Budgetary:</b>	N/A
<b>Policy:</b>	<a href="#">Council meetings   State Development and Infrastructure</a>
<b>Legal:</b>	N/A
<b>Risk:</b>	Council breach of its Statutory requirements above.
<b>Links to Strategic Plans:</b>	TSIRC Corporate Plan 2020–2025 ( <i>Bisnis Plan</i> ) Delivery Pillar One – People ( <i>Bisnis – Pipol</i> ) Outcome 4: We are a transparent, open and engaging council. ➤ 4.2 Evolve Council’s communication channels and community’s access to information.
<b>Masig Statement:</b>	N/A
<b>Standing Committee Consultation:</b>	N/A
<b>Timelines:</b>	Standard Procedure at each Monthly Council Meeting

**Other Comments:**

Nil.

**Recommended:**

Susanne Andres  
Executive Director Corporate Services

**Approved:**

James William  
Chief Executive Officer

**ATTACHMENTS:**

Nil.