



**Time:** 9.00am to 10.30am

**Venue:** *Microsoft (TEAMS) Meeting ID: 479 839 580 640 24 | Passcode: Bg238BD2*

## ORDER OF BUSINESS

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. <a href="#"><u><i>This meeting is live streamed on Council's YouTube Channel.</i></u></a></p>
<p><i>Standing Agenda Item</i></p>	<p><b>1. CONFIRMATION OF MINUTES (22 April 2026)</b></p> <p style="padding-left: 20px;">1.1. Update on Action Items from Previous Meetings</p> <p><b>2. Poruma – Department of Education – Extension to Conditional Agreement to Lease to Satisfy Native Title Special Condition</b></p> <p><b>3. RESOLUTION TO CLOSE THE MEETING TO THE PUBLIC</b></p> <p><b>4. Culture, Arts, Land &amp; Heritage (CALH) Advisory Committee - Update on Land and Native Title Strategic Matters – <i>verbal update by Cr Chelsea Aniba</i></b></p> <p><i>[Reason for Closed Discussion: To discuss business which public discussion would be likely to prejudice the interests of the trustee council or someone else].</i></p> <p><b>5. Iama – Deed of Grant in Trust (DOGIT) Transfer</b></p> <p><i>[Reason for Closed Discussion: To discuss business which public discussion would be likely to prejudice the interests of the trustee council or someone else].</i></p> <p><b>6. Kirirri (Hammond Island) – 99 Year Home Ownership Lease Applications</b></p> <p><i>[Reason for Closed Discussion: To discuss business which public discussion would be likely to prejudice the interests of the trustee council or someone else].</i></p> <p><b>7. RESOLUTION TO RETURN THE MEETING TO OPEN DISCUSSION</b></p> <p><b>8. CONSIDERATION OF MATTERS DISCUSSED IN CLOSED SESSION</b></p> <p><b>9. ITEMS ARISING</b></p> <p><b>10. NEXT MEETING – 23 June 2026 (VC)</b></p>
10.30am	<p><b>11. CLOSE OF MEETING</b></p>



**DIRECTORATE:** Corporate Services

**AUTHOR:** Executive Director Corporate Services

## **CONFIRMATION OF MINUTES (22 APRIL 2026)**

### **OFFICER RECOMMENDATION:**

Council (as Trustee) confirms the Minutes of the Trustee Meeting held on 22 April 2026.

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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 monthly meeting of Council (as Trustee) was held on 22 April 2026.

Section 254F(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. A draft of the Minutes from the previous meeting was posted on the Council website within the required timeline.

Following endorsement by the Trustee, the confirmed Minutes will replace the draft Minutes currently 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 2025-30 Focus Area 3– A Proactive & Responsible Council ➤ <a href="#">3.1 Provide good governance &amp; leadership</a>
<b><i>Malungu Yangu Wakay</i> <i>  Mirkok   Ikya</i> <i>Malunhumun</i> (The Masig Statement)</b>	<i>In keeping with Article 4 of the United Nations Declaration on the Rights of Indigenous Peoples, in exercising our right to self-determination, we have the right to autonomy or self-government in matters relating to our internal and local affairs, as well as ways and means for financing their autonomous functions.</i>
<b>Standing Committee Consultation:</b>	N/A
<b>Timelines:</b>	Standard Procedure at each Monthly Trustee Meeting

**Other Comments:**

Nil.

**Recommended:**



Michelle Webster  
Executive Director Corporate Services

**Approved:**



James William  
Chief Executive Officer

**ATTACHMENTS:**

Draft Minutes of the Trustee Meeting held on 22 April 2026.



**Time:** 9.00am to 10.30am

**Venue:** *Microsoft (TEAMS) Meeting ID: 498 976 060 558 62 | Passcode: 8Hu2MQ6f*

PRESENT:

Division 3 – Saibai  
Division 5 – Badu / **Deputy Mayor**  
Division 6 – Kubin  
Division 7 – Wug (St. Pauls), Mua Island  
Division 8 – Kirirri (Hammond Island)  
Division 11 – Poruma  
Division 12 – Masig  
Division 14 – Erub

Cr Chelsea Aniba  
Cr Ranetta Wosomo  
Cr Iona Manas  
Cr John Levi  
Cr Seriako Dorante  
Cr Francis Pearson  
Cr Ted Mosby  
Cr Nixon Mye

APOLOGIES:

**Mayor**

Division 1 – Boigu  
Division 2 – Dauan  
Division 4 – Mabuiag  
Division 10 – Warraber  
Division 13 – Ugar

Cr Phillemon Mosby – *overseas travel*  
Cr Dimas Toby – *prior commitments*  
Cr Torenzo Elisala  
Cr Keith Fell – *Sorry Business*  
Cr Kabay Tamu – *prior commitments*  
Cr Rocky Stephen – *prior commitments*

ABSENT:

Division 9 – Iama  
Division 15 – Mer

Cr Aggie Hankin  
Cr Bob Kaigey

OFFICERS:

**Chief Executive Officer**

A/g Executive Director Building Services  
Executive Director Community Services  
Executive Director Corporate Services  
Executive Director Engineering Services  
Executive Director Financial Services  
DOGIT Transfer, Land Tenure and  
Native Title Advisor  
Executive Assistant to the CEO  
Executive Assistant to the Mayor  
TSIRC Secretariat

Mr James William  
Mr Evaness Hollingsworth  
Mr Dawson Sailor  
Ms Michelle Webster  
Mr David Baldwin  
Ms Hollie Faithfull  
Ms Joanne Bryant  
Ms Amy Orr  
Ms Trudy Lui  
Mr Darryl Brooks

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

At 9.05am the Deputy Mayor (**Cr Ranetta Wosomo**) formally opened the Trustee Council meeting for the month of April 2026, noting that a quorum of members was present.

The Deputy Mayor advised that she will be chairing the monthly Trustee Council Meeting in the absence of the Mayor who was overseas with prior commitments.

The Deputy Mayor welcomed attendees and made the following opening acknowledgements on behalf of Council:

- Our Heavenly Father for this day and His protection and blessings over our Families, our Communities and our region;
- The Traditional Custodians of the lands we are all joining this meeting from the TSIRC footprint in Cairns, Kaiwalagal and Zenadth Kes.

The Deputy Mayor acknowledged and conveyed to those members of the Torres Strait Islander community throughout the homelands and on the Australian mainland who may currently be experiencing Sad News/Sorry Business, the thoughts and prayers of Council throughout their bereavement.

Cr John Levi delivered the opening prayer and the Trustee Council observed a minute of silence as a gesture of respect and reflection to honour the memory of deceased loved ones.

## B. NOTING OF APOLOGIES

The following apologies were noted by the Trustee Council:

Division	Councillor/Reason	Mover/Seconder
Mayor	Cr Phillemon Mosby – <i>overseas travel</i>	CR ANIBA / CR PEARSON
Division 1 – Boigu	Cr Dimas Toby – <i>prior commitments</i>	CR PEARSON / CR MANAS
Division 2 – Dauan	Cr Torengo Elisala	CR MANAS / CR ANIBA
Division 4 – Mabuiag	Cr Keith Fell – <i>Sorry Business</i>	CR MANAS / CR LEVI
Division 10 – Warraber	Cr Kabay Tamu – <i>prior commitments</i>	CR ANIBA / CR MYE
Div. 13 – Ugar	Cr Rocky Stephen – <i>prior commitments</i>	CR MANAS / CR MYE

## C. CONFLICT OF INTEREST (COI) DECLARATIONS

The Deputy Mayor advised that no written COI notifications were provided by Councillors in relation to the Trustee Meeting for April 2026.

The Deputy Mayor reminded Councillors of their responsibility for informing Council of any prescribed or declarable conflict of interest on matters to be discussed and that Councillors are required to provide COI in writing prior to the meeting being held. If in doubt, declare your conflict of interest and Council will advise a way forward.

The Deputy Mayor added that if throughout the course of the discussion that any Councillors become aware of a potential conflict of interest, could that Councillor please immediately let the meeting know and advice would be provided on the way forward.

## D. LIVE STREAM

The Deputy Mayor advised that this meeting is not being LIVE STREAMED on Council's YouTube Channel due to technical difficulties.

## 1. CONFIRMATION OF MINUTES (24 MARCH 2026)

#T24-28/2026-4/1

CR LEVI / CR MYE

Council (as Trustee) confirms the Minutes of the Trustee Meeting held on 24 March 2026.

**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 the Trustee Council. *Items noted as 'completed' during this update will be removed from future reports.*

- *The Chief Executive Officer also took the opportunity to introduce Ms Michelle Webster to Council as the Executive Director Corporate Services. The Deputy Mayor and Councillors present welcomed Ms Webster.*

## 2. RESOLUTION TO CLOSE THE MEETING TO THE PUBLIC

#T24-28/2026-4/2

CR ANIBA / CR PEARSON

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**

## 3. Culture, Arts, Land & Heritage (CALH) Advisory Committee – Update on Land & Native Title Strategic Matters – *verbal update by Cr Chelsea Aniba*

*[Reason for Closed Discussion: To discuss business which public discussion would be likely to prejudice the interests of the trustee council or someone else].*

Council (as Trustee) noted the verbal updates provided by **Cr Aniba, Ms Joanne Bryant** (DOGIT Transfer, Land Tenure and Native Title Advisor) and the Chief Executive Officer (**Mr James William**).

## 4. RESOLUTION TO RETURN THE MEETING TO OPEN DISCUSSION

#T24-28/2026-4/4

CR LEVI / CR MYE

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

**CARRIED UNANIMOUSLY**

## 5. CONSIDERATION OF MATTERS DISCUSSED IN CLOSED SESSION

The Deputy Mayor advised that no resolutions were made during the closed discussions.

**6. ITEMS ARISING**

Nil.

**7. NEXT MEETING – 20 May 2026 (VC)**

Noted by the Trustee Council.

**8. CLOSE OF MEETING**

The Deputy Mayor formally closed the Trustee Council meeting at 9.55am.

MINUTES CONFIRMED – 20 May 2026

.....  
Cr Phillemon Mosby  
Mayor  
Torres Strait Island Regional Council

.....  
James William  
Chief Executive Officer  
Torres Strait Island Regional Council

DRAFT



**TRUSTEE COUNCIL MEETING ACTION ITEMS**  
*(Updated as at 14 May 2026)*

Agenda Item	Expected Completion Date	Action Area	Current Status
<p>Sept 2025 Mtg   AI 7   Consideration of Matters Discussed in Closed Session</p> <p><b>Action Required:</b></p> <p>CEO to oversee:</p> <ol style="list-style-type: none"><li>1. Exploring options for an Inquiry (at Parliamentary level) into the increasingly high costs of housing delivery in the region – including the need for Cabinet and Budgetary Committees to be fully aware and have it formally recognised that the cost of infrastructure delivery in the region is continually rising and is severely impacting on the delivery of critical housing needs.</li></ol>		CEO	<p>Ongoing. A/CEO commenced enquiries with various contacts on best approach and schedule/timeframes.</p> <p><b>Update at Nov 2025 Meeting:</b> Executive Leadership Team is mindful of Council's concerns and are actively seeking opportunities to alleviate high costs.</p>

<p>Nov 2023 Mtg   AI 6   Action Items from Previous Meetings</p> <p><b>Action Required:</b>  <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.</p> <p><i>Cr Aniba advised the August 2025 Trustee Meeting that it was her understanding that the Saibai PBC is considering a financial co—contribution from its community fund towards the restoration work for the building, however, this cannot proceed without consensus from the Saibai Community. Cr Aniba will provide a further update at the next Trustee Council meeting.</i></p> <p><b>19/11/25:</b> <i>Cr Fell proposed that Community Trustee Funds could be utilised to address the issue if that is approved by the Community. The CEO advised that in the case of Saibai matter, the costs associated with the repairs required is well higher than the balances available in the Community Trust Funds. In addition, external funding is difficult to secure due to the age and state of repairs required with many of these structures right across the TSIRC footprint were built well before the introduction of building codes.</i></p>		<p>ED Community Services</p>	<p>Ongoing work. The Saibai Island Church matter (as it unfolds) is being treated as a model to use right across the TSIRC footprint.</p> <p><b>Updated 19/11/25:</b> Efforts to identify suitable funding stream/ partners and opportunities (Govt and philanthropic) continue. Met with Consultants to map out different approach including investigating opportunity to list on National heritage-listed Register</p>
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**DIRECTORATE:** Office of the CEO

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

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

### **OFFICER RECOMMENDATION:**

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

- a) resolves, pursuant to the *Torres Strait Islander Land Act 1991*, to grant a 12—month extension (from 18 March 2026 to 18 March 2027) 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) delegates to the Chief Executive Officer the power to undertake necessary actions to finalise the extension, including the power to approve any additional extensions and the power to sign required deeds of variation and the subsequent lease.

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### **EXECUTIVE SUMMARY:**

The Department of Education (the department) has sought a 12-month extension of time from 18 March 2026 to 18 March 2027, to allow time for the department to address the Native Title for the grant of a lease over Lot 50 on SP270862 (education staff residence), using the Poruma Infrastructure and Housing ILUA (the ILUA).

The extension will allow time for the ILUA to be registered so that the department can then use it to seek Native Title consent to the grant of the lease.

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

- Poruma Division 11- Councillor Pearson confirmed his support for the extension to 18 March 2027.
- Department of Education.
- Crown Law.

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

In September 2014, Council entered into a Conditional Agreement to Lease (CATL) with the department for the grant of a lease over Lot 50 on SP270862 for employee accommodation. The CATL included the requirement for the department to seek Native Title consent for the grant of the lease. So far, due to the delay in the registration of the ILUA, the Native Title condition has not been able to be satisfied. This has resulted in the Trustee agreeing to the Native Title condition of the CATL being extended eight times since 2014. The previous extension ended on 18 March 2026, however the new extension, if approved will be back dated to allow for that lapse of time.

## Poruma Regional ILUA.

The ILUA has been executed by all parties except the Minister. Crown Law advised that it is currently working with the department to seek the Minister's signature as soon as possible, so that the ILUA can be registered.

Council staff are also consistently following up on the status of the ILUA. This process may take some time to resolve.

### Occupation fee:

The department is currently paying an interim occupation fee pending registration of the lease. The fee is **\$9,514** per annum (equivalent to lease rent,) which is calculated under the Trustee Policy at \$10.80 (exc gst) per m<sup>2</sup> for 880 m<sup>2</sup> of land. The department will continue to pay this fee until the lease is registered.

### Recommendation:

It is recommended that the Trustee grant the extension of time for the department to satisfy the Native Title condition from 18 March 2026 to 18 March 2027.

### COMPLIANCE / CONSIDERATIONS:

<b>Statutory:</b>	<ul style="list-style-type: none"><li>• <i>Torres Strait Islander Land Act 1991 (Qld)</i></li><li>• <i>Native Title Act 1993 (Cth)</i></li></ul>
<b>Budgetary:</b>	The Trustee is receiving interim occupation fee for this site of \$9,514 per annum.
<b>Policy:</b>	Trustee Policy
<b>Legal:</b>	<p>The Report has been developed by Council's DOGIT Transfer, Land Tenure and Native Title Advisor.</p> <p>The deed of variation was drafted by Crown Law and previous versions were approved by Council's Legal Services. The only amendment to this version reflects the new date (18 March 2026 to 18 March 2027).</p>
<b>Risk:</b>	NA
<b>Links to Strategic Plans:</b>	<p>TSIRC Corporate Plan 2025-2030 (<i>Bisnis Plan</i>)</p> <p>Delivery Pillar – <b>A proactive and responsible Council</b></p> <p><b>3.1 Provide good governance and leadership</b></p> <ul style="list-style-type: none"><li>➤ Deliver the Corporate Plan, Operational Plans, Strategies and budget that reflect the needs of community.</li><li>➤ Ensure responsible financial management and sustainability.</li><li>➤ Prioritise and manage risks effectively.</li><li>➤ Ensure responsible land and trustee management by upholding cultural, environmental, and legal obligations.</li><li>➤ Support sustainable land use, protect traditional ownership rights, and enhance community-driven decision-making to preserve and maximize land benefits for future generations.</li></ul>

<b>Masig Statement:</b>	<p>The delivery of government employee housing ensures consistent service delivery in the regio which 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 together with other relevant organisations to better equip us to work together to achieve our regional goals and aspirations; and in working together as representatives of the peoples of the Torres Strait, obtain and safeguard our human rights enshrined in international, national and Queensland law</li> </ul>
<b>Standing Committee Consultation:</b>	N/A
<b>Timelines:</b>	N/A

**Other Comments:**

Nil.

**Recommended:**



Joanne Bryant  
 DOGIT Transfer, Land Tenure and  
 Native Title Advisor

**Approved:**



James William  
 Chief Executive Officer

**ATTACHMENTS:**

Attachment 1-Deed of Variation to 18 March 2027.

# **DEED OF VARIATION**

**Between**

**Torres Strait Island Regional Council**

**and**

**The State of Queensland**



## **Crown Law**

**Crown Solicitor  
Level 11  
State Law Building  
50 Ann Street  
BRISBANE**

**Reference: EDU020/5480/TZE**

**THIS DEED** is made

**BETWEEN:** **Torres Strait Island Regional Council**  
(‘the Council’)

**AND:** **The State of Queensland** (represented by Department of Education)  
(‘the State’)

**RECITALS:**

- A. The Council and the State entered into the Conditional Agreement to Lease.
- B. The Council and the State entered into the Deeds of Variation to amend the terms of the Conditional Agreement to Lease.
- C. The Council and the State wish to further amend the Conditional Agreement to Lease in accordance with the terms of this Deed.

**AGREED TERMS:**

**1. Definitions and Interpretation**

1.1 In this Deed, the following definitions will apply:

***Conditional Agreement to Lease*** means the Conditional Agreement to Lease between the Council and the State dated 19 September 2014 providing for the grant of a lease to the State over the premises described as Lease Area A on SP248114 in Lot 6 on Crown Plan TS166, (now redescribed as Lot 50 on SP 270862) subject to satisfaction of various conditions;

***Date of this Deed*** means the date on which this Deed is executed by the parties and if executed on different dates, the later of those dates;

***Deed*** means this document and all schedules to this document;

***Deeds of Variation*** means the Deed of Variation dated 12 July 2016, the Deed of Variation dated 12 October 2017, the Deed of Variation dated 13 December 2018, the Deed of Variation dated 21 April 2021, the Deed of Variation dated 17 November 2022, the Deed of Variation dated 14 November 2023, and Deed of Variation dated 14 November 2024, each between the Council and the State.

1.2 In this Deed:

- (a) words importing a gender include any other gender and words in the singular include the plural and vice versa;
- (b) all monetary amounts refer to Australian currency;

- (c) a reference to legislation includes subordinate legislation made under it and any legislation amending, consolidating or replacing it;
- (d) a reference to an individual or person includes a corporation or other legal entity;
- (e) a reference to a clause or schedule means a clause or schedule to this Deed;
- (f) the headings are included for convenience of reference only and are not intended to affect the meaning of this Deed;
- (g) if an expression is defined, other grammatical forms of that expression will have corresponding meanings;
- (h) a reference to days or months means calendar days or months;
- (i) if the day on which any act or thing is to be done under this Deed is a Saturday, Sunday or public holiday in the place where the act or thing is to be done, the act or thing may be done on the next business day in that place;
- (j) if any conflict arises between the clauses in this Deed and the contents of any schedule, the clauses prevail;
- (k) an obligation on the part of two or more persons binds them jointly and each of them individually; and
- (l) words defined in the Conditional Agreement to Lease have the same meaning when used in this Deed.

1.3 If a government department, agency or statutory authority mentioned in this Deed:

- (a) ceases to exist; or
- (b) is reconstituted, renamed or replaced,

and its powers or functions are transferred to another government department, agency, or statutory authority, a reference to the government department, agency or statutory authority will include that other government department, agency, or statutory authority.

## **2. Amendment to Conditional Agreement to Lease**

2.1 The parties agree that the Conditional Agreement to Lease is amended as follows:

- (a) the words “*18 March 2026*” in condition 5.7 in Part 2 of Schedule 2 (Native Title) are deleted and replaced with “*18 March 2027*”.

2.2 The remaining provisions of the Conditional Agreement to Lease remain in full force and effect.

## **3. Effective Date of Deed**

3.1 This Deed takes effect from the Date of this Deed.

**4. Costs**

- 4.1 Each party must pay its own costs in relation to the negotiation, preparation and execution of this Deed.
- 4.2 The State must pay any stamp duty payable on this Deed.

**5. General Provisions**

- 5.1 This Deed constitutes the entire agreement between the parties in relation to the amendments to the Conditional Agreement to Lease and supersedes all prior negotiations, arrangements and agreements between the parties.
- 5.2 For the purposes of this Deed and the *Electronic Transactions (Queensland) Act 2001*, the parties consent to the exchange of counterparts, delivery of the signed Deed and notices by email or electronic means, including execution of documents and notices by electronic signature.
- 5.3 This Deed may be executed in any number of counterparts, all of which taken together are deemed to constitute one and the same instrument.
- 5.4 This Deed is governed by the laws of Queensland and each party submits to the jurisdiction of the courts of Queensland.
- 5.5 If any part of this Deed is determined to be invalid, unlawful or unenforceable for any reason then that part will be severed from the rest of the Deed to the extent of the invalidity, unlawfulness or unenforceability and the remaining terms and conditions will continue to be valid and enforceable to the fullest extent permitted by law.

**EXECUTED as a deed by the parties on the respective dates appearing below.**

**SIGNED** for and on behalf of the ) .....  
**TORRES STRAIT ISLAND REGIONAL**) (signature)  
**COUNCIL** by )

..... (name) )

..... (position) )

a duly authorised person, in the presence of:) ..... / ..... / .....  
(date)

.....  
(signature of witness)

.....  
(print name of witness)

**SIGNED SEALED AND DELIVERED** ) .....  
for and on behalf of **THE STATE OF** ) (signature)  
**QUEENSLAND** (represented by )  
Department of Education) )  
by )

..... (name) )

..... (position) )

a duly authorised person, in the presence of:) ..... / ..... / .....  
(date)

.....  
(signature of witness)

.....  
(print name of witness)



**DIRECTORATE:** Corporate Services

**AUTHOR:** Executive Director Corporate Services

## **RESOLUTION TO CLOSE THE MEETING TO THE PUBLIC**

### **OFFICER RECOMMENDATION:**

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.

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### **EXECUTIVE SUMMARY:**

This is a procedural resolution.

Section 84 of the *Local Government Act 2009* allows the Trustee Council to close its meeting to the public to discuss business for which public discussion would be likely to:

- (a) prejudice the interests of the trustee council or someone else; or
- (b) enable a person to gain a financial advantage.

For example, a meeting may be closed to the public to allow the trustee council to discuss:

- (a) the appointment, discipline or dismissal of local government employees; or
- (b) industrial matters affecting local government employees; or
- (c) starting or defending legal proceedings; or
- (d) that part of the budget that relates to the trust land; or
- (e) contracts proposed to be made by the trustee council.

Section 84(5) of the *Local Government Act 2009* stipulates that the trustee council must not make a resolution (other than a procedural resolution) in a meeting that is closed to the public.

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

N/A

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

N/A

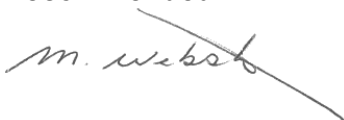
**COMPLIANCE / CONSIDERATIONS:**

<b>Statutory:</b>	Section 84 of the <i>Local Government Act 2009</i>
<b>Budgetary:</b>	N/A
<b>Policy:</b>	<i>TSIRC Standing Orders (Meeting Procedures) Policy – August 2024</i> applies.
<b>Legal:</b>	N/A
<b>Risk:</b>	Council breach of its Statutory requirements above.
<b>Links to Strategic Plans:</b>	TSIRC Corporate Plan 2025-30 Focus Area 3– A Proactive & Responsible Council ➤ <i>3.1 Provide good governance &amp; leadership</i>
<b><i>Malungu Yangu Wakay</i> <i>  Mirkok   Ikya</i> <i>Malunhumun</i> <b>(The Masig Statement)</b></b>	<i>In keeping with Article 4 of the United Nations Declaration on the Rights of Indigenous Peoples, in exercising our right to self-determination, we have the right to autonomy or self-government in matters relating to our internal and local affairs, as well as ways and means for financing their autonomous functions.</i>
<b>Standing Committee Consultation:</b>	N/A
<b>Timelines:</b>	Standard Procedure at each Monthly Trustee Meeting

**Other Comments:**

Nil.

**Recommended:**



Michelle Webster  
Executive Director Corporate Services

**Approved:**



James William  
Chief Executive Officer

**ATTACHMENTS:**

Nil.



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

## RESOLUTION TO RETURN THE MEETING TO OPEN DISCUSSION

### OFFICER RECOMMENDATION:

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

### **EXECUTIVE SUMMARY:**

This is a procedural resolution.

Section 84(1) of the *Local Government Act 2009* requires that all meetings relating to trust land must be open to the public.

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

N/A

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

N/A

### **COMPLIANCE / CONSIDERATIONS:**

<b>Statutory:</b>	Section 84 of the <i>Local Government Act 2009</i>
<b>Budgetary:</b>	N/A
<b>Policy:</b>	<i>TSIRC Standing Orders (Meeting Procedures) Policy – August 2024</i> applies.
<b>Legal:</b>	N/A
<b>Risk:</b>	Council breach of its Statutory requirements above.
<b>Links to Strategic Plans:</b>	TSIRC Corporate Plan 2025-30 Focus Area 3– A Proactive & Responsible Council ➤ <i>3.1 Provide good governance &amp; leadership</i>
<b>Malungu Yangu Wakay   Mirkok   Ikya Malunhumun (The Masig Statement)</b>	<i>In keeping with Article 4 of the United Nations Declaration on the Rights of Indigenous Peoples, in exercising our right to self-determination, we have the right to autonomy or self-government in matters relating to our internal and local affairs, as well as ways and means for financing their autonomous functions.</i>
<b>Standing Committee Consultation:</b>	N/A
<b>Timelines:</b>	Standard Procedure at each Monthly Trustee Meeting

**Other Comments:**

Nil.

**Recommended:**

A handwritten signature in cursive script that reads "m. webster". A long, thin diagonal line is drawn over the signature from the top right to the bottom left.

Michelle Webster  
Executive Director Corporate Services

**Approved:**

A handwritten signature in cursive script that reads "James William".

James William  
Chief Executive Officer

**ATTACHMENTS:**

Nil.



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

**CONSIDERATION OF MATTERS DISCUSSED IN CLOSED SESSION**

**OFFICER RECOMMENDATION:**

*For Council (as Trustee) to formally resolve on the matters discussed in its Closed Session.*

**EXECUTIVE SUMMARY:**

Section 84(5) of the *Local Government Act 2009* stipulates that the trustee council must not make a resolution (other than a procedural resolution) in a meeting that is closed to the public.

The open meeting must resume to pass a resolution if any decisions are necessary following the closed-meeting discussion.

**Interested Parties/Consultation:**

N/A

**Background / Previous Council Consideration:**

N/A

**COMPLIANCE / CONSIDERATIONS:**

<b>Statutory:</b>	Section 84 of the <i>Local Government Act 2009</i>
<b>Budgetary:</b>	N/A
<b>Policy:</b>	<i>TSIRC Standing Orders (Meeting Procedures) Policy – August 2024</i> applies.
<b>Legal:</b>	N/A
<b>Risk:</b>	Council breach of its Statutory requirements above.
<b>Links to Strategic Plans:</b>	TSIRC Corporate Plan 2025-30 Focus Area 3– A Proactive & Responsible Council ➤ <i>3.1 Provide good governance &amp; leadership</i>
<b><i>Malungu Yangu Wakay   Mirkok   Ikya Malunhumun</i></b> <b>(The Masig Statement)</b>	<i>In keeping with Article 4 of the United Nations Declaration on the Rights of Indigenous Peoples, in exercising our right to self-determination, we have the right to autonomy or self-government in matters relating to our internal and local affairs, as well as ways and means for financing their autonomous functions.</i>
<b>Standing Committee Consultation:</b>	N/A
<b>Timelines:</b>	Standard Procedure at each Monthly Trustee Meeting

**Other Comments:**

Nil.

**Recommended:**

A handwritten signature in cursive script that reads "m. webster". A long, thin diagonal line is drawn over the signature from the top right to the bottom left.

Michelle Webster  
Executive Director Corporate Services

**Approved:**

A handwritten signature in cursive script that reads "James William". The signature is stylized with a large loop at the end.

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 254D(4) of the *Local Government Regulation 2012* 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: TSIRC Standing Orders Policy – August 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 254D(4) of the <i>Local Government Regulation 2012</i>
<b>Budgetary:</b>	N/A
<b>Policy:</b>	<i>TSIRC Standing Orders (Meeting Procedures) Policy – August 2024</i> applies.
<b>Legal:</b>	N/A
<b>Risk:</b>	Council breach of its Statutory requirements above.
<b>Links to Strategic Plans:</b>	TSIRC Corporate Plan 2025-30 Focus Area 3– A Proactive & Responsible Council ➤ <i>3.1 Provide good governance &amp; leadership</i>
<b><i>Malungu Yangu Wakay   Mirkok   Ikya Malunhumun</i> (The Masig Statement)</b>	<i>In keeping with Article 4 of the United Nations Declaration on the Rights of Indigenous Peoples, in exercising our right to self-determination, we have the right to autonomy or self-government in matters relating to our internal and local affairs, as well as ways and means for financing their autonomous functions.</i>
<b>Standing Committee Consultation:</b>	N/A
<b>Timelines:</b>	Standard Procedure at each Monthly Council Meeting

**Other Comments:**

Nil.

**Recommended:**



Michelle Webster  
Executive Director Corporate Services

**Approved:**



James William  
Chief Executive Officer

**ATTACHMENTS:**

Nil.