

Councillor Conduct Register



In accordance with section 150DX of the Local Government Act 2009 (LGA) Cairns 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)].

Decision Date	Councillor(s) subject of the complaint	Summary of the decision and reasons for the decision

Dismissed Complaints

Decision Date	Summary of Complaint	Statement about why the complaint was dismissed
05/12/2018	Councillor Conduct	Complaint dismissed on the basis that the jurisdiction of the Office of the Independent Assessor is limited to complaints about councillor conduct which could, if proved, amount to either inappropriate conduct or misconduct as defined by the Local Government Act 2009. The concerns expressed in the complaint did not bring this matter within the jurisdiction of the Independent Assessor.
07/01/2019	Councillor Conduct, allege breach of Council Policies and <i>Local Government Act</i>	Office of the Independent Assessor deemed no further action in relation to this complaint on the basis that taking further action would be an unjustifiable use of resources.
07/01/2019	Councillor Conduct	Office of the Independent Assessor deemed no further action in relation to this complaint on the basis that taking further action would be an unjustifiable use of resources.
10/01/2019	Councillor Conduct	Office Independent Assessor deemed the conduct does not constitute inappropriate conduct or misconduct.
14/01/2019	Councillor Conduct	Office of the Independent Assessor deemed no further action in relation to this complaint on the basis that taking further action would be an unjustifiable use of resources.

Dismissed Complaints

Decision Date	Summary of Complaint	Statement about why the complaint was dismissed
16/01/2019	Councillor Conduct	Office of the Independent Assessor deemed no further action in relation to this complaint on the basis that taking further action would be an unjustifiable use of resources.
13/02/2019	Councillor Conduct	Office Independent Assessor deemed the conduct does not constitute inappropriate conduct or misconduct.
14/03/2019	Councillor Conduct	Office of the Independent Assessor deemed no further action in relation to this complaint on the basis that taking further action would be an unjustifiable use of resources.
02/04/2019	It was alleged that a number of councillors had received donations /contributions towards their election fund and protected their interests by voting to delegate decision making to the CEO and that this decision was not made in the public interest.	The Office of the Independent Assessor delegate made the decision to dismiss the complaint pursuant to Section 150X(c)(i) of the <i>Local Government Act 2009</i> . The participation of conflicted councillors in this decision making in these circumstances is expressly permitted by Section 175E(7).
05/04/2019	Councillor Conduct	Office of the Independent Assessor deemed no further action in relation to this complaint on the basis that the matter under investigation did not constitute inappropriate conduct or misconduct.
11/04/2019	Councillor Conduct	The Office of the Independent Assessor decided to take no further action about the conduct of the councillor pursuant to section 150Y(b)(i) of the <i>Local Government Act</i> .
12/04/2019	Councillor Conduct	The Office of the Independent Assessor decided to take no further action about the conduct of the councillor pursuant to section 150Y(b)(i) of the <i>Local Government Act</i> .
05/04/2019	Councillor Conduct	The Office of the Independent Assessor decided to take no further action about the conduct of the councillor pursuant to section 150Y(b)(ii) of the <i>Local Government Act</i> .
03/05/2019	Councillor Conduct	The Office of the Independent Assessor dismissed the complaint pursuant to Section 150X(a)(ii) of the <i>Local Government Act 2009</i> .
04/06/2019	Councillor Conduct	The Office of the Independent Assessor decided to take no further action about the conduct of the councillor pursuant to section 150Y(b)(i) of the <i>Local Government Act</i> .