



*Minutes of the Special Meeting of Council
20 December 2007
commencing at 2:00 pm*

PRESENT

Councillors – M P Berwick (Mayor), D P Egan (Deputy Mayor), W J Bellerio, M J Cox and D G Pitt and later J Sciacca.

Staff – J F Leu (Acting Chief Executive Officer), P M Hoyer (Acting General Manager Development & Environment), L Stayte (Acting Manager Planning) and S K Andrews (Corporate Support).

APOLOGY

An apology was received from Cr Davis for his inability to attend the meeting due to a leave of absence, however with the agreement of the meeting, Cr Davis was provided with a telephone link in order to allow him to listen to the proceedings of the meeting only.

BUSINESS

The Mayor, Cr Berwick, advised he had called the Special Meeting in accordance with Douglas Shire Council Local Law No 17 (Meetings), Section 7, Part 2a to:

1. Discuss and finalise by resolution Council's position regarding the facilitation of community engagement in relation to the draft 'Icon Legislation' and a request to the State to provide sufficient time in which to do so; and
2. Repeal Notice of Motion – 07/1211/50 – MB1207M – 'Icon Legislation'.

ATTENDANCE/WITHDRAWAL

Cr Sciacca attended the meeting at 2:01 pm.

The Strategic Planner, Jim Allen, and the General Manager Community & Corporate, David Carey, attended the meeting at 2:03 pm.

PROCEDURAL MOTION

Moved Cr Pitt

Seconded Cr Sciacca

07/1220/02A

"That in accordance with Section 10(2) of Local Law (Meetings) the repeal notice of motion 07/1220/02 – Notice to Repeal a Motion from the Development & Environment Standing Committee of the Council on 11 December 2007 be dealt with prior to Council considering item 07/1220/01 – Draft 'Iconic Legislation' – Facilitation of Community Engagement."

For: Cr Pitt, Sciacca, Egan, Bellerio

Against: Cr Berwick, Cox

Carried



07/1220/02 NOTICE TO REPEAL A MOTION FROM THE DEVELOPMENT & ENVIRONMENT STANDING COMMITTEE OF THE COUNCIL ON 11 DECEMBER 2007

Moved Cr Egan

Seconded Cr Pitt

“That the resolution made at the Development & Environment Standing Committee of the Council on 11 December 2007 which reads as follows, be repealed:

‘07/1211/50 – MB1207M – Icon Legislation

That the Committee:

- formally engages with the government and community about the makeup of the proposed ‘Icon Legislation’;*
- instructs staff to run a community engagement process about both the legislation and the iconic values for the purpose of informing the state about the views of this community; and*
- asks the state to provide sufficient time for the community to be properly consulted and is provided with design and timeframes of the engagement process.’”*

For: Cr Egan, Pitt, Sciacca, Bellerio

Against: Cr Berwick, Cox

Carried

07/1220/01 DRAFT ‘ICONIC LEGISLATION’ – FACILITATION OF COMMUNITY ENGAGEMENT

Moved Cr Pitt

Seconded Cr Egan

“That Council reaffirms its position on the draft ‘Iconic Legislation’ in accordance with its resolution of 18 September 2007 and the advice provided to the Premier, the Hon Anna Bligh MP, and the Minister for Infrastructure and Planning, Hon Paul Lucas MP.

Further, that Council encourages the state government to undertake full and proper consultation processes and the Local Government Association of Queensland be requested to provide senior planning law advice to Council on the exposure draft of the legislation on the basis that it could ultimately affect any Council area in Queensland and is a major departure from the current system where planning matters are considered by the elected Council as against the new proposal which will see them considered by a non-elected panel appointed by the Minister.”

For: Cr Pitt, Egan, Bellerio, Sciacca

Against: Cr Berwick, Cox

Carried



TERMINATION OF THE MEETING

The meeting was closed at 3:12 pm.

Presented to and confirmed by Council on the *twenty-second* day of *January* 2008.

M P Berwick
Chair

Unconfirmed