



MINUTES

Risk Management & Audit Committee Meeting

Friday, 21 October 2022

**MINUTES OF CITY OF DARWIN
RISK MANAGEMENT & AUDIT COMMITTEE MEETING
HELD AT THE COUNCIL CHAMBERS DARRANDIRRA, LEVEL 1, CIVIC CENTRE, HARRY
CHAN AVENUE, DARWIN
ON FRIDAY, 21 OCTOBER 2022 AT 9.00AM**

PRESENT: Chair Roland Chin, Councillor Jimmy Bouhoris, Councillor Brian O'Gallagher, Councillor Morgan Rickard, Member Sanja Hill, Member Shane Smith

OFFICERS: Simone Saunders (Chief Executive Officer), Chris Kelly (Acting General Manager Corporate), Alice Percy (General Manager Innovation), Nik Kleine (Executive Manager Infrastructure), Nick Fewster (Executive Manager Environment & Waste Services), Irene Frazis (Executive Manager Finance), Iain MacPherson (Senior Accountant), Alexandra Vereker (Executive Manager HR & Safety), Brooke Prince (Senior Risk & Assurance Advisor),

APOLOGY: Member Ninad Sinkar

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1 MEETING DECLARED OPEN

RECOMMENDATIONS

Acting Chair Member Sanja Hill declared the meeting open at 9.06 am.

ACKNOWLEDGEMENT OF COUNTRY

We the members of City of Darwin acknowledge that we are meeting on Larrakia Country.

We recognise and pay our respects to all Larrakia people, Traditional Owners and Custodian Elders of the past and present.

We support emerging Larrakia leaders now and into the future.

We are committed to working together with all Larrakia to care for this land and sea for our shared future.

2 APOLOGIES AND LEAVE OF ABSENCE

COMMITTEE RESOLUTION RMAC027/22

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Morgan Rickard

THAT the apology from Member Ninad Sinkar be received and noted.

CARRIED 6/0

3 ELECTRONIC MEETING ATTENDANCE

3.1 ELECTRONIC MEETING ATTENDANCE GRANTED

COMMITTEE RESOLUTION RMAC028/22

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Morgan Rickard

THAT the Committee note that pursuant to Section 98 (3) of the Local Government Act, the following members were granted permission for Electronic Meeting Attendance at this Risk Management and Audit Committee Meeting, 21 October 2022:

- Mr Roland Chin
- Cr Brian O'Gallagher

CARRIED 6/0

3.2 ELECTRONIC MEETING ATTENDANCE REQUESTED

RECOMMENDATIONS

Nil

4 DECLARATION OF INTEREST OF MEMBERS AND STAFF

4.1 DECLARATION OF INTEREST BY MEMBERS

COMMITTEE RESOLUTION RMAC029/22

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Morgan Rickard

- A. Mr Shane Smith – in his role as Commercial Manager of Gold Medal Services, a Director of Territory Tarmac Rally and an Executive Director of Assurance Advisory (23/10/20)
- B. Mr Shane Smith Director of Territory Tarmac Rally, an event which will require engagement and support from City of Darwin. (27/11/20)
- C. Mr Shane Smith advised that he is no longer an Executive Director of Assurance Advisory. (27/11/20).

Member Roland Chin made the following Declarations *(EA Corporate has emailed to request changes to declarations in writing – 24/10/22 and will update administratively)*

- A. Treasurer of St John Ambulance Australia(NT) Inc.; Trustee Director of St John Ambulance NT Endowment Trust; Director of St John Ambulance Australia NT Holdings Pty Ltd; St John Ambulance Australia Ltd – Finance, Audit & Risk subcommittee.
- B. President of Chung Wah Society Inc.
- C. Northern Territory General Practice Education Ltd – Finance and Audit Committee
- D. Chair of Audit and Risk Committee of Venture Housing Company Limited
- E. Chair of Audit, Finance & Risk Committee of Larrakia National Aboriginal Corporation.

Alderman Jimmy Bouhoris made the following Declarations (25/06/21):

- A. Any items relating to PowerWater.

Member Sanja Hill advised of the following representations (21/10/22):

- A. currently providing advisory services to NTG, YMCA and MACC.

CARRIED 6/0

4.2 DECLARATION OF INTEREST BY STAFF

RECOMMENDATIONS

Nil

5 CONFIRMATION OF PREVIOUS MINUTES**COMMITTEE RESOLUTION RMAC030/22**

Moved: Chair Roland Chin

Seconded: Councillor Brian O'Gallagher

THAT the Minutes of the Risk Management & Audit Committee Meeting held on 17 June 2022 be confirmed.

CARRIED 6/0

Councillor Brian O'Gallagher departed the meeting at 9:09 am.

6 ACTION REPORTS**6.1 UPDATE ON EMERGENCY MANAGEMENT - OCTOBER 2022****COMMITTEE RESOLUTION RMAC031/22**

Moved: Councillor Morgan Rickard

Seconded: Member Shane Smith

1. THAT the report entitled Update on Emergency Management - October 2022 be received and noted.

CARRIED 5/0

Councillor Brian O'Gallagher re-joined the meeting at 9:18 am.

6.2 RISK REVIEW AND ASSESSMENT - OCTOBER 2022**COMMITTEE RESOLUTION RMAC032/22**

Moved: Councillor Jimmy Bouhoris

Seconded: Councillor Morgan Rickard

1. THAT the report entitled Risk Review and Assessment October 2022 be received and noted.

CARRIED 6/0

CLOSURE OF OPEN MEETING

THAT pursuant to Section 65 (2) of the Local Government Act and Regulation 8 of the Local Government (Administration) Regulations the meeting be closed to the public to consider the Confidential Items of the Agenda.

RECOMMENDATIONS

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 99(2) of the Local Government Act:

12.1 Audited Annual Financial Statements for Year Ended 30 June 2022

This matter is considered to be confidential under Section 99(2) - 51(c)(iv) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if publicly disclosed, be likely to subject to subregulation 51(3) – prejudice the interests of the council or some other person.

12.2 City of Darwin Draft Annual Report 2021/22

This matter is considered to be confidential under Section 99(2) - 51(c)(iv) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if publicly disclosed, be likely to subject to subregulation 51(3) – prejudice the interests of the council or some other person.

12.3 Asset Management Update

This matter is considered to be confidential under Section 99(2) - 51(c)(i) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on, any person.

12.4 Shoal Bay Waste Management Facility - Update October 2022

This matter is considered to be confidential under Section 99(2) - 51(c)(iv) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if publicly disclosed, be likely to subject to subregulation 51(3) – prejudice the interests of the council or some other person.

12.5 Update on Internal Audit Plan - October 2022

This matter is considered to be confidential under Section 99(2) - 51(c)(i) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if publicly disclosed, be likely to cause commercial prejudice to, or confer an unfair commercial advantage on, any person.

12.6 Corporate Services Report: October 2022

This matter is considered to be confidential under Section 99(2) - 51(a) and 51(c)(iv) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information about the employment of a particular individual as a member of the staff or possible member of the staff of the council that could, if publicly disclosed, cause prejudice to the individual and information that would, if publicly disclosed, be likely to subject to subregulation 51(3) – prejudice the interests of the council or some other person.

12.7 Work Health & Safety Report - October 2022

This matter is considered to be confidential under Section 99(2) - 51(a) and 51(c)(iv) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information about the employment of a particular individual as a member of the staff or possible member of the staff of the council that could, if publicly disclosed, cause prejudice to the individual and information that would, if publicly disclosed, be likely to subject to subregulation 51(3) – prejudice the interests of the council or some other person.

12.8 Notification Register - October 2022

This matter is considered to be confidential under Section 99(2) - 51(a) and 51(f) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information about the employment of a particular individual as a member of the staff or possible member of the staff of the council that could, if publicly disclosed, cause prejudice to the individual and subject to subregulation 51(2) – information in relation to a complaint of a contravention of the code of conduct.

Member Brian O’Gallagher departed meeting 11.30am.

RESUMPTION OF OPEN MEETING**COMMITTEE RESOLUTION RMAC045/22**

Moved: Member Sanja Hill

Seconded: Councillor Jimmy Bouhoris

THAT the Open Section of the Risk Management & Audit Committee Agenda be resumed at 12.10pm to consider Open Agenda Items 6.3 – 8.0.

CARRIED 5/0

6.3 MONTHLY FINANCIAL REPORTS - JULY/AUGUST 2022**COMMITTEE RESOLUTION RMAC046/22**

Moved: Member Shane Smith

Seconded: Councillor Jimmy Bouhoris

Council Officers plan to recommend the following at a subsequent Council meeting:

1. THAT the report entitled Monthly Financial Reports – July/August 2022 be received and noted.

CARRIED 5/0

6.4 RMAC 2022/23 PROPOSED MEETING DATES AND REPORT SCHEDULE**COMMITTEE RESOLUTION RMAC047/22**

Moved: Member Sanja Hill

Seconded: Member Shane Smith

1. THAT the report entitled RMAC 2022/23 Proposed Meeting Dates and Report Schedule be received and noted.
2. THAT RMAC endorse the RMAC 2022/23 Proposed Meeting Date and Report Schedule

CARRIED 5/0

7 QUESTIONS BY MEMBERS**RECOMMENDATIONS**

Nil

8 GENERAL BUSINESS**RECOMMENDATIONS**

Nil

COMMITTEE RESOLUTION RMAC048/22

Moved: Councillor Morgan Rickard

Seconded: Member Sanja Hill

That the Open Section of the Risk Management & Audit Committee Meeting be declared closed at 12.16pm

CARRIED 5/0

The minutes of this meeting were confirmed at the Risk Management & Audit Committee held on .

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CHAIR