

5.1 Sandeman Place Fitzroy

This item is to be considered in closed session in accordance with Section 89 (2) ((3)(1)(e)) of the Local Government Act 1989, to allow consideration of:

((3)(1)(e)) legal privileged information, being information to which legal professional privilege or client legal privilege applies.

Reference	D20/168343
Author	George Vass - Senior Coordinator Property Services
Authoriser	Group Manager Chief Executive's Office

RECOMMENDATION

1. That Council:
 - (a) notes the report;
 - (b) determines which of the suggested options/pathways it would wish to pursue and then so authorises that option/pathway and the appropriate associated steps; and
 - (c) determines, pursuant to section 125(2) of the Local Government Act 2020, that:
 - (i) this resolution should be publicly available; and
 - (ii) the remainder of the confidential information in this report should be publicly available for the limited purpose of communicating the effect of this resolution to the extent necessary to give effect to it; and
 - (d) authorises the Chief Executive Officer to communicate the confidential information to the extent necessary to give effect to the resolution.

COUNCIL RESOLUTION

Moved: Councillor de Vietri

Seconded: Councillor Jolly

1. That Council:
 - (a) notes the report;
 - (b) agrees to consider declaring the NUA Land to be a public highway under section 204(1) of the *Local Government Act 1989* (making it a public highway for the purposes of the *Road Management Act*) subject to Council undertaking a formal decision making process and giving public notice pursuant to sections 207A and 223 of the Act (or equivalent provisions under the *Local Government Act 2020* as applicable);
 - (c) determines, pursuant to section 125(2) of the Local Government Act 2020, that:
 - (i) this resolution should be publicly available; and
 - (ii) the remainder of the confidential information in this report should be publicly available for the limited purpose of communicating the effect of this resolution to the extent necessary to give effect to it; and
 - (d) authorises the Chief Executive Officer to communicate the confidential information to the extent necessary to give effect to the resolution.

CARRIED