



**HUON VALLEY
COUNCIL**

**Implementation of the Ministerial Directions
and
The Review of the Board of Inquiry
Recommendations**

As at 6 July 2017

INTRODUCTION

On 8 September 2015 the Minister for Planning and Local Government established a Board of Inquiry pursuant to the *Local Government Act 1993*. The Board of Inquiry undertook a process of investigation and on 15 June 2016 a report to the Minister for Planning and Local Government (The Minister) was released which included 55 Recommendations.

The Minister, pursuant to section 225 considered the Report and chose to make 7 Ministerial Directions dated 15 June 2016.

The Huon Valley Councillors were dismissed, effective 10 October 2016.

Council at its Ordinary Meeting of 14 December 2016 approved a process and template to be used for the finalisation of the Implementation of the Ministerial Directions and the review of the Board of Inquiry Recommendations.

Following the December 2016 Council meeting, each of the tables were populated with HVC comments or actions on the progress or completion to date. The Acting General Manager has met with Deputy Director of Local Government on two occasions to review and discuss the actions to date and seek the Local Government Division's endorsement of the updated tables.

The Local Government Division, on 14 June 2017, confirmed its overarching statement in relation to the comments provided in the table:

The Local Government Division is monitoring progress towards the implementation of the Ministerial Directions and Board of Inquiry recommendations which remain relevant after the dismissal of the councillors on 10 October 2016. The Division is satisfied that the Council is undertaking appropriate steps and will continue to liaise with senior management on items still to be actioned.

- o Discussions commenced at a Council workshop held on 7 March 2017 in relation to Council's Internal and External Communication, including the Community Consultation Framework with a brief prepared.

An Expression of Interest process for the appointment of a consultant to review the Council's Community Engagement Framework and the development of the Communication Plan has been completed with an assessment of the applications being finalised and a consultant appointed.

- o Correspondence has been received from WorkSafe Tasmania in relation to Recommendation 49 requesting an audit of Council's current asbestos policies, procedures and processes, and their application to previous work undertaken at the Cygnet Town Hall and Franklin Football Club Rooms. Council's policy is currently under review and will be consistent with WorkSafe Tasmania's recommendations.
- o The draft Statement of Expectations for Councillors and the General Manager, as well as the Key Performance Indicators have been completed and provided to the Local Government Division for comment. It is envisaged that these will be presented to Council at a future meeting once endorsed by the Director of Local Government.

A full review of the implementation tables has been undertaken with a number of comments updated. This update included a number of the actions previously marked as 'ongoing' now marked 'completed'. These actions were instances of where Council processes were reviewed, amended and monitored for a period of time to ensure they are sufficient and meet the requirements of the Council.

Implementation of Ministerial Directions

Direction Number	Direction	HVC Comment	LGD Comment C - complete NA - not applicable NFA - no further action at this time O - ongoing WIP - work in progress
1	b) facilitating the development of a Statement of Expectations to govern the relationship between the Mayor and General Manager in the discharge of their functions under the Act to include: <ol style="list-style-type: none"> i. the timing of regular meetings; ii. the manner in which the outcomes of those meetings are recorded; iii. the scope of information that may be requested by the Mayor; iv. the timeframes for requesting information from the General Manager; v. the timeframes for providing information to the Mayor; vi. the development of authorisation processes for formal press releases issued by either office; vii. the roles of both parties in developing Council agendas and conduct at Council meetings; and viii. the process for dealing with disagreements on issues that arise that are not explicitly covered in the Statement of Expectations. 	A Draft Statement of Expectations has been developed and discussed with the Local Government Division. This will be presented to Council at its August 2017 Ordinary meeting.	WIP
5	Pursuant to section 225(2)(d) of the Act, within a period of 90 days, take steps to establish sufficient committees under sections 23 and 24 of the Act to enable the efficient discharge of the Council's powers and functions under the Act.	Council at Special Council Meeting of 11 August 2016 resolved the committee structure. The development of a Committee Policy was discussed at the May 2017 Council workshop where it was agreed a full review of all Council committees is required prior. This process will be undertaken over the coming months.	WIP
6	Pursuant to section 225(2)(d) of the Act, take the following steps: <ol style="list-style-type: none"> a) Within a period of six months, and taking into account Direction 3, in consultation with the community, develop a communication and consultation plan for all internal and external communications and consultation processes that is consistent with the eight characteristics of 	Council has appointed local Hobart firm GHD to undertake a review of the Council's Internal and External	WIP <div style="border: 2px solid red; padding: 5px; display: inline-block;"> Meeting: 19.07.17 Item Number: 15.032/17* Page 3 of 21 </div>

Direction Number	Direction	HVC Comment	LGD Comment C - complete NA - not applicable NFA - no further action at this time O - ongoing WIP - work in progress
	good governance outlined in the Good Governance Guide.	Communication, including Community Consultation Framework. This project will see Community consultation to commence in July 2017.	
6	b) Within a period of 60 days, review processes to ensure the equitable provision of information to the Mayor and all councillors in a timely manner in order to enable them to fulfil their functions under sections 27 and 28 of the Act.	A Draft Statement of Expectations has been developed and discussed with the Local Government Division. This will be presented to Council at its August 2017 Ordinary meeting.	WIP
6	i) Within a period of 90 days, in consultation with the General Manager and the Local Government Division of the Department of Premier and Cabinet, develop a set of key performance indicators to measure the effectiveness of Directions 6(a) to (h) above.	Draft Performance Indicators have been completed and discussed with the Local Government Division. These will be presented to Council at its August Ordinary meeting.	WIP
7	Pursuant to section 225(2)(d) of the Act, report every two months for the first six months, and then quarterly thereafter for the term of the current council, to the Local Government Division in the Department of Premier Cabinet on the progress of actions taken to comply with these.	Regular reporting continues between the Local Government Division and the Council. Even though the term of the current Council has ended reporting continues in the form of regular telephone conversations, meetings, email and written correspondence.	O
6	e) Within a period of 60 days, ensure senior management are providing a supportive environment for council staff to come forward with workplace issues and concerns.	Various initiatives have been implemented as outlined in Attachment 1.	C <div style="border: 1px solid red; padding: 5px; text-align: center;"> Meeting: 19.07.17 Item Number: 15.032/17* Page 4 of 21 </div>

Direction Number	Direction	HVC Comment	LGD Comment C - complete NA - not applicable NFA - no further action at this time O - ongoing WIP - work in progress
1	c) endorsing the Statement of Expectations;	Refer to 1B	NFA
	d) publishing the Statement of Expectations on the Council website within a period of 90 days; and	Refer to 1B	NFA
2	b) facilitating training for all councillors on their roles and responsibilities under the Act, with specific reference to the Good Governance Guide for Local Government in Tasmania published by the Department of Premier and Cabinet (the Good Governance Guide) and the Model Code of Conduct for Tasmanian Councillors set out in Schedule 1 of the <i>Local Government (Model Code of Conduct) Order 2016</i> , to be commenced within 45 days and completed within a period of six months.	Training to be provided on the appointment of a new Council as part of the Induction program.	NFA
4	Pursuant to section 225(2)(b) of the Act, discontinue the portfolio system presently adopted by the Council within a period of 90 days.	Council at Special Council Meeting of 11 August 2016 resolved to discontinue Portfolio system – Resolution No. 15.030/16*	C
6	c) Within a period of 90 days, establish a General Manager Performance Review Committee, to include the Mayor as an ex officio member.	Performance Review Committee established by Council at Special Council meeting 11 August 2016 – Resolution No. 15.030/16*.	C
6	d) Within a period of 60 days, develop a process for reviewing and monitoring the application of all human resource policies, plans and programs to ensure that councillors are able to perform their collective functions under section 28(2)(b) of the Act.	Quarterly HR reporting to Council established by Council at Special Council meeting 11 August 2016 – Resolution No. 15.030/16*.	C
6	f) Within a period of 60 days, make corporate credit card statements for the past four financial years publicly available.	Council at a Special Council meeting of 11 August 2016 resolved and released all credit cards for the four year period – Resolution No. 15.029/16*.	C <div style="border: 1px solid red; padding: 5px; text-align: center;">Meeting: 19.07.17 Item Number: 15.032/17* Page 5 of 21</div>
6	g) Within a period of 60 days, update the Audit Panel Charter to enable the referral of matters by parties other than the Council.	Council resolved to amend the Audit Panel Charter at an Ordinary Council Meeting of 27	C

Direction Number	Direction	HVC Comment	LGD Comment C - complete NA - not applicable NFA - no further action at this time O - ongoing WIP - work in progress
		July 2016. Amendment to Charter endorsed by at the February 2017 Council meeting.	
6	h) Within a period of 60 days, develop a transparent process for the regular review and communication of progress on issues raised with the Council.	Council resolved the implementation of the Current Issues Status Report at a Special Council meeting of 11 August 2016 – Resolution No. 15.034/16*. Monthly report will continue to be presented to Council at each meeting	C
1	Pursuant to section 225(2)(d) of the Act, take steps to facilitate the development of a professional working relationship between the Mayor and the General Manager by: a) arranging for formal mediation and conflict resolution to be delivered by an independent provider and to commence within 30 days between the Mayor and General Manager;	Not applicable from 10 October 2016.	NA
	e) facilitating leadership development for the Mayor and the General Manager, including an assessment of individual competencies and areas for development, to be completed within a period of 60 days.	Not applicable from 10 October 2016	NA
2	Pursuant to section 225(2)(a) of the Act, rectify the irregular behaviour between councillors by: a) facilitating mediated conflict resolution sessions for all councillors to be delivered by an independent provider and to commence within 60 days and continue for such period and at such intervals as the mediator determines; and	Not applicable from 10 October 2016	NA <div style="border: 1px solid red; padding: 2px; display: inline-block;">Meeting: 19.07.17 Item Number: 15.032/17* Page 6 of 21</div>
3	Pursuant to section 225(2)(a) of the Act, beginning immediately and for a period of 12	Not applicable from 10	NA

Direction Number	Direction	HVC Comment	LGD Comment C - complete NA - not applicable NFA - no further action at this time O - ongoing WIP - work in progress
	months, ensure that all public statements made regarding Council positions and decisions are first approved by the Council or, where this is impractical, jointly endorsed by the Mayor and the General Manager.	October 2016 No further action required	

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Attachment 1

Ministerial Direction 6(e)

Pursuant to section 225(2)(d) of the Act, take the following steps:

e) Within a period of 60 days, ensure senior management are providing a supportive environment for council staff to come forward with workplace issues and concerns.

Initiatives implemented include:

- Re-introduction of the Culture Statement to all employees with an emphasis placed on its importance and its role within the workplace
- Thank you cards and a chocolate for every member of staff distributed
- Regular Leadership Group meetings being held
- Introduction of the Integrity Commission Speak Up Programme
- Introduction of feedback boxes at worksites currently being implemented
- Completion of the Professional Development Process with feedback provided to all employees
- Several employees have undertaken a mental health first aid course
- Training has been completed in the following areas:
 - Fire wardens
 - First aid
 - Contact officers
 - Integrity Commission – Making Ethical Decisions at Work
- Stay Chatty information sessions has been held for employees
- A new staff intranet site has been developed and is accessible to all work sites
- Information regarding the Employee Assistance Program is readily available to all staff
- Feedback received by Council is distributed to all employees
- Professional Development Training continues to be scheduled

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Review of Board of Inquiry Recommendations

Recommendation Number	Finding	HVC Comment	LGD Comment C - complete NA - not applicable NFA - no further action at this time O - ongoing WIP - work in progress
R6	Where appropriate, the additional recommendations contained within this Report are implemented.	Assessment and implementation of all recommendations commenced 14 December 2016.	WIP
R7	The Statement of Expectations between the Mayor and the GM should include agreed protocols to fulfil their respective roles and functions under the Act, for endorsement by the full Council.	Refer to Ministerial Direction 1(b) Statement of Expectations has been drafted, for presentation to Council at its August 2017 meeting.	O
R16	Mandatory training on roles and responsibilities should be undertaken by all newly elected representatives, with an additional leadership module for first-time mayors.	Consideration of mandatory training is the responsibility of the Tasmanian Government; however the Council Induction Program does include training for all elected members on roles and responsibilities. A full review of the Induction Program will be undertaken prior to the appointment of a new Council with consideration of the Human Resources employee induction program to be used as a model.	WIP
R18	At a future council meeting, the Council should consider its stated commitment to 'embrace diversity and new ideas' with a view to developing a strategy to operationalise this value, assist in the fulfilment of the Council's mission statement and ensure that councillors are able to properly perform their functions under section 28 of the Act.	Council has appointed local Hobart firm GHD to undertake a review of the Council's Internal and External Communication, including Community Consultation Framework. This project will see Community consultation to commence in July 2017.	WIP <div style="border: 1px solid red; padding: 5px; text-align: center;">Meeting: 19.07.17 Item Number: 15.032/17* Page 9 of 21</div>
R20	The Council review and conform its communication and public information strategies against the eight characteristics of good	Council has appointed local Hobart firm GHD to undertake a	WIP

Recommendation Number	Finding	HVC Comment	LGD Comment C - complete NA - not applicable NFA - no further action at this time O - ongoing WIP - work in progress
	governance outlined in the Good Governance Guide for Local Government in Tasmania.	review of the Council's Internal and External Communication, including Community Consultation Framework. This project will see Community consultation to commence in July 2017.	
R27	The Mayor should be consulted by the GM when setting Council meeting agendas.	Consultation is undertaken with the Commissioner prior to the finalisation of each Council meeting agenda. This process is be included in the Statement of Expectations.	WIP
R32	In consultation with the community, the Council develop a communication and consultation plan covering internal and external communications and inclusive consultation processes.	Council has appointed local Hobart firm GHD to undertake a review of the Council's Internal and External Communication, including Community Consultation Framework. This project will see Community consultation to commence in July 2017.	WIP
R33	The communication plan is to include behavioural protocols to ensure councillors avoid publicly criticising one another.	Council has appointed local Hobart firm GHD to undertake a review of the Council's Internal and External Communication, including Community Consultation Framework. This project will see Community consultation to commence in July 2017.	WIP <div style="border: 1px solid red; padding: 5px; text-align: center;"> Meeting: 19.07.17 Item Number: 15.032/17* Page 10 of 21 </div>
R38	The Mayor should have the right to be an appointed or ex-officio member of all Council Committees.	To be considered further on the development of a Council Committee Policy.	WIP

Recommendation Number	Finding	HVC Comment	LGD Comment C - complete NA - not applicable NFA - no further action at this time O - ongoing WIP - work in progress
	to ensure that all asbestos policies, procedures and processes are current and applied as required, including at the Cygnet Town Hall and the recreation area that was established at the site of the former Franklin Football Club rooms.	from WorkSafe Tasmania and is currently being considered in relation to Recommendation 49 requesting an audit of Council's current asbestos policies, procedures and processes, and their application to previous work undertaken at the Cygnet Town Hall and Franklin Football Club Rooms. Council's policy is currently under review and will be consistent with WorkSafe Tasmania's recommendations.	
R50	Information sought by the Mayor about Council decisions relating to constituent queries should be provided in a timely manner.	To be considered further on the development of communication plan.	WIP
R9	When making public statements on issues the subject of a formal council decision, the Mayor should only speak on behalf of the Council's decisions.	<p>Information is contained within the Governance Framework on Communication.</p> <p>Council has appointed local Hobart firm GHD to undertake a review of the Council's Internal and External Communication, including Community Consultation Framework. This project will see Community consultation to commence in July 2017.</p>	O
R12	When responding to media or public enquiries about issues the subject of a formal council decision, the Mayor should refer enquirers to the minutes or the audio-recording of the relevant council meeting at which the issue was debated.	<p>To be considered as part of the development of a Communication Plan.</p> <p>Council has appointed local Hobart firm GHD to undertake a review of the Council's Internal</p>	<p>O</p> <div style="border: 1px solid red; padding: 5px; text-align: center;"> <p>Meeting: 19.07.17 Item Number: 15.032/17* Page 12 of 21</p> </div>

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		and External Communication, including Community Consultation Framework. This project will see Community consultation to commence in July 2017.	
R13	Recommendations R9 and R12 should not apply during the period of a council election.	To be considered as part of the development of a Communication Plan. Council has appointed local Hobart firm GHD to undertake a review of the Council's Internal and External Communication, including Community Consultation Framework. This project will see Community consultation to commence in July 2017.	O
R17	The GM should ensure fair and equitable treatment, including the provision of information, to all councillors.	Information is contained within the Governance Framework on Communication. A draft Communication Plan and Policy is to be developed with consultation to be undertaken with the community following its drafting.	O
R23	Information discussed in voluntary workshops should, where relevant to a Council decision, be disclosed at Council meetings and contained in Council meeting papers, subject to any restrictions contained in the Act.	Where appropriate all relevant information is included in all reports to Council of topics which have been workshoped prior to presentation to Council. A full list of workshop topics is included on each Council meeting	C <div style="border: 1px solid red; padding: 5px; text-align: center;"> Meeting: 19.07.17 Item Number: 15.032/17* Page 13 of 21 </div>

Recommendation Number	Finding	HVC Comment	LGD Comment C - complete NA - not applicable NFA - no further action at this time O - ongoing WIP - work in progress
		agenda.	
R28	The current policy on bullying and harassment be reviewed on a regular basis.	The policy was reviewed 10 October 2016 and will be regularly reviewed in line with Fair Work Act requirements. All staff are in the process of undertaking Bullying and Harassment training as part of the new online induction training offered to staff.	C
R29	Senior management should proactively take steps to provide a supportive environment where staff can safely come forward with their complaints.	Various initiatives have been implemented as outlined in Attachment 1.	C
R47	Ensure that the credit card policy is provided to all Council credit card holders and approval processes are accountable and transparent.	All relevant policies are provided to all credit card holders and all transactions are checked to ensure compliance with policies. Executive Credit Card transactions are presented to Council every 2 months. The Tasmanian Audit Office is currently undertaking an audit of all Council credit cards. The Council will consider and adopt any required recommendations from the findings.	NFA
R54	The Council continue to engage with the Environment Protection Authority (EPA) in order to resolve the matter of water quality for the Russell River.	The EPN issued by Council has been revoked and since early 2008 the regulation of activities associated with the Hatchery at Lonnavale has been conducted by the Tasmanian Government, currently the Environment Protection Authority (EPA) Division within the Department of Primary Industries, Parks Water and Environment. A meeting took place on 31 May 2017 between EPA representatives,	NFA <div style="border: 1px solid red; padding: 5px; text-align: center;">Meeting: 19.07.17 Item Number: 15.032/17* Page 14 of 21</div>

Recommendation Number	Finding	HVC Comment	LGD Comment C - complete NA - not applicable NFA - no further action at this time O - ongoing WIP - work in progress
		<p>Council's General Manager and Officers. At this meeting it was agreed that a number of actions will take place. 1/ The existing EPN will be reviewed and updated.</p> <p>2/ A new catchment study will be undertaken to determine if any changes have occurred</p> <p>3/ A new monitoring station will be installed 400metres downstream of the HAC facility</p> <p>4/ A new analysis will be undertaken to determine if there has been any changes to species diversity</p> <p>5/ An updated report on the Russell River will be made public on the EPA website once completed.</p>	
R8	Should the Mayor and the GM be unable to develop an appropriate Statement of Expectations, the Director of Local Government is to assist the parties to develop the document.	Refer to Ministerial Direction 1(b).	NFA
R21	High levels of scrutiny should be used to ascertain whether items listed for closed sessions satisfy the criteria in Regulation 15(2) Closed Meetings of the Local Government (Meeting Procedures) Regulations, with the emphasis on maximising agenda items to be dealt with in open council meetings.	This has been in operation since 10 October 2016 with each report presented to Council considered on a case by case basis to ensure compliance with the Regulations. The Local Government Division is currently undertaking an audit of all Council Closed Council Reports and Council will adopt any recommendations from the report.	<p>C</p> <div style="border: 1px solid red; padding: 5px; text-align: center;"> <p>Meeting: 19.07.17 Item Number: 15.032/17* Page 15 of 21</p> </div>
R26	Behavioural expectations relating to meeting conduct are included in mandatory training for all Councillors.	Mandatory training is the responsibility of the Tasmanian	C

Recommendation Number	Finding	HVC Comment	LGD Comment C - complete NA - not applicable NFA - no further action at this time O - ongoing WIP - work in progress
		Government; however Code of Conduct training is included in the Councillor's Induction Program.	
R35	Conflict of interest continues to be a significant part of induction and training for all new Councillors in Tasmania. The Board recommends that this training is made mandatory.	Mandatory training is the responsibility of the Tasmanian Government; however this training is included in the Councillor Induction Program.	C
R53	The Board recommends that, subject to confidentiality requirements, once the legal action is resolved, a full account of the detail behind the failed investment in collateralised debt obligations (CDOs) be made public by the Council to inform the community on this issue.	No further action required until the ongoing legal action is complete.	NFA
R11	Council meetings should be audio-recorded and audio-recordings made accessible to the public.	Audio recording of Ordinary Council meetings commenced on 25 November 2015 and have continued since. Audio recordings are available on the Council website for a period of 6 months and by request after the online expiry.	C
R24	The press and residents wanting to know the reasons for decisions by individual Councillors should be referred to the audio-recordings of Council meetings.	Enquiries regarding decisions of Council are referred to the audio recordings that are posted on Council's website.	C
R30	In all instances, the Council's processes to resolve bullying and harassment complaints should be followed. If a complaint cannot be resolved through this process, the complainant may refer it to WorkSafe Tasmania or other relevant authority for investigation.	The policy was reviewed on 10 October 2016. The policy outlines the process that can be taken. The Council has a number of Contact Officers available to assist, with additional Officers identified with recent training undertaken.	C <div style="border: 1px solid red; padding: 5px; text-align: center;"> Meeting: 19.07.17 Item Number: 15.032/17* Page 16 of 21 </div>
R31	The application of the Council's policy on bullying and harassment should be regularly monitored by Councillors in accordance with section 28 of the Act.	Council adopted at it Special Meeting of 11 August 2016 the introduction of quarterly Human Resources Unit reporting, this continues to be in	C

Recommendation Number	Finding	HVC Comment	LGD Comment C - complete NA - not applicable NFA - no further action at this time O - ongoing WIP - work in progress
		place with an Annual Statement produced in August each year.	
R34	The Council develop a process for determining, monitoring and reviewing the application of all HR policies at regular intervals to ensure they are followed in every instance.	Human resources report to Council on a quarterly basis as resolved by Council 11 August 2016 this includes any policy reviews.	C
R36	Disband the portfolio system and aggregate portfolio areas into Committees established under section 23 and 24 of the Act, as appropriate.	Portfolio system discontinued at Council meeting on 11 August 2016 and Committees determined.	C
R37	Committee chairs to report to the Council on a regular basis to ensure knowledge transfer.	Minutes of all meetings are circulated to all Councillors/Commissioner and published on Council's website.	C
R41	The issue of land-use planning is included in councillors' induction training.	This training is included in the Councillor Induction Program.	C
R43	In accordance with section 10 of the Local Government (Audit Panels) Order 2014, the Audit Panel determines its own work plan, including processes.	The Audit Panel independently determines its own work plan in accordance with its Charter	C
R44	The Council's Audit Panel Charter should include a provision to enable councillors to refer matters directly to the Audit Panel.	Council resolved to amend the Audit Panel Charter at an Ordinary Council Meeting of 27 July 2016. Amended Audit Panel Charter adopted at the February 2017 Council meeting.	C
R45	A specific funding allocation should be identified in the Council's annual budget to ensure the adequate functioning of the Audit Panel.	The funding allocation for the Audit Panel is specifically identified in the budget. This is reviewed on an annual basis	C <div style="border: 1px solid red; padding: 5px; text-align: center;">Meeting: 19.07.17 Item Number: 15.032/17* Page 17 of 21</div>
R46	For reasons of transparency and public confidence, and given the high levels of public interest in this matter, the Council should make corporate credit card statements publicly available for the	Council at a Special Council meeting of 11 August 2016 resolved and released all credit cards for the four	C

Recommendation Number	Finding	HVC Comment	LGD Comment C - complete NA - not applicable NFA - no further action at this time O - ongoing WIP - work in progress
	past four financial years as soon as practicable.	year period – Resolution No. 15.029/16*. Credit card transactions are regularly reported to the Council.	
R51	All matters related to the Cygnet Caravan Park should be referred to the Audit Panel for consideration.	Referral completed and discussed at May 2017 Audit Panel meeting. The minutes of this meeting were presented to Council at its May 2017 meeting.	C
R52	A process be developed whereby matters that can potentially affect public safety and legal liability be afforded a high priority in work allocation of the Council.	Risk assessments are completed on as needs basis to ensure any risk is minimised. Action is taken where appropriate on issues raised with Council.	C
R55	The Council produce a regular Issues Progress Report to review unresolved issues and communicate progress to relevant stakeholders.	Council resolved the implementation of the Current Issues Status Report at a Special Council meeting of 11 August 2016 – Resolution No. 15.034/16*. This report is updated each month and is included on all agendas commenced at Council meeting 11 August 2016.	C
R1	Pursuant to section 226(1)(b) of the Act, the Minister should recommend that the Governor by order dismiss the councillors and appoint a Commissioner under section 231 of the Act to perform the functions of the Council.	Not applicable to Council.	NA [Note – recommendations relating to actions for the Minister or the Tasmanian Government are not applicable to the Council]
R2	A new election is not called for a minimum period of 12 months.	Not applicable to Council.	NA
R3	The question of whether the Minister should have the power to dismiss a Council's General Manager should be referred to the review of the Local Government Act 1993.	Not applicable to Council.	NA
R4	Pursuant to section 225(2) of the Act, the Minister should direct	Not applicable to Council.	NA

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Recommendation Number	Finding	HVC Comment	LGD Comment C - complete NA - not applicable NFA - no further action at this time O - ongoing WIP - work in progress
	<p>the Council to:</p> <p>(a) arrange mediation and formal conflict resolution with regard to the key relationships between the Council, Mayor and General Manager (GM);</p> <p>(b) publicly commit to support and participate in these processes in good faith;</p> <p>(c) develop a Statement Of Expectations to govern the relationship between the GM and Mayor, under the direction of the Director of Local Government;</p> <p>(d) request that the Director of Local Government develop a set of indicators against which to assess whether key council relationships are functional;</p> <p>(e) take such steps as are necessary to ensure that the Council meets the indicators developed under R4(d) within six months, as assessed under R4(f); and</p> <p>(f) arrange for its performance against the indicators to be reviewed and assessed by the Director of Local Government and reported to the Minister every three months, for the life of the current Council.</p>		
R5	If the Council fails to comply with any of recommendations R4(a)-(c) within six months, or fails to meet key indicators referred to in R4(d)-(f), then, pursuant to section 226(2) of the Act, the Minister should recommend that the Governor by order dismiss the councillors and appoint a Commissioner under section 231 of the Act to perform the functions of the Council until the next scheduled council elections (October 2018).	Not applicable to Council.	NA
R10	When the Mayor's view differs from a council decision, his view should be put on record in the Council's meeting minutes.	Not applicable as of 10 October 2016.	NA
R14	The broader application of a Mayor speaking only on behalf of Council, and the use of audio-recordings for Council meetings, should be referred to the review of the Act.	Not applicable to Council.	NA
R15	Consideration of additional legislative powers for Mayors of Tasmanian Councils should be referred to the review of the Act.	Not applicable to Council.	NA
R19	Following the commencement of the new statewide Local	The Local Government Division	NA

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Recommendation Number	Finding	HVC Comment	LGD Comment C - complete NA - not applicable NFA - no further action at this time O - ongoing WIP - work in progress
	Government Code of Conduct, the Director of Local Government prioritises the delivery of training to the Huon Valley Council as soon as practicable.	provided Code of Conduct training to the Council on 22 August 2016. The Councillor Induction Program includes training on the Code of Conduct.	
R22	Regulations 15(2) and 15(8) of the Local Government (Meeting Procedures) Regulations be referred to the review of the Act to ensure that Councils maximise both the use of open council to consider agenda items and the public release of information considered in closed Council meetings.	Not applicable to Council.	NA
R25	For broader application, these transparency and accountability issues should be considered in the review of the Act.	Not applicable to Council.	NA
R42	Tourism-related concerns raised through the Inquiry's submission process should be referred to the Joint Huon/Kingborough Tourism Steering Committee or other body, as appropriate.	Huon Valley Council has no further role in the Huon Trail. The Steering Committee has also been disbanded and Council contributes to promotional activities undertaken by Destination Southern Tasmania.	NA
R48	The Director of Local Government investigate whether there was a failure to declare a conflict of interest by the Mayor and Councillor Wilson under section 48 of the Act; and the GM under section 55 of the Act.	Not applicable to Council.	NA

Attachment 1

Board of Inquiry Recommendation 29

Senior management should proactively take steps to provide a supportive environment where staff can safely come forward with their complaints.

Initiatives implemented include:

- Re-introduction of the Culture Statement to all employees with an emphasis placed on its importance and its role within the workplace
- Thank you cards and a chocolate for every member of staff distributed
- Regular Leadership Group meetings being held
- Introduction of the Integrity Commission Speak Up Programme
- Introduction of feedback boxes at worksites currently being implemented
- Completion of the Professional Development Process with feedback provided to all employees
- Several employees have undertaken a mental health first aid course
- Training has been completed in the following areas:
 - Fire wardens
 - First aid
 - Contact officers
 - Integrity Commission – Making Ethical Decisions at Work
- Stay Chatty information sessions has been held for employees
- A new staff intranet site has been developed and is accessible to all work sites
- Information regarding the Employee Assistance Program is readily available to all staff
- Feedback received by Council is distributed to all employees
- Professional Development Training continues to be scheduled

Meeting: 19.07.17
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