

MINUTES OF A MEETING OF THE CLARENCE CITY COUNCIL HELD AT THE COUNCIL CHAMBERS, BLIGH STREET, ROSNY PARK, ON TUESDAY 9 JUNE 2026

HOUR CALLED: 6.00pm

PRESENT: The meeting commenced at 6.29 pm immediately following the Clarence City Council (Planning Authority) Meeting which was held at 6.00pm with the Mayor (Cr B A Blomeley) in the Chair and with Councillors:

H	Chong
J	Darko
E	Goyne
D	Hulme
B	Hunter
R	James
W	Kennedy
T	Mulder
A	Ritchie
J	Walker
B	Warren; present.

1. APOLOGIES Nil

ORDER OF BUSINESS Items 1 – 11

IN ATTENDANCE

Chief Executive Officer
(Mr I Nelson)

Manager Engineering
(Ms A Moore)

Chief Financial Officer
(Ms J Murrell)

Head of Community and Culture
(Ms T Cockburn)

Head of Strategic Development Communications and Engagement
(Ms G Wicks)

Head of City Planning
(Mr D Marr)

Head of Regulatory Services
(Mr R Brennan)

Head of Governance
(Ms C Shea)

Executive Officer to the Chief Executive Officer
(Ms J Ellis)

The Meeting closed at 9.35pm.

COUNCIL MEETING
TUESDAY 9 JUNE 2026

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1. ACKNOWLEDGEMENT OF COUNTRY

The Mayor:

- made the following statement:

“Before proceeding, I pay my respects to the Mumirimina people as the traditional and original custodians of the lands on which we meet, and I acknowledge the continuing connection of the Tasmanian Aboriginal people to the skies, land and waterways.

I pay respect to Elders past and present.”

- invited those present to pause for a moment of quiet reflection and respect before commencing the council meeting.
- advised the Meeting and members of the public that Council Meetings, not including Closed Meeting, are livestreamed, audio-visually recorded and published to Council’s website. The meeting is not protected by privilege. A link to the Agenda is available via Council’s website.

2. APOLOGIES

Refer to cover page.

3. DECLARATIONS OF INTERESTS OF COUNCILLORS OR CLOSE ASSOCIATE

In accordance with Regulation 10 of the Local Government (Meeting Procedures) Regulations 2025 and Council’s adopted Code of Conduct, the Mayor requests Councillors to indicate whether they have, or are likely to have a pecuniary interest (any pecuniary benefits or pecuniary detriment) or conflict of interest in any item on the Agenda.

INTEREST DECLARED

Cr Chong	Item No. 11.2
Cr Walker	Item No. 11.2

4. OMNIBUS ITEMS

4.1 CONFIRMATION OF MINUTES

RECOMMENDATION:

That the Minutes of the Council Meeting held on 11 May 2026 and the Special Council (Planning Authority) Meeting held on 11 May 2026, as circulated, be taken as read and confirmed.

Decision: **MOVED** Cr Warren **SECONDED** Cr Kennedy

“That the Minutes of the Council Meeting held on 11 May 2026 and the Special Council (Planning Authority) Meeting held on 11 May 2026, as circulated, be taken as read and confirmed”.

CARRIED

FOR

Cr Blomeley
Cr Chong
Cr Darko
Cr Goyne
Cr Hulme
Cr Hunter
Cr James
Cr Kennedy
Cr Mulder
Cr Ritchie
Cr Warren

AGAINST

Cr Walker (Abstained)

4.2 MAYOR'S COMMUNICATION

- **Mr John Sargent**

The Mayor acknowledged the passing on 15 May of Mr John Sargent. John was a lifetime Bellerive resident, talented sportsman, devoted historian and author.

The Mayor advised that on behalf of Council he along with Cr Chong and the Chief Executive Officer, attended John's funeral on 25 May.

The Mayor invited those present to stand for a minute's silence as a mark of respect for Mr Sargent.

- **Meetings and attendances**

The Mayor reported on the following meetings and attendances since the last Council Meeting:

14 May 2026	-	Meeting with Lisa Bennetto, CEO Greater Hobart Strategic Partnership
	-	Exhibition Opening -There are no straight lines
15 May 2026	-	VIP Preview Tour of Spring Farm Village prior to Official Opening
	-	Media Event for illegal wood-hooking in one of Council reserves
	-	Meet and Greet with Glenn Forbes Executive Lead with DECYP
	-	ABC Tas Drive - Kylie Baxter re Wood hooking
18 May 2026	-	ABC Breakfast Radio Interview - Replacement Tasman Bridge
	-	ABC Radio Drive Interview - Lauderdale Development
19 May 2026	-	Salvation Army Red Shield Appeal Launch
	-	Mayor on the Air interview with Triple M
	-	National Volunteer Week – lunch with Volunteers – Howrah Bowls Club
20 May 2026	-	Spring Farm Village Opening
	-	Municipal Emergency Management Committee
	-	Rosny College Musical Gala Night - Rock of Ages
21 May 2026	-	Attendance at Budget – Parliament House
22 May 2026	-	The Next Stage of the Expanded Terminal- Hobart Airport
23 May 2026	-	The Hobart VIEW Club Afternoon Tea –The Smith Family
	-	Clifton Beach Surf Life Saving Club Dinner & Presentation Evening
24 May 2026	-	2570 Bathing Buddha Ceremony
25 May 2026	-	John Sargent Funeral
27 May 2026	-	National Reconciliation Week Breakfast
	-	Headspace - Free Cuppa Morning
	-	St. Barnabas' Church - Biggest Morning Tea
	-	Howrah Bowls Club New President- Meet and Greet
	-	Business Eastern Shore: Business After 5
31 May 2026	-	85th Anniversary - Battle of Crete
1 June 2026	-	Interview - ABC Breakfast program - Home of Football - Ryk Goddard
3 June 2026	-	Beacon Foundation & Students to Visit Chambers/Council
5 June 2026	-	Hobart Disc Club – Media call
7 June 2026	-	Exhibition Opening -Chats with bats, trees and other creatures
9 June 2026	-	King's Birthday Luncheon

Councillor Heather Chong (on behalf of Mayor)

12 May 2026	-	National Palliative Care Week event, Getting to the Heart of It
30 May 2026	-	Tasmanian & International Chapter Architecture Awards & Dinner

Councillor Wendy Kennedy (on behalf of Mayor)

12 May 2026	-	Celebrating Volunteer Week/ Community Transport Services Tas
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MAYOR'S COMMUNICATION /contd...

- **King's Birthday Honours**

The Mayor advised that of the 27 Tasmanians named in the 2026 King's Birthday Honours, 6 were residents of Clarence:

- Mr Terry Roe AM
- Mr Damon Thomas AM
- Mr Brett Walker AM
- Mr Roger Viney OAM
- Mr Graeme Foale OAM, and
- Mr Garry White ASM.

The Mayor tabled a letter he had written on behalf of Council congratulating the recipients on their well deserved recognition.

- **Governor of Tasmania:**

The Mayor advised that he had attended the King's Birthday luncheon at Government House where he was invited to introduce the special Guest of Honour, Her Excellency, the Hon Barbara Baker AC, Governor of Tasmania. As this was one of Her Excellency's final official engagements before the conclusion of her term, it provided the ideal opportunity to thank Her Excellency for her extraordinary service over the past five years.

Together with Emeritus Professor Don Chalmers AO, Her Excellency has warmly welcomed countless community groups and events at Government House – helping to foster a strong sense of civic connection and service across Tasmania.

The Mayor tabled a letter he had written to Her Excellency and Professor Chalmers, on behalf of Council thanking them for their commitment to public service.

The Mayor further advised that Governor-designate, Her Excellency the Hon Caroline Wells will be sworn in on Wednesday 17 June. The Mayor tabled a letter he had written to the incoming Governor on behalf of Council congratulating her on her appointment and extending an invitation for a vice regal visit to Clarence.

4.3 COUNCIL WORKSHOPS

In addition to the Councillor’s Meeting Briefing (workshop) conducted on Friday immediately preceding the Council Meeting the following workshops were conducted by Council since its last ordinary Council Meeting:

PURPOSE	DATE
Hazard Management on Council Owned or Managed Land	
Coastal Hazard Policy Update	
Kangaroo Bay Hotel Major Project Update	
Confidential Briefing	18 May
Budget	25 May

RECOMMENDATION:

That Council notes the workshops conducted.

Decision: **MOVED** Cr Warren **SECONDED** Cr Kennedy

“That the Recommendation be adopted”.

CARRIED

FOR

Cr Blomeley
Cr Chong
Cr Darko
Cr Goyne
Cr Hulme
Cr Hunter
Cr James
Cr Kennedy
Cr Mulder
Cr Ritchie
Cr Warren

AGAINST

Cr Walker (Abstained)

4.4. TABLING OF PETITIONS

(Note: Petitions received by Councillors are to be forwarded to the Chief Executive Officer within seven days after receiving the petition).

Petitions are not to be tabled if they do not comply with Section 57(2) of the Local Government Act, or are defamatory, or the proposed actions are unlawful.

Nil

4.5 REPORTS FROM OUTSIDE BODIES

This agenda item is listed to facilitate the receipt of both informal and formal reporting from various outside bodies upon which Council has a representative involvement.

REPORTS FROM SINGLE AND JOINT AUTHORITIES

Provision is made for reports from Single and Joint Authorities if required.

Council is a participant in the following Single and Joint Authorities. These Authorities are required to provide quarterly reports to participating Councils, and these will be listed under this segment as and when received.

- **COPPING REFUSE DISPOSAL SITE JOINT AUTHORITY**
Representative: Cr Walker
Cr Goyne (Proxy)

Quarterly Reports

September and December 2025 and March 2026 Quarterly Reports pending.

Representative Reporting

- **TASWASTE SOUTH**
Representative: Cr Ritchie (Mayor's nominee)
Cr Hunter (Proxy)
- **TASWATER CORPORATION**
The Mayor advised that the General Meeting is scheduled for 25 June.
- **GREATER HOBART COMMITTEE**
The Mayor advised that the meeting scheduled for 29 May was postponed due to the unavailability of some of the key participants.

REPORTS FROM COUNCIL AND SPECIAL COMMITTEES AND OTHER REPRESENTATIVE BODIES**AUDIT PANEL – CHAIRPERSON'S REPORT**

The following is a report on activities of the Audit Panel from its last meeting on 25 March 2026.

As my first meeting as Chairperson of the Panel, it was my pleasure to welcome the newly appointed independent member, Mr Ric de Santi and Council representative, Cr Bree Hunter.

The Panel received updates on the following.

Audit Projects

- **Project 51A Volunteer Management Framework**

Council has commenced a structured program of work to strengthen its approach to volunteer management. A cross-functional working group has been established to identify where volunteers are currently engaged across Council, review the nature and scope of those activities, and assess associated roles, responsibilities and controls. This work includes mapping volunteer involvement across service areas and documenting current practices.

As part of this process, the working group is identifying gaps, risks and improvement opportunities, with a particular focus on work health and safety (WHS) and child-safe requirements. Consideration is being given to volunteer induction, supervision, training, role clarity, risk controls and compliance obligations. Outcomes from this work will inform the development of clearer frameworks, guidance and controls to ensure volunteer engagement is safe, compliant, consistent and aligned with Council's governance expectations.

- **Project 60 – Review of Council's Cyber Security**

- Procurement is underway for replacement UPS and tape backup infrastructure for the Chambers Data Centre, and replacement UPS infrastructure for the Depot Data Centre to address end-of-life equipment and strengthen overall resilience across the environment.
- An upgrade to Licensing capabilities is being procured to enhance existing cybersecurity efforts across the digital environment.

- **Project 62 Review of Council's Purchasing Policies**

Council's Code for Tenders and Contracts has been reviewed. The review of Procurement Policy and Procedures is underway, and it is anticipated that a draft will be presented to the next Panel Meeting.

- **Project 63 Review of Council Name and Address Register**

Council's systems provider has recently appointed a consultant into the Names and Address Register space. Discussions are underway to determine what changes may be undertaken that could help with current issues.

- **Project 64 Review of Council's Pricing and Terms of Lease Policy**
Wise Lord and Ferguson have been engaged to undertake the audit, and it is anticipated that a scope will be provided to the next meeting.
- **Future Projects**
The Panel adopted the following projects for the forward year:
 - Events on Council land applications and process,
 - Howrah Community Centre Operations, and
 - Cash Handling procedures.

Financial Audit Strategy - Tasmanian Audit Office

The Assistant Auditor-General and Acting Director Financial Audit Services from the Tasmanian Audit Office were in attendance to provide an overview of the audit strategy for this financial year and to respond to questions from the Panel.

2026/27 Budget Process

The Chief Financial Officer provided an overview of this year's budget process and timeline.

Update on Kerbside Collection

Council's Manager Waste and Sustainability provided a verbal update to the meeting covering reasons for delays in collection times and how this has been addressed. An update will be provided to each Panel meeting.

Standing Items

In addition to specific items presented to the Panel, the following items are reported to the Panel at each meeting.

- Strategic Risks.
- Significant Insurance/Legal Claims

OTHER REPORTS

The following minutes from Special Advisory Committees were provided for information.

- Community Wellbeing Advisory Committee dated 13 April 2026.

4.6 WEEKLY BRIEFING REPORTS

The Weekly Briefing Reports of 11, 18 and 25 May and 1 June 2026 have been circulated to Councillors.

RECOMMENDATION:

That the information contained in the Weekly Briefing Reports of 11, 18 and 25 May and 1 June 2026 be noted.

Decision: **MOVED** Cr Warren **SECONDED** Cr Kennedy

“That the Recommendation be adopted”.

CARRIED

FOR

Cr Blomeley
Cr Chong
Cr Darko
Cr Goyne
Cr Hulme
Cr Hunter
Cr James
Cr Kennedy
Cr Mulder
Cr Ritchie
Cr Warren

AGAINST

Cr Walker (Abstained)

5. PUBLIC QUESTION TIME

Public question time at ordinary Council meetings will not exceed 15 minutes. An individual may ask questions at the meeting. Questions may be submitted to Council in writing on the Friday 10 days before the meeting or may be raised from the Public Gallery during this segment of the meeting.

The Chairman may request a Councillor or Council officer to answer a question. No debate is permitted on any questions or answers. Questions and answers are to be kept as brief as possible.

5.1 PUBLIC QUESTIONS ON NOTICE

(Seven days before an ordinary Meeting, a member of the public may give written notice to the Chief Executive Officer of a question to be asked at the meeting). A maximum of two questions may be submitted in writing before the meeting.

Nil.

5.2 ANSWERS TO QUESTIONS ON NOTICE

Nil.

5.3 ANSWERS TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil.

5.4 QUESTIONS WITHOUT NOTICE

The Chairperson may invite members of the public present to ask questions without notice.

Mr D Jenner of Seven Mile Beach asked the following question

SPEED LIMIT – SEVEN MILE BEACH

The stretch of road from Wyndham Estate in Seven Mile Beach to the bend which goes from a 50km/hour zone for about 500m, you then go into a 55 km/hour recommended speed bend which people who are local do at 80km/hour. With the increase in population and with the Australia Post building which has parking for over a hundred workers there will be a large number of people using that road which has no lines and no verge. We have a fantastic little café which has opened up right on the bend - the Tidal cafe and you see people crossing with a pram and two dogs trying to get across and people coming around the bend doing 80 km/hour. Would Council please consider dropping that speed limit for that 500m stretch back to 50 km? it did go to 50 km/hour about ten years ago and then went back up to 80 km and I would like you to consider dropping that back to 50 km.

ANSWER

The Mayor took the question on notice.

QUESTIONS WITHOUT NOTICE /contd...

Mr Z Morrisby of Mornington asked the following question

REVENUE OPPORTUNITIES

Given the ongoing pressure rates increases place on households and local businesses what alternative revenue generating opportunities has Clarence City Council investigated and has council considered utilising the commercial activity provisions available under the Local Government Act to reduce reliance on rates?

ANSWER

The Chief Executive Officer took the question on notice

Council's Public Question Time Policy can be found on Council's website at [Public Question Time - City of Clarence : City of Clarence \(ccc.tas.gov.au\)](https://ccc.tas.gov.au/public-question-time)

6. DEPUTATIONS BY MEMBERS OF THE PUBLIC

(In accordance with Regulation 46 of the Local Government (Meeting Procedures) Regulations 2025 and in accordance with Council Policy, deputation requests are invited to address the Meeting and make statements or deliver reports to Council)

PLANNING APPLICATION – 47 BAYSIDE DRIVE, LAUDERDALE – ADDITIONS AND ALTERATIONS AND SECONDARY RESIDENCE (SINGLE DWELLING) [REFER ITEM 7.2]

- Mr Andrew Williamson addressed the meeting regarding the above.
- Mr Steve Hillerson addressed the meeting regarding the above.
- Mr Stuart Hall addressed the meeting regarding the above.

PLANNING APPLICATION – 192 TRANMERE ROAD HOWRAH TWO MULTIPLE DWELLINGS (ONE NEW AND ONE EXISTING AND DEMOLITION OF EXISTING OUTBUILDINGS) [REFER ITEM 7.1]

Mr Paul Barwick addressed the meeting regarding the above.

7 PLANNING AUTHORITY MATTERS

In accordance with Regulation 29 (1) of the Local Government (Meeting Procedures) Regulations 2025, the Mayor advises that the Council intends to act as a Planning Authority under the Land Use Planning and Approvals Act 1993, to deal with the following items:

7.1 PLANNING APPLICATION PDPLANPMTD-2026/058915 – 192 TRANMERE ROAD, HOWRAH - TWO MULTIPLE DWELLINGS - (ONE NEW & ONE EXISTING) AND DEMOLITION OF EXISTING OUTBUILDINGS**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for Two Multiple Dwellings (one new and one existing) and demolition of existing outbuildings at 192 Tranmere Road, Howrah.

RELATION TO PLANNING PROVISIONS

The land is zoned General Residential and subject to the Parking and Sustainable Transport Code, Road and Railway Assets Code and Safeguarding of the Airports Code under the Tasmanian Planning Scheme - Clarence (the Scheme). In accordance with the Scheme the proposal is a Discretionary development.

LEGISLATIVE REQUIREMENTS

The report on this item details the basis and reasons for the recommendation. Any alternative decision by Council will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the Judicial Review Act and the Local Government (Meeting Procedures) Regulations 2025.

Council is required to exercise a discretion within the statutory period which was extended with the applicant's consent to 11 June 2026.

CONSULTATION

The proposal was advertised in accordance with statutory requirements and 12 representations received, with one received out of time and one in support of the development. The following issues were raised:

- Loss of views
- Loss of property values
- Environmental Impacts and Flood Risk
- Loss of amenity
- Overshadowing Impacts
- Inadequacy of submitted plans
- Inadequacy of the Title documents
- Infrastructure capacity
- Incompatible density
- Construction risks
- Loss of privacy and overlooking
- Traffic Impacts, and
- In support.

RECOMMENDATION:

- A. That the Planning Application for Two Multiple Dwellings - (One New & One Existing) and Demolition of Existing Outbuildings at 192 Tranmere Road, Howrah (Cl Ref PDPLANPMTD-2026/058915) be approved subject to the following conditions and advice.
1. GEN AP1 – ENDORSED PLANS.
 2. GEN AP3 – AMENDED PLANS: Amended plans showing a permanently fixed screen to a height of not less than 1.7m above the finished surface or floor level, with a uniform transparency of not more than 25% to the upper level dining and kitchen windows of Unit 2 or providing for a sill height of 1.7 m above the floor level, must be submitted to and approved by Council’s Head of City Planning prior to the commencement of the use/development. When approved, the plans will form part of the permit.
 3. ENG A1 – NEW CROSSOVER.
 4. ENG A5 – SEALED CAR PARKING.
 5. ENG A7 – REDUNDANT CROSSOVER.
 6. ENG M1 – DESIGN DA.
 7. ENG M5 – EROSION CONTROL.
 8. ENG S1 – INFRASTRUCTURE REPAIR.
 9. ENG S4 – STORMWATER CONNECTION.
 10. The development must meet all required Conditions of Approval specified by TasWater notice dated 12/03/2026 (TWDA 2026/00195 - CCC).
- B. That in addition to standard advice, the following advice be provided to the proponent:
- a. Based on the information provided, the development is not likely to adversely affect TasNetworks’ operations.
 - b. An application for Plumbing Approval is required to be submitted to Council’s Plumbing Department for the proposed New Dwelling. Please refer to the Consumer, Building and Occupational Services (CBOS) website to obtain the Form 3 Application for Plumbing Approval <https://www.cbos.tas.gov.au/topics/resources-tools/Building-and-trades-forms,publications-and-report>.
- C. That the details and conclusions included in the Associated Report be recorded as the reasons for Council’s decision in respect of the matter.

/Decision contd on Page 16...

PLANNING APPLICATION PDPLANPMTD-2026/058915 – 192 TRANMERE ROAD, HOWRAH - TWO MULTIPLE DWELLINGS - (ONE NEW & ONE EXISTING) AND DEMOLITION OF EXISTING OUTBUILDINGS /Decision contd...

Decision	MOVED: Cr Ritchie SECONDED: Cr Hulme	
	“That the Recommendation be adopted”.	
	CARRIED	
	FOR	AGAINST
	Cr Blomeley	Cr James
	Cr Chong	
	Cr Darko	
	Cr Goyne	
	Cr Hulme	
	Cr Hunter	
	Cr Kennedy	
	Cr Mulder	
	Cr Ritchie	
	Cr Walker	
	Cr Warren	

7.2 PLANNING APPLICATION PDPLANPMTD-2026/060287 – 47 BAYSIDE DRIVE, LAUDERDALE - ADDITIONS & ALTERATIONS & SECONDARY RESIDENCE (SINGLE DWELLING)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for Additions and Alterations and a Secondary Residence (Single Dwelling) at 47 Bayside Drive, Lauderdale.

RELATION TO PLANNING PROVISIONS

The land is zoned General Residential and subject to the Parking and Sustainable Transport Code, Landslip Hazard Code, and Safeguarding of Airports Code under the Tasmanian Planning Scheme - Clarence (the Scheme). In accordance with the Scheme the proposal is a Discretionary use and/or development.

LEGISLATIVE REQUIREMENTS

The report on this item details the basis and reasons for the recommendation. Any alternative decision by Council will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the Judicial Review Act and the Local Government (Meeting Procedures) Regulations 2025.

Council is required to exercise a discretion within the statutory 42-day period which expires on 11 June 2026.

CONSULTATION

The proposal was advertised in accordance with statutory requirements, and 13 representations were received raising the following issues:

- Privacy and overlooking
- Character of the street and coastal location
- Non-Residential use of proposed Observatory and Secondary Residence
- Noise
- Lack of landscaping consideration
- Impact on views
- Non-compliance with Covenant that applies to the site
- Light pollution
- Bushfire risk
- Stormwater drainage, Erosion and Landslip Risk
- Use of outbuilding for non-residential purposes, and
- Visual impact.

RECOMMENDATION:

- A. That the Planning Application for Additions & Alterations & Secondary Residence (Single Dwelling) at 47 Bayside Drive, Lauderdale (Cl Ref PDPLANPMTD-2026/060287) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.

2. Windows at the northern elevation of the proposed studio (secondary residence) must have a sill height not less than 1.7m above the finished floor level.
3. The use is approved as a secondary residence which is self-contained and:
 - (a) has a gross floor area not more than 60m²,
 - (b) is appurtenant to the single dwelling,
 - (c) shares with the single dwelling access and parking, and water, sewerage, gas, electricity and telecommunications connections and meters, and
 - (d) may include laundry facilities.

The secondary residence must remain on the same lot as the main dwelling and must not be located on a separate lot created under the *Strata Titles Act 1998*.

- B. That in addition to standard advice, the following advice be provided to the proponent:
 - a. The landowner is encouraged to seek independent legal advice as the applicability of any covenants related to Certificate of Title SP27503/30.
 - b. The current wastewater system was designed for four bedrooms equivalent dwelling, with a wastewater loading according to AS1547-2000 of 1015L/day (7 persons @ 145L/day – mains water with standard water saving fixtures) which may require upgrading and/or replacing to accommodate additional bedrooms/persons.
- C. That the details and conclusions included in the Associated Report be recorded as the reasons for Council's decision in respect of the matter.

Decision:	MOVED: Cr Hulme SECONDED: Cr Mulder	
	"That the Recommendation be adopted".	
	CARRIED	
	FOR	AGAINST
	Cr Blomeley	Cr James
	Cr Chong	
	C Darko	
	Cr Goyne	
	Cr Hulme	
	Cr Hunter	
	Cr Kennedy	
	Cr Mulder	
	Cr Ritchie	
	Cr Walker	
	Cr Warren	

7.3 PLANNING APPLICATION PDPLANPMTD-2026/059855 – 105 MUSKS ROAD, SANDFORD - PARTIAL CHANGE OF USE TO VISITOR ACCOMMODATION (CAMPING & CARAVAN)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a partial change of use to Visitor Accommodation (Camping & Caravan) at 105 Musks Road, Sandford.

RELATION TO PLANNING PROVISIONS

The land is zoned Rural and subject to the Parking and Sustainable Transport Code, Bushfire-prone Areas Code, Flood-prone Hazard Areas Code, Attenuation code, and Natural Assets Code under the Tasmanian Planning Scheme - Clarence (the Scheme). In accordance with the Scheme the proposal is a Discretionary use and development.

LEGISLATIVE REQUIREMENTS

The report on this item details the basis and reasons for the recommendation. Any alternative decision by Council will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the Judicial Review Act and the Local Government (Meeting Procedures) Regulations 2025.

Council is required to exercise a discretion within the statutory period which expires on 10 June 2026.

CONSULTATION

The proposal was advertised in accordance with statutory requirements, and 10 representations were received raising the following issues:

- Traffic and Road Safety of Musks Road
- Fire Risk
- Impacts of wildlife and natural environment
- Privacy and Visual impact
- Security and Safety
- Dogs
- Incompatibility with Rural Character
- Impact on private Road
- Noise, and
- Flooding.

RECOMMENDATION:

A. That the Planning Application for Partial Change of Use to Visitor Accommodation (Camping & Caravan) at 105 Musks Road, Sandford (Cl Ref PDPLANPMTD-2026/059855) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.

- 2. The Visitor accommodation use must not exceed 12 guests across four camp/caravan sites on the land at any given time. All vehicles must be contained within the marked camp/caravan area, as shown on the endorsed site plan.
- B. That in addition to standard advice, the following advice be provided to the proponent:
 - a. The use is not to cause an environmental nuisance to the owners or occupiers of land in the surrounding area by reason of noise, smell, fumes, dust or other pollutants emanating from the same.
- C. That the details and conclusions included in the Associated Report be recorded as the reasons for Council’s decision in respect of the matter.

Decision:	MOVED: Cr Kennedy SECONDED: Cr Ritchie
	“That the Recommendation be adopted”.
	CARRIED UNANIMOUSLY

7.4 PLANNING APPLICATION PDPLANPMTD-2025/054154 – 1C ROBIN COURT, LINDISFARNE - SEVEN LOT SUBDIVISION**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a Seven Lot Subdivision at 1C Robin Court, Lindisfarne.

RELATION TO PLANNING PROVISIONS

The land is zoned Low Density Residential and subject to the Parking and Sustainable Transport Code, Attenuation Code, Bushfire-Prone Areas Code, and Safeguarding of Airports Code under the Tasmanian Planning Scheme - Clarence (the Scheme). In accordance with the Scheme the proposal is a Discretionary development.

LEGISLATIVE REQUIREMENTS

The report on this item details the basis and reasons for the recommendation. Any alternative decision by Council will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the Judicial Review Act and the Local Government (Meeting Procedures) Regulations 2025.

Council is required to exercise a discretion within the agreed extension period, which expires on 10 June 2026.

CONSULTATION

The proposal was advertised in accordance with statutory requirements, and four representations were received raising the following issues:

- Inadequacies in the traffic impact assessment
- Traffic Safety and Speed, Sight Lines for the existing access (proposed access to lots 1, 2, and 3)
- Need for no parking sign
- Waste Services
- Improved Cycling/Pedestrian Facilities
- Right-of-way for 87 Begonia Street, and
- Mail delivery.

RECOMMENDATION:

A. That the Development Application for a Seven Lot Subdivision at 1C Robin Court, Lindisfarne (Cl Ref PDPLANPMTD-2025/054154) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. ENG A1 – NEW CROSSOVER.

3. Prior to sealing of the final plan of survey, all lots with combined right-of-way accesses must be provided with a 5.5m wide sealed access from the road carriageway to the property boundary in accordance with Tasmanian Standard Drawings (copy available from Council). Prior to sealing of the final plan of survey, a 5.5m wide sealed driveway also must be constructed over the remaining length of the right-of-way. This access must be inspected by Council prior to sealing or pouring new concrete.

Following construction, the crossover must be maintained or repaired by the owner at the owner's expense in accordance with any directions given by Council to the owner.

4. Prior to the sealing of the final plan of survey, engineering designs, prepared by a suitably qualified person, are required for:
- lot accesses and combined accesses with passing bays and no parking signs on passing bays,
 - stormwater drainage,
 - bin collection area,

and must show the extent of any vegetation removal proposed for these works and be designed in conjunction with any landscaping plan requirement. Such designs must be submitted to and approved by Council's Head of Infrastructure and Natural Assets and must clearly describe what works are being undertaken for each approved stage of the development.

An engineering assessment fee, in accordance with Council's adopted fee schedule, must be paid upon their lodgement. A "start of works" permit must be obtained prior to the commencement of any works.

For the Final Plan to be sealed prior to the completion of the works or the expiry of the "on-maintenance" period a bond must be paid and an agreement entered into in accordance with Council Policy. Please note that the bond for the "on-maintenance" period is 5% of the cost of the construction.

A permit to undertake works in or affecting a highway and a "Start of works" permit must also be obtained for any proposed works within the road reservation or council land.

Works for all stages shown on the design plans must be commenced within two years of the date of their approval or the engineering designs will be required to be resubmitted

5. ENG M5 – EROSION CONTROL.
6. ENG S1 – INFRASTRUCTURE REPAIR.

7. The Final Plan and accompanying Schedule of Easements must describe all rights-of-way, existing easements and any additional easements required in respect of all Council infrastructure required to service the lots in a form to the satisfaction of Council's relevant / delegated officer.
8. ENG M8A – SERVICE EASEMENTS.
9. ENG S4 – STORMWATER CONNECTION.
10. As Council has formed the opinion that the subdivision will or is likely to increase the demand for public open space and as no or no sufficient or acceptable provision has been made in the proposal plan for public open space, it has been determined that payment of a cash contribution ("the Contribution") in-lieu of public open space equal to 5% of the value of the area of land in the approved plan described as Lots 1-6 is required in accordance with the provisions of Section 117 of the *Local Government (Building and Miscellaneous Provisions) Act 1993*.

The amount of the Contribution is to be based on a valuation ("the Valuation") of the specified lots. Unless otherwise specified in this condition, the Valuation is to be as at the date of lodgement of the final plan of the subdivision for sealing, at which time Council will instruct its appointed valuer to provide the Valuation.

The landowner must pay the appointed valuer's fee for any Valuation before sealing of the final plan to which the Valuation relates.

The final plan will not be sealed until the Contribution has been paid.

Where a staged subdivision is proposed the landowner must elect in writing at the time of lodging the final plan for the first stage to either:

- have the Valuation done and pay the Contribution for the lots proposed in all stages of the subdivision in which such case the lots will be valued as at the date of lodgement of the final plan for the first stage, or alternatively,
- have the Valuation done and pay the Contribution for the lots proposed in Stage 1 only and to have a further Valuation done and pay a separate Contribution for each subsequent stage. In this case, the Valuation of the lots in Stage 1 will be as at the date of lodgement of the final plan for that stage and the Valuation of the lots in any subsequent stage will be as at the date of lodgement for sealing of the final plan for that stage.

References in this condition to payment of a Contribution include the provision of security for the same in the form of a bond by the landowner to pay the Contribution which is supported by a bank guarantee. Each of the bond and the guarantee are to be in a form acceptable to Council.

Note: There may be a delay in the sealing of the final plan to facilitate the valuation process. This may be a consideration for landowners with staged subdivisions when electing to pay collectively as one lump sum or alternatively prior to the sealing of each stage.

11. DEMOLITION CONDITION.
12. The development must only proceed in accordance with the approved stages as set out below:
 - Stage 1: Lots 1-3, and
 - Stage 2: Lots 4-7.
13. Prior to the sealing of the final plan of survey, the recommendations in the Bushfire Hazard Assessment Report & Bushfire Hazard Management Plan 1C Robin Court, Lindisfarne dated March 2026, certified by Rebecca Green, must be implemented to the satisfaction of Council's Chief Executive Officer/delegate. A report certifying compliance with the recommendations made within the report must be provided to the satisfaction of Council's Chief Executive Officer/delegate prior to sealing of the final plan of survey.
14. Prior to the sealing of the final plan of survey, suitable covenants in gross in favour of Council, in a form approved by Council's Chief Executive Officer or delegate, must be included on the Certificate of Title (final plan and Schedule of Easements) to the effect of:
 - any Hazard Management Area shown in a bushfire hazard management plan must be maintained by the respective lot owners in a low fuel condition at all times.

Additional covenants or other controls must not be included on the titles to the lots created by the subdivision where they are in conflict with any provisions of, or seek to prohibit any use provided for within, the relevant Planning Scheme applying to the lot.

15. The development must meet all required Conditions of Approval specified by TasWater notice dated 14 April 2026 (TWDA 2025/00872-CCC).

- B. That in addition to standard advice, the following advice be provided to the proponent:
- a. The proposed subdivision is located within a mapped bushfire prone area. Therefore, a Bushfire Assessment will be required for each individual lot at building application stage.
 - b. Based on the information provided, the development is not likely to adversely affect TasNetworks' operations.

TasNetworks has a Statutory Deemed easement for the overhead High Voltage lines on Begonia Street as well as towards 81 Begonia Street. A 12m easement (6m either side of the centreline of the powerline) measured at ground level needs to be maintained with any structures within the subdivision. Further information regarding Easements can be found on the TasNetworks website:- <https://www.tasnetworks.com.au/easements>.

As with any subdivision, consideration should be given to the electrical infrastructure works that will be required to ensure a supply of electricity can be provided to each lot. It is recommended that the customer or their electrician submit an application via our website portal found here <https://www.tasnetworks.com.au/Connections/Connections-Hub> to establish an electricity supply connection to each lot.

- C. That the details and conclusions included in the Associated Report be recorded as the reasons for Council's decision in respect of the matter.

Decision:

MOVED: Cr James **SECONDED:** Cr Mulder

“That the Recommendation be adopted.”

CARRIED UNANIMOUSLY

7.5 PLANNING APPLICATION PDPLANPMTD-2026/058688 – 33 TOLLARD DRIVE, ROKEBY, INCLUDING: CT 161834/1, CT 111824/3, CT 152073/2, CT 151520/12, CT 168228/1, CT168844/1, CT 56109/15, CT 155311/1, CT18447/1 & CT 120108/2 - ROKEBY PARK AND RIDE FACILITY (VEHICLE PARKING)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a Rokeby Park and Ride Facility (Vehicle Parking) at 33 Tollard Drive, Rokeby, including: CT 161834/1, CT 111824/3, CT 152073/2, CT 151520/12, CT 168228/1, CT168844/1, CT 56109/15, CT 155311/1, CT18447/1 & CT 120108/2.

RELATION TO PLANNING PROVISIONS

The land is zoned Utilities and General Residential and subject to the Signs Code, Parking and Sustainable Transport Code, Road and Railway Assets Code, Flood-prone Areas Hazard Code and Safeguarding of Airports Code under the Tasmanian Planning Scheme - Clarence (the Scheme). In accordance with the Scheme the proposal is a Discretionary use and/or development.

LEGISLATIVE REQUIREMENTS

The report on this item details the basis and reasons for the recommendation. Any alternative decision by Council will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the Judicial Review Act and the Local Government (Meeting Procedures) Regulations 2025.

Council is required to exercise a discretion within the statutory 42-day period which expires on 12 June 2026.

CONSULTATION

The proposal was advertised in accordance with statutory requirements, and seven representations were received raising the following issues:

- Traffic safety,
- Pedestrian safety,
- Existing pedestrian amenity,
- Residential amenity,
- Lighting,
- Noise,
- Insufficient landscaping,
- Visual impact,
- Security risks,
- Stormwater, and
- Ongoing maintenance.

RECOMMENDATION:

A. That the Planning Application for Rokeby Park and Ride Facility (Vehicle Parking) at 33 Tollard Drive, Rokeby, including: CT 161834/1, CT 111824/3, CT 152073/2, CT 151520/12, CT 168228/1, CT168844/1, CT 56109/15, CT 155311/1, CT18447/1 & CT 120108/2 (Cl Ref PDPLANPMTD-2026/058688) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. GEN AM7 – OUTDOOR LIGHTING.
3. A landscape plan must be submitted to and approved by Council’s CEO or delegate prior to the commencement of works. The plan must be to scale and show:
 - a north point,
 - existing trees and those to be removed,
 - proposed driveways, paths, buildings, carparking, retaining walls and fencing,
 - any proposed rearrangement of ground levels,
 - details of proposed planting’s including botanical names, and the height and spread of canopy at maturity, and
 - estimated cost of the landscaping works.

When approved, the plans will form part of the permit. The landscaping works must be completed prior to the commencement of the use.

4. Engineering designs, prepared by a suitably qualified person, are required for:
 - access arrangements,
 - road upgrade works along Tollard Drive and Morrisby Street,
 - carpark and driveways construction,
 - service upgrades or relocations,
 - and must show the extent of any vegetation removal proposed for these works. Such designs must be submitted to and approved by Council’s Head of Infrastructure and Natural Assets.

A “start of works” permit must be obtained prior to the commencement of any works.

A Works in Road Reservation Permit must also be obtained if any proposed works are to be conducted within the road reservation or Council land.

Works for all stages shown on the design plans must be commenced within two years of the date of their approval or the engineering designs will be required to be resubmitted.

5. ENG S1 – INFRASTRUCTURE REPAIR.
6. ENG M5 – EROSION CONTROL.

7. ENG A5 – SEALED CAR PARKING.
 8. A construction management plan identifying the proposed car parking, traffic flow and circulation measures to be undertaken during construction must be submitted to and approved by Council’s CEO and/or delegate prior to the commencement of works.
 9. The development must meet all required conditions of approval specified by TasWater notice dated 24/04/2026 (TWDA- 2026/00096-CCC).
- B. That standard advice be provided to the proponent.
- C. That the details and conclusions included in the Associated Report be recorded as the reasons for Council’s decision in respect of the matter.

Decision:	MOVED: Cr Hunter SECONDED: Cr Chong
	“That the Recommendation be adopted”.
	CARRIED UNANIMOUSLY

Council now concludes its deliberations as a Planning Authority under the Land Use Planning and Approvals Act, 1993.

8. REPORTS OF OFFICERS

8.1 DETERMINATION ON PETITIONS TABLED AT PREVIOUS COUNCIL MEETINGS

8.1.1 PETITION – WILDLIFE SIGNAGE OCEANA DRIVE

EXECUTIVE SUMMARY

PURPOSE

To consider the petition tabled at the Council Meeting on 11 May 2026 requesting approval from Council to erect Wildlife Signage on Oceana Drive, Tranmere.

RELATION TO EXISTING POLICY/PLANS

Council's Strategic Plan 2025-2035 is relevant.

LEGISLATIVE REQUIREMENTS

Section 60 of the *Local Government Act 1993* (Tas) requires Council to formally consider petitions within 42 days of receipt.

CONSULTATION

Nil.

FINANCIAL IMPLICATIONS

The petition itself has no direct financial implications.

RECOMMENDATION:

That Council:

- A. Notes the petition.
- B. Notes the Chief Executive Officer's advice that the petition complies with Section 59 of the *Local Government Act 1993* (Tas).
- C. Notes that wildlife signage along Oceana Drive is not recommended, for the reasons set out in the Associated Report.
- D. Will liaise with Tasmania Police to advocate for additional focus targeting enforcement of speed limits on Oceana Drive, Tranmere.
- E. Will include Oceana Drive on the list of locations for ad hoc deployment of the speed education trailer.
- F. Authorises the Chief Executive Officer to write to petitioners acknowledging their concerns and advising of Council's decision.

Decision: **MOVED:** Cr James **SECONDED:** Cr Kennedy

"That the Recommendation be adopted".

CARRIED UNANIMOUSLY

8.2 ASSET MANAGEMENT**8.2.1 COASTAL HAZARDS POLICY – FOR ADOPTION****EXECUTIVE SUMMARY****PURPOSE**

To present the updated Coastal Hazards Policy to Council for adoption.

RELATION TO EXISTING POLICY/PLANS

Council's Strategic Plan 2025-2035, Sustainability Strategy 2023-2033, and Clarence Natural Areas Strategy 2024-2034 are all relevant.

LEGISLATIVE REQUIREMENTS

The *State Policies and Projects Act 1993*, *Land Use Planning and Approvals Act 1993* and the Tasmanian State Coastal Policy 1996 are relevant.

CONSULTATION

The draft updated Coastal Hazards Policy has undergone internal consultation with relevant Council Officers and workshops with Councillors. While the draft updated Coastal Hazards Policy itself has not undergone broader public consultation, future Coastal Adaptation Planning undertaken in accordance with the Policy will include extensive and structured community and stakeholder engagement processes.

FINANCIAL IMPLICATIONS

There are no immediate financial implications arising from adoption of the draft updated Coastal Hazards Policy. Any future coastal adaptation planning, investigations or implementation actions will be subject to future Council budget and project approval processes.

RECOMMENDATION:

That Council adopts the Coastal Hazards Policy.

Decision:

MOVED: Cr Ritchie **SECONDED:** Cr Hunter

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

8.3 FINANCIAL MANAGEMENT

Nil Items.

8.4 GOVERNANCE**8.4.1 QUARTERLY REPORT TO 30 MARCH 2026****EXECUTIVE SUMMARY****PURPOSE**

To consider the Chief Executive Officer's Quarterly Report covering the period January to March 2026.

RELATION TO EXISTING POLICY/PLANS

The Report uses as its base the Annual Plan adopted by Council and is consistent with Council's adopted Strategic Plan 2021-2031.

LEGISLATIVE REQUIREMENTS

There is no specific legislative requirement associated with regular internal reporting.

CONSULTATION

Not applicable.

FINANCIAL IMPLICATIONS

The Quarterly Report provides details of Council's financial performance for the period.

RECOMMENDATION

That the Quarterly Report January to March 2026 be received.

Decision:

MOVED: Cr Chong **SECONDED:** Cr Ritchie

"That the Recommendation be adopted".

CARRIED UNANIMOUSLY

8.4.2 ENVIRONMENT & BIODIVERSITY GRANTS PROGRAM**EXECUTIVE SUMMARY****PURPOSE**

To consider the Environment and Biodiversity Grants Assessment Panel's recommendations for the allocation of financial assistance in respect of the February 2026 round of the Environment and Biodiversity Grants Program.

RELATION TO EXISTING POLICY/PLANS

The following Council policies and plans are relevant:

- Strategic Plan 2025-2035,
- Grants and Sponsorship Policy 2023,
- Sustainability Strategy 2022-2032; together with relevant Reserve Activity Plans and Master Plans, and
- Natural Areas Strategy 2024-2034.

LEGISLATIVE REQUIREMENTS

Nil.

CONSULTATION

Nil.

FINANCIAL IMPLICATIONS

The 2025/26 financial year's adopted budget for the Environment and Biodiversity Grants was \$40,000. Following the approval of \$26,359.63 worth of grants in the July 2025 round, \$13,640.37 remains in the budget.

RECOMMENDATION:

That Council approves the distribution of financial grants totalling \$4,367.30 to applicants in the February 2026 funding round of the Environment and Biodiversity Grants Program, as detailed in the Associated Report and its attachments.

Decision: **MOVED:** Cr Warren **SECONDED:** Cr Kennedy

"That the Recommendation be adopted".

CARRIED UNANIMOUSLY

8.4.3 CODE OF CONDUCT DETERMINATION REPORT – CR RITCHIE VS CR MULDER**EXECUTIVE SUMMARY****PURPOSE**

To list a determination report received from the Code of Conduct Panel dated 14 April 2026 in respect to a complaint lodged by Cr Ritchie against Cr Mulder.

RELATION TO EXISTING POLICY/PLANS

Nil.

LEGISLATIVE REQUIREMENTS

Section 28ZK(4) of the *Local Government Act 1993* (Tas) provides that the Chief Executive Officer must ensure a copy of the determination report is included within an item on the open meeting agenda at the first Council Meeting after an appeal period has expired.

CONSULTATION

Nil.

FINANCIAL IMPLICATIONS

Council must meet the Code of Conduct Panel's costs, in accordance with the Local Government Act requirements. Those costs are unknown at this time.

RECOMMENDATION:

That the Council receives and notes the Code of Conduct Determination Report attached to the Associated Report as Attachment 1.

Decision:

MOVED: Cr Ritchie **SECONDED:** Cr Goyne

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

8.4.4 CODE OF CONDUCT DETERMINATION REPORT – CR GOYNE VS CR WARREN**EXECUTIVE SUMMARY****PURPOSE**

To list a determination report received from the Code of Conduct Panel dated 19 September 2025 in respect to a complaint lodged by Cr Goyne against Cr Warren.

RELATION TO EXISTING POLICY/PLANS

Nil.

LEGISLATIVE REQUIREMENTS

Section 28ZK(4) of the *Local Government Act 1993* (Tas) provides that the Chief Executive Officer must ensure a copy of the determination report is included within an item on the open meeting agenda at the first Council Meeting after an appeal period has expired. If a request for review of the Panel's determination has been made in accordance with Section 28ZP, the determination report must be made available following the completion of the review.

CONSULTATION

Nil.

FINANCIAL IMPLICATIONS

Council must meet the Code of Conduct Panel's costs, in accordance with the Local Government Act requirements. Those costs are unknown at this time.

RECOMMENDATION:

That the Council receives and notes the Code of Conduct Determination Report attached to the Associated Report as Attachment 1.

Decision: **MOVED:** Cr Warren **SECONDED:** Cr Goyne

"That the Recommendation be adopted".

PROCEDURAL MOTION

MOVED: Cr James **SECONDED:** Cr Mulder

"That the Motion be put".

The **PROCEDURAL MOTION** was put and **LOST**

/Decision contd on Page 39...

**CODE OF CONDUCT DETERMINATION REPORT – CR GOYNE vs
CR WARREN /Decision contd...****FOR**

Cr James
Cr Mulder

AGAINST

Cr Blomeley
Cr Darko
Cr Hulme
Cr Hunter
Cr Ritchie
Cr Warren
Cr Chong (Abstained)
Cr Goyne (Abstained)
Cr Kennedy (Abstained)
Cr Walker (Abstained)

The **MOTION** was **put** and **CARRIED**

FOR

Cr Blomeley
Cr Chong
Cr Darko
Cr Hulme
Cr Hunter
Cr James
Cr Kennedy
Cr Mulder
Cr Ritchie
Cr Walker
Cr Warren

AGAINST

Cr Goyne (Abstained)

9. MOTIONS ON NOTICE

Nil Items.

10. COUNCILLORS' QUESTION TIME

A Councillor may ask a question with or without notice at Council Meetings. No debate is permitted on any questions or answers.

10.1 QUESTIONS ON NOTICE

(Seven days before an ordinary Meeting, a Councillor may give written notice to the Chief Executive Officer of a question in respect of which the Councillor seeks an answer at the meeting).

Cr Mulder has given notice of the following question:

AMENDING A MOTION

At the meeting of May 11, 2026, the Deputy Mayor sought to amend her own motion during her address in reply (summing up).

When Councillor James called a point of order, the chair claimed he had sought advice, and the amendment was in order.

Yet, Regulation 21(1) of the Local Government General Meeting Procedures Regulations states: *“At a meeting a councillor who did not move or second a motion (the original motion) may move a motion to amend the original motion”*.

This Regulation is clearly based on Part 2 Chapter 20.21 of the Erskine May ‘bible’ on parliamentary procedure (25th edition) that provides an ‘absolute procedural barrier that prevents a member from proposing an amendment to their own motion’.

Also, in corporate/board meetings, Joske’s *Law and procedures at meetings in Australia* contain an identical prohibition.

Given the above, was the Mayor correctly advised?

Cr Hulme has given notice of the following questions.

MORNINGTON ROUNDABOUT

In a joint media release from the Federal Minister for Infrastructure, Transport, Regional Development and Local Government, Hon. Catherine King MP, Tasmanian Minister for Infrastructure, Hon. Kerry Vincent MP and Federal Member for Franklin, Hon. Julie Collins MP, dated 29 January 2025 about the Australian and Tasmanian Government's commitment of \$100 million to the Mornington Roundabout, it was stated that “Community consultation and design work on the ramps project will start this year, with construction planned for late 2026.”

In February this year, the Department of State Growth updated the page on their website dedicated to the project to say: *“We will consult with the community on these designs in early 2026, ahead of construction starting in 2027. Feedback received during the consultation will be used to develop final designs for this project, with construction expected in late 2026”*.

/contd on Page 42...

QUESTIONS ON NOTICE /CONTD...

As of 1 June 2026, the Department of State Growth website page dedicated to the project now states: *“We will consult with the community on these designs in mid-2026, ahead of construction starting in 2027. Feedback received during the consultation will be used to develop final designs for this project, with construction expected to start in late 2027”*.

1. Has the Tasmanian Government - including the Department of State Growth - given Council notice of these delays (other than the announcements on the Department's website)?
2. Has the Tasmanian Government - including the Department of State Growth - given Council an explanation of the reason for these delays?
3. If not, has Council sought an explanation?
4. What assurances, if any, has Council received that the project will not be further delayed?

10.2 ANSWERS TO QUESTIONS ON NOTICE

The Chief Executive Officer provided the following response to Cr Mulder's questions at Item 10.1

AMENDING A MOTION

At the outset, I apologise for the length of this answer.

Councillor James' point of order, in response to Councillor Ritchie proposing to amend one word ('position' to 'preference') in her motion, was that it was:

'Inappropriate to be able to introduce new material or new process in the summing up, it should have been done in that window of action.'

While it is not clear what Councillor James meant by *'done in that window of action'*, what was clear was that the point of order sought to address the introduction of new material in the summing up, rather than an amendment to the motion. With that consideration in mind, the advice provided to the Mayor was correct – Councillor Ritchie was responding to issues raised in debate and was not therefore introducing new information into the summing up.

The issue raised by Councillor Mulder is different to the point of order raised by Councillor James. The issue is whether permitting a one-word change to the motion, as proposed by the mover, is contrary to Regulation 21(1) of the *Local Government Meeting Procedures Regulations 2025*.

In respect to that issue, I provide the following advice.

Council relies upon the plain words of its approved Consolidated Meeting Procedures, which incorporate the requirements of the Regulations.

ANSWERS TO QUESTIONS ON NOTICE contd...

While Regulation 21(1) permits, at a meeting, a councillor who did not move or second a motion (the original motion) to move a motion to amend the original motion, the Regulations

and Council's Consolidated Meeting Procedures are silent on whether or not the Councillor who moved the motion can amend that motion at their own initiative.

It is not clear whether Councillor Ritchie was intending to move a motion to amend her motion. At its highest, the language of the Mayor in managing this part of the discussion appears to suggest an amendment to the original motion.

Regulation 21(1) is open to interpretation. On a broad interpretation, the Regulation extends the right to amend a motion beyond the mover and seconder. Conversely, on a narrow interpretation, Regulation 21(1) operates to exclude the mover and seconder from moving an amendment.

Notwithstanding what *Erskine May* or other texts on parliamentary procedure may say about Westminster parliamentary procedure, the Regulations and Council's Consolidated Meeting Procedures are silent on the proper interpretation of this aspect of local government meeting procedure. Regulation 21(1), as written, is therefore open to interpretation.

While minds may differ on the correct interpretation of this meeting procedure, what is clear is that, had the Tasmanian Parliament intended extraneous material be used to guide interpretation of council meeting procedures, it would have made that clear in the legislation or subordinate legislation. It did not.

It is also necessary to address the comparison of State Parliament meeting procedures to council meeting procedures.

State Parliament is governed by Standing Orders, which are formal rules adopted by each House to ensure orderly debate and decision-making.

In contrast, local government meeting procedures are governed by the legislated Regulations supported by individual council meeting procedure policies. The purpose of a council meeting procedures policy is to 'fill the gaps' of the Regulations by providing further guidance, provided there is no conflict with the Regulations.

Where an unforeseen procedural issue arises that is not addressed by Standing Orders, State Parliament may rely on established traditions and precedents, including the practices of the United Kingdom House of Commons, other Australian Parliaments, and authoritative texts such as *Erskine May*. In comparison, a council must rely upon the statutory interpretation of the Regulations and the ruling of the Chair to resolve procedural uncertainties.

With the above in mind, it is always open to Council, by its own motion, to clarify real or perceived gaps in its meeting procedures via its own motions to amend those meeting procedures, provided consistency with the Regulations is maintained.

The Chief Executive Officer provided the following response to Cr Hulme's questions at Item 10.1

MORNINGTON ROUNDABOUT

1. No. The Tasmanian Government through the Department of State Growth has not provided City of Clarence notice of delays to the Gordons Hill Road ramps, or the Mornington Roundabout. It is our understanding the Department of State Growth intends for the Gordons Hill Road ramps project to be completed before work on the

Mornington Roundabout commences as changes at Gordons Hill Road will impact traffic modelling and design for the Mornington Roundabout intersection upgrades.

2. No. No explanation of the reason for the delays has been provided to City of Clarence.
3. No, Council has not sought an explanation.

10.3 ANSWERS TO QUESTIONS WITHOUT NOTICE – PREVIOUS COUNCIL MEETING
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Cr Mulder

1. We have a two million dollar car parking policy reserve. So, is that money invested and if so, is the interest compounding? In other words, improving the thing or is it being spent and if so, how?

Answer

(Chief Financial Officer) Yes, that reserve does have income and interest accruing every year, so it is compounding.

2. I notice that we are often encouraged to put questions on notice so that the CEO and staff have an opportunity to research and not have to take them on notice for the exact answer. In light of that, would it not be more beneficial if, as tonight, instead of answering the question and waiting for the answer to turn up in the minutes, if the CEO or whoever the question was directed to was to table those at the time of answering so that we have a written record of what the answer was.

Answer

Taken on notice.

(Further information) Draft minutes of council meetings are released within the week (that is, within four days) of the council meeting. Those minutes contain the written answers to each question on notice.

Notwithstanding the above, if a councillor question on notice is listed, a copy of the answer can be provided at the time the question is answered in the council meeting.

Cr James

1. Could I have an update on the Kangaroo Bay boulevard potential development application?

Answer

(Head of Governance) We have requested a valuation but that has not yet been received.

2. I know we have had some discussion, is the CEO able to give us any indication that Council may need to consider a multi storey carpark in either Winkleigh Place or in the Bellerive quay area or at the rear of that building, given that it seems as though there is quite a bit of discussion in the community about the availability of car parking in the Rosny CBD?

Answer

(Mayor) There has been a great deal of interest in that and particularly the two areas that you mentioned, and the City Heart had feedback from the community on that as well.

(Head of City Planning) One of the key outcomes of the City Heart was to look at how we could make more efficient use of car parks particularly in terms of looking at other uses and potentially the car parks above. There would also need to be a distinction between whether it was a private carpark operated privately for profit or a Council carpark, so from my understanding a distinction has not yet been made but that is in the implementation of the City Heart to look at some of those key issues.

(Further information) – The implementation plan for the City Heart Plan has not yet been finalised. Consideration will be required whether to revise the current adopted Car Parking Plan which applies across the city and is referenced within the Tasmanian Planning Scheme – Clarence or develop a precinct-level car parking plan which is also accommodated for within the planning scheme.

Cr Goyne

1. My investigations if they are correct lead me to believe that Council has developed twelve master plans over the past ten years. Can I have an update on how many of those have been completed?

Answer

(Chief Executive Officer) In the context of completion, that is probably a misunderstanding of what master plans are there to do. Master plans are developed with the community through a consultation process to provide a plan for the future in a particular area or for a particular reason, from there Council will select projects. We can potentially look at what the progress is on various master plans but we do provide that information through annual reports and quarterly reports as well.

(Further information) Delivery of master plans can be expected to occur over years and in some cases, decades. Delivery of projects derived from approved master plans are approved by Council each year as a part of the budget development process. Progress is reported in quarterly and annual reports.

2. My question follows Cr Hulme's question last meeting regarding Elected Member Requests. Our Customer Service Charter says the turn around should be about ten days. Do we know what sort of response time we are currently experiencing and what percentage of Elected Member responses are completed within that ten day timeframe?

Answer

(Chief Executive Officer) I will take that on notice to get more details, but the ten days is ten working days and as you know we provide weekly reports on those. The ten days is effectively a target or a goal. Some elected member requests, just like community requests, require a lot more work than ten days which is why we monitor those and provide advice. We have recently done a review of requests generally, not just councillor requests but across the whole organisation. In the four months to the end of April this organisation received over 7,000 requests and processed over 6,500 of those to completion in that time with an average turnaround of 16 days.

(Mayor) With those weekly reports that we receive if there is something there that is pressing by all means get on the phone, send an email to the CEO's office and it will be followed up for you.

(Further information) The Customer Service Charter applies to customers of Council, but not to councillors or staff. In that context, the 10 day rule does not apply to elected member requests. Notwithstanding, councillors receive a weekly update on outstanding EMRs, which should be regarded as a 'response' by way of update each week.

In respect to Elected Member Requests, since 1 January up until 21 May 2026, councillors have lodged 137 requests. Of these, 109 have been finalised with 28 still open. Of the 109 closed EMRs, 69 (63%) were closed within 10 days.

Cr Chong

As a follow up to a question I asked last time, while I appreciate that much of Bellerive Village is covered by the master plan and there is a ten to twenty year plan about what will happen there, my question was specifically around the entrance -so close to the yacht club which isn't covered by the master plan which goes the other side. The commentary that I have received is that that is quite a dangerous area to walk because of the high volume of traffic and actually very little lighting. So, my question is, can that be looked at not for this year's budget but possibly for next year's to think about doing some work in that area?

Answer

Taken on notice.

(Further information) A street light on the traffic island at the intersection of Clarence Street and Cambridge Road, Bellerive was removed during TasWater works in 2023. Council is currently working with TasNetworks on design and installation of a replacement street light for this location to illuminate the intersection. A Weekly Briefing Report will be provided to update Councillors once the design is finalised.

Cr Kennedy

My question is a follow up on something I brought up earlier this year and then Cr Hulme brought it up as well. There has been some activity on social media and with Winter if we ever get any rain we know that the Seven Mile Beach footpaths are going to cause a lot of grief once again. We did some fantastic work on the Seven Mile Beach Road section so if we could just get a bit of an idea down the track when there might be further work done?

Answer

Taken on notice.

(Further information) Council continues to maintain gravel paths in Seven Mile Beach as required. Following a recent inspection a work order has been raised for footpath maintenance work on Lewis Avenue from Woodhurst Road to Surf Road. The timing of this is likely to be weather dependent.

Council has also funded a project to reconstruct Esplanade between Seven Mile Beach Road and Lewis Avenue. The aim of this project is to renew the road surface and underlying road base, improve surface drainage in the area, and incorporate new kerb and footpath. Additional funding is sought in the 2026/27 budget for external design and to top-up the construction funds.

10.4 QUESTIONS WITHOUT NOTICE

A Councillor may ask a Question without Notice of the Chairman or another Councillor or the Chief Executive Officer. Note: the Chairman may refuse to accept a Question without Notice if it does not relate to the activities of the Council. A person who is asked a Question without Notice may decline to answer the question.

Questions without notice and their answers will be recorded in the following Agenda.

The Chairman may refuse to accept a question if it does not relate to Council's activities.

The Chairman may require a question without notice to be put in writing. The Chairman, a Councillor or the Chief Executive Officer may decline to answer a question without notice.

11. CLOSED MEETING

Regulation 17 of the Local Government (Meetings Procedures) Regulations 2025 provides that Council may consider certain sensitive matters in Closed Meeting.

The following matters were listed in the Closed Meeting section of the Council Agenda in accordance with Regulation 17 of the Local Government (Meeting Procedures) Regulations 2025.

11.1 APPLICATIONS FOR LEAVE OF ABSENCE

11.2 CONTRACTUAL MATTER

In accordance with Regulation 17 of the Local Government (Meeting Procedures) Regulations 2025 the reports in the Closed Meeting section of the Council Agenda were dealt with on the grounds that the detail covered in the reports relates to: -

- commercial information of a confidential nature that, if disclosed, is likely to confer a commercial advantage on a competitor of the council; and
- applications by Councillors for a Leave of Absence.

The content of reports and details of the Council decisions in respect to items listed in “Closed Meeting” are to be kept “confidential” and are not to be communicated, reproduced or published unless authorised by the Council.

Decision:	PROCEDURAL MOTION MOVED Cr Goyne SECONDED Cr Warren “That the Meeting be closed to the public to consider Regulation 17 matters, and that members of the public be required to leave the meeting room”. CARRIED UNANIMOUSLY
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The Meeting closed at 9.35pm