



COMPLAINTS AGAINST COUNCILLORS REGISTER

Date of Complaint	Councillor Name	Nature of Complaint	Action Taken
17/08/2017	Cr Peter Wells	Allegations Regarding Operation of Private Aerodrome	Letter – 28/08/2017 – Doc ID: 309332
20/12/2018	Various	It was alleged one or more Councillors had engaged in improper conduct in relation to decisions concerning the employment of Council staff and engaged in bullying and/or harassment of a Council employee.	The OIA decided to dismiss the complaint under s150X on the basis that, after an investigation, it could not be proven that any of the Councillors had engaged in conduct that constituted inappropriate conduct of misconduct.
30/04/2019	Cr Lyall (Jack) Bawden	It was alleged a Councillor improperly involved themselves in an operational Council decision due to a personal dislike for a third party external to Council.	The OIA dismissed the complaint pursuant to section 150X(a)(ii) as following an investigation, the information obtained did not raise a reasonable suspicion of inappropriate conduct or misconduct. There was no evidence of improper motives by the Councillor and their involvement and their involvement in the matter was not improper.



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19/09/2019		It is alleged that a Councillor's Form 2 Register of Interests of a Councillor and their related persons published on the Council Website did not reflect assets referred to in the "Councillor Conflict of Interest at a Meeting Register (1 July 2018 to 30 June 2019)" also published on the Council website.	The OIA dismissed the complaint pursuant to section 150X(a)(ii) as it was established that the Councillor had appropriately disclosed his interest in the correct form, but due to administrative error at the Council this was not made available on the Council website. It is noted that the Council have advised that this will be rectified.
12/12/2019		It was alleged a Councillor failed to maintain an accurate Register of Interest as required under Section 171B of the Local Government Act 2009 (the Act).	Following correspondence from the OIA the CEO confirmed that the Councillor had corrected his Register of Interests and it was uploaded onto the Council website. Having received this confirmation, the OIA dismissed the complaint pursuant to Section 150X(c)(i) as further investigation of this matter was no longer in the public interest.



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05/06/2020	Cr Ashley Gallagher	<p>That on 11 December 2019, Councillor Ashley Gallagher, a councillor of Carpentaria Shire Council, engaged in misconduct as defined in section 150L(1)(b)(i) of the Local Government Act 2009 (the Act), in that his conduct involved a breach of trust placed in him as councillor, either knowingly or recklessly, in that it was inconsistent with local government principles in section 4(2)(a) of the Act “transparent and effective processes, and decision-making in the public interest” and or section 4(2)(e) of the Act “ethical and legal behaviour of councillors and local government employees”, in that Councillor Gallagher did not inform the meeting about his personal interest in the matter as required by section 175E(2) of the Act.</p>	<p>Pursuant to s 150AR(1)(b)(i) of the Act, that Cr Gallagher make a public admission that he engaged in misconduct, in an open session of Council that is open to members of the public;</p> <p>Pursuant to s 150AR(1)(b)(iii) of the Act, that Cr Gallagher attend training to address the councillor’s conduct at the expense of the councillor on the appropriate management and disclosure of conflicts of interest required of a Councillor. The Tribunal recommends that such training be facilitated by, or provided by, the Department;</p> <p>Pursuant to s 150AR(1)(b)(iv) of the Act, that Cr Gallagher pay an amount to the local government of \$250.</p>

11/02/2021	All Councillors	It is alleged all Councillors have interests in decisions relating to procurement processes at Council and that Council policies are not followed.	The OIA dismissed the complaint pursuant to section 150X(a)(i) of the Local Government Act 2009 (the Act) as the conduct has already been, or is being, dealt with by another agency.
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