

# Kingborough



## COUNCIL MEETING MINUTES

4 July 2022

# Kingborough Councillors 2018 - 2022



**Mayor**  
**Councillor Paula Wriedt**



**Deputy Mayor**  
**Councillor Jo Westwood**



**Councillor Sue Bastone**



**Councillor Gideon Cordover**



**Councillor Flora Fox**



**Councillor Clare Glade-Wright**



**Councillor David Grace**



**Councillor Amanda Midgley**



**Councillor Christian Street**



**Councillor Steve Wass**

# Table of Contents

Item		Page No.	
Open Session			
	1	Audio Recording	1
	2	Acknowledgement of Traditional Custodians	1
	3	Attendees	1
C284/13-2022	4	Apologies	1
C285/13-2022	5	Confirmation of Minutes	2
	6	Workshops held since Last Council Meeting	2
	7	Declarations of Interest	2
	8	Transfer of Agenda Items	2
	9	Questions Without Notice from the Public	2
C286/13-2022	10	Questions on Notice from the Public	2
	10.1	Sports Ground User Fees	2
	10.2	Brown's River Bridge	3
	10.3	Osborne Esplanade Upgrade	3
	10.4	Ducks at Boulevard Park, Kingston Beach	4
C287/13-2022	11	Questions Without Notice from Councillors	4
	11.1	Sportsground User Fees	4
	11.2	Enterprise Agreement	5
	11.3	NAIDOC Week	5
	11.4	Recycling Kiosk	6
	11.5	Re-use Shop Sales	7
	11.6	Short Stay Accommodation	7
	11.7	Rights of Council Officers to access private property.	8
	11.8	ABS Statistics and Kingborough Snapshot	8
	11.9	KWS Report Diversion Statistics	8
	11.10	Spring Farm Playground Consultation	9
	11.11	KWS Report program delivery in schools.	9
	11.12	Bruny Island Road Maintenance	9
C288/13-2022	12	Questions on Notice from Councillors	9
	12.1	Use of Facial Recognition Technology in Kingborough	9
	12.2	Construction of Deck at Taroona Hall	11

## Table of Contents *(cont.)*

<b>Item</b>		<b>Page No.</b>
	12.3 Planning Approval for a Bus Shelter	11
	12.4 Installation of Wheel House at Alonnah	12
13	Petitions still being Actioned	12
14	Petitions Received in Last Period	12
15	Officers Reports to Council	12
C289/13-2022	15.1 Street Trading (Formerly Footpath Trading) Policy Review	12
C290/13-2022	15.2 Naming of Alonnah Foreshore Park	12
16	Notices of Motion	12
	16.1 Code of Conduct Review	12
C291/13-2022	17 Confirmation of Items to be Dealt with In Closed Session	13

Public Copy

MINUTES of an Ordinary Meeting of Council  
Kingborough Civic Centre, 15 Channel Highway, Kingston  
Monday, 4 July 2022 at 5.30pm

## 1 AUDIO RECORDING

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The Chairperson declared the meeting open, welcomed all in attendance and advised that Council meetings are recorded and made publicly available on its website. In accordance with Council's policy the Chairperson received confirmation that the audio recording had commenced.

## 2 ACKNOWLEDGEMENT OF TRADITIONAL CUSTODIANS

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The Chairperson acknowledged the traditional custodians of this land, paid respects to elders past and present, and acknowledged today's Tasmanian Aboriginal community.

## 3 ATTENDEES

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### Councillors:

Mayor Councillor P Wriedt	✓
Councillor S Bastone	✓
Councillor G Cordover	✓
Councillor F Fox	✓
Councillor C Glade-Wright	✓
Councillor D Grace	✓
Councillor A Midgley	✓
Councillor C Street	✓
Councillor S Wass	✓

### Staff:

General Manager	Mr Gary Arnold
Director Engineering Services	Mr David Reeve
Director Governance, Recreation & Property Services	Mr Daniel Smee
Media & Communications Advisor	Ms Sam Adams

**C284/13-2022**

## 4 APOLOGIES

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Councillor J Westwood

C285/13-2022

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## 5 CONFIRMATION OF MINUTES

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Moved: Cr Flora Fox  
Seconded: Cr Clare Glade-Wright

That the Minutes of the open session of the Council Meeting No.12 held on 20 June 2022 be confirmed as a true record.

**CARRIED**

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## 6 WORKSHOPS HELD SINCE LAST COUNCIL MEETING

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27 June - Water Quality

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## 7 DECLARATIONS OF INTEREST

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There were no declarations of interest.

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## 8 TRANSFER OF AGENDA ITEMS

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There were no agenda items transferred.

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## 9 QUESTIONS WITHOUT NOTICE FROM THE PUBLIC

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There were no questions without notice.

C286/13-2022

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## 10 QUESTIONS ON NOTICE FROM THE PUBLIC

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### 10.1 Sports Ground User Fees

**Mr Adam Sme** submitted the following question on notice:

*Further to my previous question regarding the new fee council intends to impose on local sporting clubs, the report on this issue provided at the previous meeting suggests that "\$220, 000 of new revenue could be generated" by this fee over the long-term. What hourly rate would clubs be charged to generate this level of revenue?*

#### **Officer's Response:**

The figure of \$220,000 is a projection that includes income derived from all users of Council's sportsgrounds – not just local clubs. External and casual hirers, along with fees from major sporting events (eg the use of the Twin Ovals as a training venue for the ICC Men's T20 World Cup) are factored into this projection, along with increased usage of facilities associated with population growth in the Municipal Area. Council has only endorsed a recommended fee structure for the next five years, following which a review process will occur. Accordingly, it is not possible to give an indication of an hourly rate beyond this point.

*Su Sprott, Recreation Officer*

## 10.2 Brown's River Bridge

Mr Roger Tonge submitted the following question on notice:

- 1) *Has Council included in the capital works budget an amount of \$780,000 for the construction of a new bridge over Browns River at Kingston Beach, the construction of which is primarily designed to allow cyclists to cross Browns River without dismounting.*
- 2) *Are elected Councillors supportive of this initiative which will be of benefit to a relatively small group within the community at a time financial stress for many and increasing rates? Is it possible for Councillors to indicate their support (or not) for this expenditure and for that to be recorded in the minutes of the meeting?*

### Officer's Response:

1. No, Council has allocated \$30,000 to undertake design and feasibility in 2022/23. The five year forward program provides an indication of projects to be considered in future years.
2. Council adopted the budget for 2022/23 on 14 June 2022. It includes \$30,000 to undertake design and feasibility.

*David Reeve, Director Engineering Services*

## 10.3 Osborne Esplanade Upgrade

Mr Roger Tonge submitted the following question on notice:

*At the Council meeting held on 20/6/22 relating to the above, the officer responded by saying that the detailed design for the upgrade had yet to be completed.*

*Bearing in mind the Council has included in the capital works budget an amount of \$1.66 million (originally \$3.5 million) does that mean that the design parameters will be limited by the amount allocated in the capital works budget of \$1.66 million and as a consequence potentially fund only a minimalist upgrade?*

*Prior to any final adoption by Council will the proposed designed upgrade for Osborne Esplanade be made available for public comment along with the estimated costs and could an indication be given as to when that might be made available?*

### Officer's Response:

Council approves an annual budget each year, the five year forward program provides an indication of other projects to be considered in future years. The remainder of the Osborne Esplanade foreshore works are future year projects and the estimates provided are reasonable based on the outstanding work and current market prices. The upgrade is not a minimalistic upgrade and is keeping with the previous upgrades along the foreshore. This is not a project for 2022/23 and the detailed design has not been scheduled yet, however, as has been the practice of Council all projects including their estimates are provided as part of community consultation prior to any final budget decision by Council. It is expected that this project will follow this process at a future budget.

*David Reeve, Director Engineering Services*

#### 10.4 Ducks at Boulevard Park, Kingston Beach

**Ms Lalani Hyatt** submitted the following question on notice:

*I ask if Council can please do something about managing and controlling the ever expanding population of domestic ducks on the Boulevard park at Kingston Beach. I ask this for the following reasons.*

*The ducks are;*

- a) A biosecurity issue - as a risk of spreading avian influenza*
- b) A health and safety hazard, whilst they are wandering on and across the road*
- c) Fouling the waterways and the surrounding park area and*
- d) Importantly, they are interbreeding with our own native Pacific Black Ducks, to the detriment of the native gene pool.*

*I would ask that Council:*

- a) Have the ducks culled (discussions with Natural Resource Management Biosecurity may be helpful);*
- b) Install signage asking people to NOT feed the ducks for the reasons outlined above;*
- c) Install cameras in order to identify and take action against those who are dumping unwanted domestic stock.*

#### **Officer's Response:**

The population of ducks at Rotary Park on Balmoral Road in Kingston Beach is problematic for the reasons identified in the question. Culling animals in public areas is complex, resource intensive and a high-risk exercise. Council does not have the appropriate expertise on staff to assess the risks and benefits of a cull of the non-native and hybrid ducks. Officers have requested advice from the Wildlife Management section of the Department of Natural Resources and Environment on this issue.

Council can install new signage at the park asking people not to feed the ducks.

Whilst Council may have an authority to install cameras at this site, this is conducted within broader community programs in consultation with stakeholders.

*Liz Quinn, NAB Coordinator*

**C287/13-2022**

#### **11 QUESTIONS WITHOUT NOTICE FROM COUNCILLORS**

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**Cr Grace** asked the following questions without notice:

##### **11.1 Sportsground User Fees**

*Regarding the sportsground charges which I note now that it's the second time it's come before Council and I've heard quite a bit as a Councillor. Will we be getting a further report on that to bring us up to date?*

**Director Governance, Recreation & Property Services** responds:

Council has made a resolution with respect to fees and we have been in consultation with clubs in relation to that matter. We will bring a report back to Council if there is a need to do so, if we feel



that there is a need to amend or make any changes to what Council has already resolved, but if there doesn't appear to be any need for that then the next time Council will consider this matter would be as part of the budget review process and when it's setting it's fees and charges.

**Cr Grace:**

I'm a little bit confused. Obviously the consultation didn't go far enough or Council staff are having more talks, is that how I understand it, with the groups and then it will come back to Council?

**Mayor:**

My understanding was that all presidents of sporting clubs in Kingborough who use our facilities had an initial meeting with our former strategic sports adviser, Mr Wade, and that there are further meetings to take place but perhaps Mr Smee could just confirm that.

**Director Governance, Recreation & Property Services:**

There has been two reports to Council in relation to this matter. The first gained Council's in principal approval for the reintroduction of sports ground user fees. The consultation following that very much indicated that what clubs wanted to know was the quantum of fees and the time frame in which they would be introduced. Council then resolved that the time frame would be from 1 July 2023 and there would be an initial fee of \$5 per hour and following that Council resolution, we have now been communicating that to clubs and seeking their feedback in relation to that and as I indicated. There is no need to come back to Council with a further decision to be made but if the ongoing consultation with clubs does throw up a need to report back to Council, we will do so.

## 11.2 Enterprise Agreement

*I noted again more advertising positions vacant in this Council. It's alarming the number of staff that has left this Council in the last 4 years or more. Can the General Manager please advise where we are at with the Enterprise Bargaining? Are we still stale mate with the employees or are we making headway?*

**General Manager responds:**

I'll begin by saying that I don't believe the two are related. In terms of the Enterprise Agreement, the negotiations are continuing. There is an offer that is being considered by the ASU and the enterprise bargaining delegates and we will have a further meeting once we get advice from the ASU on whether they are prepared to accept or reject the offer.

**Cr Grace:**

Can you give me a timeframe on that please?

**General Manager:**

It's difficult to predict, assuming it goes to the vote again, mindful that it's been voted down three times already, it will probably be August before it goes to the vote at the earliest.

**Cr Cordover** asked the following questions without notice:

## 11.3 NAIDOC Week

*In addition to showing up to events, joining in solidarity, learning history and truth-telling, are there any key messages that Council would like to share with the public regarding NAIDOC week?*

**Mayor responds:**

Certainly NAIDOC week is an opportunity for the Aboriginal and Torres Strait Islander community to celebrate their care of country and their history of survival as a nation. But it's also a great opportunity for all of us as Tasmanians to take part and to help celebrate with the local community. As you mentioned, the event that is taking place at the Hub at the moment that I know that Cr Fox and Cr Midgley attended for some of it, unfortunately it did clash with our meeting this evening, but I did meet with SETAC about four weeks ago and they were very excited about the event that they had planned for tonight and it was their intention to use that theme to acknowledge and celebrate members of their community, many who have led and really driven change over many years and in some cases over generations. I understand that tonight's event had an awards ceremony and a smoking ceremony and Cr Fox told me that the smell of the food was incredible and there was music and dancing planned. So it really was a true celebration and they had been working very closely with many of the local schools, both here and in the Huon as well and I was delighted when I met with them to let them know that we would support the event through Council by waiving the hire fees for the Community Hub through the Mayoral donations program as a way of showing our support for the activities going on today. There is also another event this Wednesday at the Hub from 2 – 4pm and that's a free arts workshop for people of all ages and there is a local artist, Gemma O'Rourke, and it's open to anybody to go along and you would be contributing to a communal art piece which will go on display at the Hub. I think that's a really lovely way to get the community engaged in NAIDOC week so I would encourage people to take part and I guess what I would like to say to the community on behalf of Kingborough Council, is to wish our Tasmanian Aboriginal community a great NAIDOC week of celebrations and perhaps reflect that for all of us it's time to sit back and consider, as non-indigenous Australians, what we can do to support and secure collaborations and co-operative reforms moving forward for the Aboriginal community right across Australia.

**11.4 Recycling Kiosk**

*Within the board action list in the KWS report attached to this Agenda, there is a mention of seeing an EOI from community groups on servicing recycling kiosks. Can I please have a little bit more detail about these recycling kiosks, for example, where they are and what's involved with the community?*

**Mayor responds:**

I will ask Mr Reeve to answer that but I have actually highlighted this as something that we should remind the community that we have here at the Civic Centre because looking at the report that is from March and April, just that centre that we have here has received 53kgs of coffee pods, 11kgs of books and magazines, 33kgs of household batteries, 5kgs of light globes and 32kgs of small e-waste. And I know that I regularly when I'm coming in I'm bringing batteries, coffee pods and all sorts of bits and pieces in my house and I've noticed that it's been very full so I'm really pleased that the community is embracing that so it sounds like KWS might have plans to have something similar and hopefully Mr Reeve can give us some details about it.

**Director Engineering Services:**

The recycling kiosk is one of them and there is one at the sports centre as well. We will also be looking at other opportunities for putting in additional kiosks. The mention of getting somebody to run that service, we've just been going through that process, with the view point of getting someone to do the collections. Previously we were getting KWS staff to do those collections but this will be a more cost effective way of managing the process and that's how we intend to move forward with that or any other kiosk that we might want to put in place.

### 11.5 Re-use Shop Sales

*For what reason/s does KWS Board attribute the downward trend of sales at the re-use shop and is there any information regarding those larger trends at the re-use shop that we should know about?*

**Mayor responds:**

I think it is very seasonal, my understanding is, that might be something to do with it. People are less inclined in the colder months but Mr Reeve might have a greater insight.

**Director Engineering Services:**

Yes, partly seasonal, partly Covid related. What we have found is that during Covid times, the other retail sector business boomed. Last year's results are not a great indication in terms of this year's results. What we are finding in this year's it's getting back to what it was prior to Covid.

### 11.6 Short Stay Accommodation

*Is Council aware of the report into AirBnB and short stay accommodation released last week in terms of monitoring the impact of short term rentals on Tasmanian housing markets commissioned by Shelter Tas?*

**Mayor responds:**

Yes we are, through the media.

**Cr Cordover:**

The report finds that "Greater Hobart is overloaded with short term rental properties, with 6.8 times more short term rentals as a proportion of the total of long term rental market than Sydney" and it also finds that in greater Hobart the withdrawal of just 195 properties from the private rental market and move the vacancy rate from 2% down to 1% and when that vacancy rates drops to 1%, rent rises are more likely to be over 10%. If Hobart City Council's planning committee successfully moves changes to the planning scheme as they are debating tonight, that would put a cap on new whole house short stays in most residential areas of Hobart City Council, is Kingborough Council concerned that there could be a potential spill over effect from those curbs in Hobart City Council which might result in unsustainable rises in short stay whole dwellings here in Kingborough where landlords can no longer profit from converting houses to short stays in Hobart City so they might move their short stay investments into Kingborough? Are we worried that if landlords are no longer able to do AirBnb in Sandy Bay that there might be a really radically influx of people doing it instead in Taroona, for example?

**Mayor responds:**

I think that would be a very valid concern that we may have, it will be interesting to see the legalities of whether the Hobart City Council can actually successfully limit the number of short stay accommodation permits given under the Planning Scheme. If that is the case, and that proves to be successful, then I would say that something that, as a Council, we would need to consider here as well to ensure that we aren't unfortunately impacted by a flow on effect because we do know that the rental situation in Kingborough is exceptionally tight and amongst some of the tightest as it is. Certainly we would keep a watching brief on that and it may be something that, later in the year, as a new Council, we may need to consider.

**Cr Bastone** asked the following questions without notice:

**11.7 Rights of Council Officers to access private property.**

*Do Council officers have the right enter private property without notification?*

**General Manager responds:**

In certain circumstances, the answer is yes.

**Cr Bastone:**

What is the legal responsibility of the property owner if the Council officer is bitten by a dog that is loose on the property or in any other way injures themselves if they have not first notified the owner that they are coming onto the property?

**General Manager:**

I would need to know more detail on the circumstances before I could answer that question accurately.

**11.8 ABS Statistics and Kingborough Snapshot**

*I've noticed that a lot of people are analysing the ABS results that have come out recently. Is there going to be some kind of Kingborough snapshot that someone is presenting to us or not particularly?*

**General Manager responds:**

We are waiting for the final detail but it is a good opportunity in answering to say that Kingborough's population is 40,082, according to the Census data. One of the implications for that, of course, is that we get an extra vote at Local Government Association of Tasmania meetings.

**Cr Midgley** asked the following questions without notice:

**11.9 KWS Report Diversion Statistics**

*Would Mr Reeve like to make any comments as regards the diversion statistics and perhaps if we have a goal for diversion, and are we on track for kerbside FOGO?*

**Director Engineering Services responds:**

The idea is to try and build those diversion rates up as much as we can. We haven't got a specific target that is actually in place for it, but we have been introducing new parts to the service that has allowed us to divert more. In terms of when you are referring to kerbside FOGO, I'm not sure exactly what you are referring to. Are you talking about public place FOGO?

**Cr Midgley:**

On page 55, it states kerbside FOGO. Is that the kind of statistic we were thinking that we might divert or did you have any thoughts around that figure?

**Director Engineering Services:**

Certainly we were expecting probably less individual weights for the bins based on what we had actually heard from Hobart. Having said that, it is obviously well used by people across all the different seasons, which is what we expected, so as soon as we move from just garden organics to food organics, we knew that would even some of that out a bit more in the off season. It is still a bit of a watching brief, in terms of how it is going to go so we will do some more bin audits going

forward and that will give us more information on what we are getting in the various different areas. At the moment, it is probably tracking where we thought it might track.

#### 11.10 Spring Farm Playground Consultation

*I note today that we have got a survey out for feedback and I'm wondering will there be an onsite consultation with local community members?*

#### **Director Governance, Recreation & Property Services responds:**

If required. We haven't got one planned at the moment but certainly if there was enough community support for that, we could do that.

**Cr Grace** asked the following questions without notice:

#### 11.11 KWS Report program delivery in schools.

*On page 82 of the KWS Report, it says that it has been doing programs with various schools. A further 6 schools are currently scheduled to have the program delivered in 2022. Will this program also be taken to Bruny Island school?*

#### **Director Engineering Services responds:**

Yes, we have been talking with Bruny Island School about some other matters, so there is opportunity for schools to put up their hand to be part of the school education program. We've only got one person who is delivery it at the moment, but that's not to say that we can't actually look at our scheduled and fit other schools into that process.

#### 11.12 Bruny Island Road Maintenance

*In the General Manager's report it says that he met with representatives of DSG re: Bruny Island maintenance. Firstly, could I ask the General Manager if he can give us a briefing as to what that is about?*

#### **General Manager responds:**

That particular meeting was a discussion with the General Manager at the Department of State Growth and they indicated that, despite our efforts over a long time now to have a contract in place for the works that we have been doing on an ongoing basis, they were looking at a regional solution.

**C288/13-2022**

## **12 QUESTIONS ON NOTICE FROM COUNCILLORS**

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### **12.1 Use of Facial Recognition Technology in Kingborough**

**Cr Cordover** submitted the following question on notice:

- 1. Is Council aware of any use of facial recognition technology or the capture of biometric data by the Council, Tasmania Police or private operators within Kingborough?*
- 2. Does Council use facial recognition technology or capture biometric data on any of its Information and Communication Technology, CCTV or security systems?*

3. *Is Council-owned CCTV currently enabled to use facial recognition technology or biometric data?*
4. *Can any Council-owned devices currently used in public areas be upgraded using software to enable the use of facial recognition technology or biometric data capture?*
5. *Are private businesses and individuals allowed to use facial recognition technology or capture biometric data within our municipality? For example, Consumer Advocacy Group Choice has claimed on 15 June 2022 that large retailers including Bunnings, Kmart and The Good Guys use facial recognition technology and biometric data capture despite customers being largely unaware of this practice.*
6. *If a private business has a private camera set up outside their shopfront, are they allowed to use facial recognition technology and biometric data capture on passers-by within our Council area?*
7. *Is Council aware that many jurisdictions have now banned facial recognition technology including 13 cities in the USA including San Francisco, Boston and Portland? Has Kingborough Council considered banning the use of facial recognition technology and biometric data capture in public areas within Kingborough?*

**Officer's Response:**

1. Apart from its use by Council as a biometric method for device access control (e.g Apple Face ID, in-built/usb fingerprint reader and the like), it is not known with any certainty if facial recognition technology is being used for other purposes either by Tasmania Police or private operators within Kingborough. For example, one sign on a business within Kingborough states that "Video surveillance, which may include facial recognition, is utilised."
2. As stated above, basic facial recognition technology is used as a means of authenticating user access to Council systems on some devices including smartphones, tablets and laptops. In these cases, the biometric data is stored on the local device only and not used for any other purpose. Other Council systems such as CCTV or security access control systems for buildings do not use facial recognition technology or capture biometric data.
3. No.
4. Yes, most commercially available CCTV recording systems have facial recognition capability that can be configured and activated.
5. Australian Government Agencies and organisations with an annual turnover of greater than \$3,000,000 and some small businesses such as private sector health service providers are covered by the (Act). The Act sets out the principles relating to the collection and use of private information including sensitive information. The Act does not cover individuals.

The web site of The Office of the Australian Information Commissioner states that "Under the Privacy Act 1988 Act, your biometric information is [sensitive information](#). This means that if the Privacy Act covers the organisation or agency collecting it then they must first ask for your [consent](#), with some exceptions, and also make sure it has a high level of privacy protection. The Privacy Act covers Australian Government agencies and any organisation with an annual turnover of more than \$3 million, and [some other organisations](#)."

This means that an agency or organisation covered by the Privacy Act intending to collect and use biometric information would need the consent of the individual and demonstrate that the collection and use is reasonably necessary for one of more of its functions or activities. How consent might be obtained in this context is not clear.

There are no Tasmanian state laws specifically covering the collection and use of biometric information.

6. If the business is covered by the Privacy Act 1988, then the business would need the consent of the individual and demonstrate that the collection and use is reasonably necessary for the one of more of its functions or activities.
7. Yes. These bans appear to relate to the collection and use of biometric information by government entities.

Council has not considered banning the use of facial recognition technology and biometric data capture in public areas within Kingborough. However, Council is covered by the *Personal Information Protection Act 2004* (PIP Act) which largely mirrors the Privacy Act 1988 and associated Australian Privacy Principles. While The PIP Act does not specifically include biometric information in its definition of sensitive information, it is clear that by its very nature its collection and use would be afforded the same protections as sensitive information under the PIP Act. Therefore in order for Council to use facial recognition technology and biometric data in public areas, Council would need to obtain consent and demonstrate that the collection and use of biometric information is reasonably necessary for one of more of its functions.

*Fred Moult, Chief Information Officer*

## 12.2 Construction of Deck at Tarooma Hall

At the Council meeting on 20 June 2022, **Cr Bastone** asked the following question without notice to the General Manager, with a response that the question would be taken on notice:

*Why has it taken so long to approve the construction of a deck at the Tarooma Hall? During this lengthy delay costs have risen by 30%.*

### Officer's Response:

The plan development and provision of additional information required additional time to be finalised.

*Tasha Tyler-Moore, Manager Development Services*

## 12.3 Planning Approval for a Bus Shelter

At the Council meeting on 20 June 2022, **Cr Bastone** asked the following question without notice to the General Manager, with a response that the question would be taken on notice:

*What planning approval is needed to construct a bus shelter on the north west corner of Nicholls Rivulet Road and the Channel Highway where the school buses stop to pick up students? It's a safety issue, it's very difficult to see in the dark and the students stand there on the bottom of a 90km/h stretch. There is money being raised by the Kettering Hotel to build the shelter but I'm wondering what planning approval would be needed and how long such planning approval might take?*

### Officer's Response:

Pursuant to the Clause 5.2.10 'minor infrastructure', provision, maintenance and modification of bus stops and bus shelters are exempt from requiring a Planning Permit if undertaken by or on behalf of the Crown, a council or a State authority. Regardless of Planning controls, it is the decision of the State Government and/or Council as to where bus stops or bus shelters are to be placed; consideration needs to be given to transport route, land tenure, safety and volume of use.

*Tasha Tyler-Moore, Manager Development Services*

## 12.4 Installation of Wheel House at Alonnah

At the Council meeting on 20 June 2022, **Cr Bastone** asked the following question without notice to the General Manager, with a response that the question would be taken on notice:

*Having acquired the wheel house from the Mirambeena, the Bruny community would like to instal it at Alonnah near the toilet block looking out onto the Channel. Are there any regulations that would prohibit it being open to the public?*

### Officer's Response:

It is probable the proposal will require planning approval. In addition, the public access component may trigger compliance with AS4685 playground standard, and/or *Building Act 2016*, and/or *Disability Discrimination Act 1992*.

Gary Arnold, General Manager

## 13 PETITIONS STILL BEING ACTIONED

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There are no petitions still being actioned.

## 14 PETITIONS RECEIVED IN LAST PERIOD

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No Petitions had been received.

## 15 OFFICERS REPORTS TO COUNCIL

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### C289/13-2022

#### 15.1 STREET TRADING (FORMERLY FOOTPATH TRADING) POLICY REVIEW

Moved: Cr Gideon Cordover

Seconded: Cr Flora Fox

That Council endorse the attached revised Street Trading Policy.

**CARRIED**

### C290/13-2022

#### 15.2 NAMING OF ALONNAH FORESHORE PARK

Moved: Cr Sue Bastone

Seconded: Cr David Grace

That Council agree to name the park on the Alonnah Foreshore "Dwyer Park".

**CARRIED**

## 16 NOTICES OF MOTION

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### 16.1 Code of Conduct Review

Report withdrawn.



C291/13-2022

**17 CONFIRMATION OF ITEMS TO BE DEALT WITH IN CLOSED SESSION**

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Moved: Cr Flora Fox  
Seconded: Cr Christian Street

That in accordance with the *Local Government (Meeting Procedures) Regulations 2015* Council, by absolute majority, move into closed session to consider the following items:

**Confirmation of Minutes**

Regulation 34(6) *In confirming the minutes of a meeting, debate is allowed only in respect of the accuracy of the minutes.*

**Applications for Leave of Absence**

Regulation 15(2)(h) *applications by councillors for a leave of absence*

**Tender Assessment - AB2211 Adventure Bay Road Safety Upgrades (Vicinity # 920 to 1000)**

Regulation 15 (2)(b), and (2)(d) *information that, if disclosed, is likely to confer a commercial advantage on a person with whom the Council is conducting, or proposes to conduct business, and contracts, and tenders, for the supply and purchase of goods and services and their terms, conditions, approval and renewal.*

**CARRIED UNANIMOUSLY AND BY ABSOLUTE MAJORITY**

In accordance with the Kingborough Council *Meetings Audio Recording Guidelines Policy*, recording of the open session of the meeting ceased.

Open Session of Council adjourned at 6.12pm

**OPEN SESSION ADJOURNS**

**OPEN SESSION RESUMES**

Open Session of Council resumed at 6.24pm

**C292/13-2022**

Moved: Cr Flora Fox  
 Seconded: Cr Clare Glade-Wright

The Closed Session of Council having met and dealt with its business resolves to report that it has determined the following:

Item	Decision
Confirmation of Minutes	Confirmed
Applications for Leave of Absence	Approved
Tender Assessment - AB2211 Adventure Bay Road Safety Upgrades (Vicinity # 920 to 1000)	Tender awarded to JRV Civil Construction Pty Ltd for \$449,151 excl GST

**CARRIED**

**CLOSURE**

There being no further business, the Chairperson declared the meeting closed at 6.25pm

.....  
 (Confirmed)

.....  
 (Date)