

## Attachment 1 – Annual Code of Conduct Complaints Statistics Report 2018-2019

Table 1 – Code of Conduct Complaints Statistics Report for the Period 1 September 2018 to 31 August 2019.

Model Code of Conduct Complaints Statistics			
Select Council Name			
Number of Complaints			
1	a	The total number of complaints <b>received</b> in the period about councillors and the General Manager (GM) under the code of conduct	<input type="text" value="0"/>
	b	The total number of complaints <b>finalised</b> in the period about councillors and the GM under the code of conduct	<input type="text" value="0"/>
Overview of Complaints and Cost			
2	a	The number of complaints <b>finalised at the outset</b> by alternative means by the GM or Mayor	<input type="text" value="0"/>
	b	The number of complaints <b>referred to the Office of Local Government</b> under a special complaints management arrangement	<input type="text" value="0"/>
	c	The number of code of conduct complaints <b>referred to a conduct reviewer</b>	<input type="text" value="0"/>
	d	The number of code of conduct complaints <b>finalised at preliminary assessment</b> by conduct reviewer	<input type="text" value="0"/>
	e	The number of code of conduct complaints <b>referred back to GM or Mayor</b> for resolution after preliminary assessment by conduct reviewer	<input type="text" value="0"/>
	f	The number of finalised code of conduct complaints <b>investigated by a conduct reviewer</b>	<input type="text" value="0"/>
	g	The number of finalised code of conduct complaints <b>investigated by a conduct review committee</b>	<input type="text" value="0"/>

h	The number of finalised complaints investigated where there was found to be <b>no breach</b>	0
i	The number of finalised complaints investigated where there was found to be <b>a breach</b>	0
j	The number of complaints referred by the GM or Mayor <b>to another agency</b> or body such as the ICAC, the NSW Ombudsman, the Office or the Police	0
k	The number of complaints being investigated that are <b>not yet finalised</b>	0
l	The <b>total cost</b> of dealing with code of conduct complaints within the period made about councillors and the GM including staff costs	0

### Preliminary Assessment Statistics

3	The number of complaints determined by the conduct reviewer at the preliminary assessment stage by each of the following actions:	
a	To take no action	0
b	To resolve the complaint by alternative and appropriate strategies	0
c	To refer the matter back to the GM or the Mayor, for resolution by alternative and appropriate strategies	0
d	To refer the matter to another agency or body such as the ICAC, the NSW Ombudsman, the Office or the Police	0
e	To investigate the matter	0
f	To recommend that the complaints coordinator convene a conduct review committee to investigate the matter	0

## Investigation Statistics

- 4 The number of investigated complaints resulting in a determination that there was **no breach**, in which the following recommendations were made:
- a That the council revise its policies or procedures
  - b That a person or persons undertake training or other education
- 5 The number of investigated complaints resulting in a determination that there **was a breach** in which the following recommendations were made:
- a That the council revise any of its policies or procedures
  - b That the subject person undertake any training or other education relevant to the conduct giving rise to the breach
  - c That the subject person be counselled for their conduct
  - d That the subject person apologise to any person or organisation affected by the breach
  - e That findings of inappropriate conduct be made public
  - f In the case of a breach by the GM, that action be taken under the GM's contract for the breach
  - g In the case of a breach by a councillor, that the councillor be formally censured for the breach under section 440G of the Local Government Act 1993
  - h In the case of a breach by a councillor, that the matter be referred to the Office for further action
- 6 Matter referred or resolved after commencement of an investigation under clause 8.20 of the Procedures

## Categories of misconduct

7 The number of investigated complaints resulting in a determination that there was a breach with respect to each of the following categories of conduct:

a General conduct (Part 3)

0

b Conflict of interest (Part 4)

0

c Personal benefit (Part 5)

0

d Relationship between council officials (Part 6)

0

e Access to information and resources (Part 7)

0

## Outcome of determinations

8 The number of investigated complaints resulting in a determination that there was a breach in which the council failed to adopt the conduct reviewers recommendation

0

9 The number of investigated complaints resulting in a determination that there was a breach in which the council's decision was overturned following a review by the Office

0