



Board of Management

15 June 2023



local councils working together to protect the health of the community



**EASTERN HEALTH AUTHORITY
BOARD OF MANAGEMENT MEETING**

Thursday 15 June 2023

Notice is hereby given that a meeting of the Board of Management of the Eastern Health Authority will be held at Eastern Health Authority Offices, 101 Payneham Road, St Peters on Thursday 15 June 2023 commencing at 6:30 pm.

A light meal will be served from 5:45 pm.

A handwritten signature in black ink, appearing to read 'M. Livori', is positioned above the printed name of the Chief Executive Officer.

**MICHAEL LIVORI
CHIEF EXECUTIVE OFFICER**

AGENDA

EASTERN HEALTH AUTHORITY BOARD OF MANAGEMENT MEETING

THURSDAY 15 JUNE 2023

Commencing at 6:30 pm

1 Opening

2 Acknowledgement of Traditional Owners

We acknowledge this land that we meet on today is the traditional land of the Kurna People and that we respect their spiritual relationship with their country.

3 Opening Statement

We seek understanding and guidance in our debate, as we make decisions for the management of the Eastern Health Authority, that will impact the public health on those that reside, study, work in and visit the constituent councils that the Eastern Health Authority Charter provides services to.

4 Apologies

Cr James Nenke

5 Matters arising from the minutes.

6 Confidential Items

6.1 Supported Residential Facility Licensing Report

7 Correspondence

8 Closure of Meeting

CEO Indication under Clause 3.4(e) of the Eastern Health Authority Charter

Notice is hereby given in accordance with Clause 3.4(e) of the Eastern Health Authority Charter that the information and matters contained in the following documents related to item 7.1 'Supported Residential Facility Licensing Report' may, if the Board of Management so determines, be considered in confidence under Clause 3.10(b) of the Eastern Health Authority Charter (with reference to the provisions of Part 3 of the *Local Government Act 1999*) at item 7.1 (Supported Residential Facility Licensing Report') of the Agenda for the Meeting of the Board on 15 June 2023 on the grounds set out at Section 90(3)(a), 93(3)(h) and (i) of the Local Government Act 1999.

A handwritten signature in black ink, appearing to read 'Michael Livori', written in a cursive style.

MICHAEL LIVORI
CHIEF EXECUTIVE OFFICER

6.1 SUPPORTED RESIDENTIAL FACILITY LICENSING REPORT

RECOMMENDATION 1

1. Pursuant to Clause 3.10(b) of the Eastern Health Authority Charter (and with reference to Section 90 of the *Local Government Act 1999*) the Board of Management (Board) orders that all members of the public, except the Chief Executive Officer, Team Leader Environmental Health and Paul Kelly from Norman Waterhouse Lawyers, be excluded from attendance at the meeting for Agenda Item 7.1 – Supported Residential Facility Report – Reconsideration of Decision.
2. The Board is satisfied that, pursuant to Section 90(3)(a), 90(3)(h) and 90(3)(i) of the *Local Government Act 1999*, the information to be received, discussed or considered in confidence is namely:
 - Information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person;
 - legal advice from the Authority’s solicitors;
 - information relating to actual litigation involving the Authority.
3. Accordingly, on this basis, the Board considers the principle that meetings of the Board should be conducted in a place open to the public has been outweighed by the need to keep the information or matter confidential.

RECOMMENDATION 3

That:

1. In accordance with Clause 3.11(c) of the Eastern Health Authority Charter, the Board of Management orders that the Report relating to Supported Residential Facility – Reconsideration of Decision, all the relevant documentation and the Minutes arising from the Report, having been considered by the Board in confidence under Clause 3.10(b) of the Eastern Health Authority Charter (by virtue of Section 90 (3)(a), 90(3)(h) and 90(3)(i) of the *Local Government Act 1999*), be kept confidential and not available for public inspection until further order of the Board on the basis –
 - a. the information to be received, discussed or considered in confidence is namely:
 - Information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person;
 - legal advice from the Authority’s solicitors;
 - information relating to actual litigation involving the Authority.

2. This Order is reviewed at least once in every twelve months; and

3. The Board authorise the Chief Executive Officer to disclose the contents of the Report relating to Supported Residential Facility – Reconsideration of Decision, minutes in respect of this item, and such other information as necessary to give effect to the Board’s decision and as necessary for the purposes of the litigation relating to this matter.