

28 April 2023

Ms Melva Hobson
President
Organisation Sunshine Coast Associations of Residents Incorporated
PO Box 105
COOLUM BEACH QLD 4573

Dear Melva

I refer to your correspondence of 22 March 2023 relating to information resolved by Council to be considered as confidential in its Council meetings. In line with your request in your accompanying email, your correspondence was circulated to Councillors for their awareness.

Thank you for acknowledging the work that Council has undertaken to reduce the extent of material that is considered as confidential information in an Ordinary Meeting.

In relation to your monitoring of such reports, it has been identified through a review of Council records that your data is incorrect. According to an audit of Council records, the number of confidential reports considered by Council across the nominated comparative periods is as follows:

April 2020 – March 2023

- Public Reports – 314
- Confidential Reports – 27

April 2016 – March 2019

- Public Reports – 519
- Confidential Reports - 196

As requested, please find attached a table for the period April 2020 to February 2023, indicating the publication status of information that was previously resolved as confidential at the time of consideration, but where Council established preconditions that would need to be satisfied prior to the public release of that information. As you will note, where the information has been published, a weblink to that information has been provided. You will also note that in some cases, the information is not yet able to be released as the preconditions for release, as established by Council, have not yet been satisfied.

Should Council resolve that confidential information contained in a report considered at a statutory meeting may be released publicly at a nominated point in time or once certain preconditions to release had been satisfied, the information is published with the related meeting documentation for the meeting at which the resolution was made. As I have previously advised you on 3 April 2023, a separate register of this material will not be maintained by Council as it is considered this would potentially disconnect the released information from the relevant Council report and related subject matter.

I note you have requested that Council consider establishing a register of confidential items similar to that maintained by Noosa Shire Council. Council has examined the Noosa Shire Council register and considers that it does not inform the community as to what information was considered to be confidential, when material is released or where it can be accessed. Accordingly, in line with the advice above, Council will not be establishing and maintaining a separate confidential items register.

Likewise, as there is now a regularised process established for the release of confidential information once resolved milestones and preconditions set by Council have been satisfied, it is considered to be an unreasonable diversion of Council resources to prepare additional council reports on the status of confidential items (as you have proposed).

Thank you for taking the time to make contact with Council.

Yours sincerely

A handwritten signature in dark ink, appearing to be 'Emma Thomas', with a long horizontal stroke extending to the right.

Emma Thomas
Chief Executive Officer

| Confidential items of SCRC where release information provided - April 2020 to February 2023 | | | | | | |
|---|-------------|--|--|-------------------------|---|---|
| Month | Agenda item | Issue | Release clause | Minute Number | Status/Published | |
| October 2020 | 11.1 | Strategic Land Acquisitions, Maroochy River | authorise the Chief Executive Officer to publicly release details relating to the site locations and contract prices for the identified strategic land parcels once the negotiations have been finalised and the transfer of ownership of land has been registered with the Titles Registry. | OM20/114 | https://assets-us-01.kc-usercontent.com/c631baf8-1b46-001f-580c-d0001b68b4a8/e737e7f5-242c-4d4a-86e5-8325e0f33d6c/6585EBAF-AACA-4211-857C-3291AD3A5CFB | https://assets-us-01.kc-usercontent.com/c631baf8-1b46-001f-580c-d0001b68b4a8/e51c78c8-06d5-4896-a84b-e7739bb75954/6D15AF5B-B78F-4882-9720-4955F43107E2 |
| November 2020 | 11.1 | STRATEGIC LAND ACQUISITION - VERRIERDALE | authorise the Chief Executive Officer to publicly release details relating to the site location and contract price for the identified strategic land parcel once the negotiations have been finalised and the transfer of ownership of land has been registered with the Titles Registry. | OM20/127 | https://assets-us-01.kc-usercontent.com/c631baf8-1b46-001f-580c-d0001b68b4a8/3b2efe1f-9fee-47b7-8d56-a198c1192d8f/6023F1A3-6552-43E2-B18E-4A4D7D039E15 | |
| November 2020 | 11.2 | PROPOSED DISPOSAL OF COUNCIL ASSETS IN MAROOCHYDORE | authorise the Chief Executive Officer to publicly release (once the transaction is finalised) details relating to the purchaser, intent of the disposal and sale price, should the proposed transaction proceed. | OM20/128 OM21/74 | https://www.sunshinecoast.qld.gov.au/news/another-vote-of-confidence-in-the-sunshine-coast-201221 | |
| December 2020 | 11.1 | Strategic Land Acquisition - Meridan Plains | authorise the Chief Executive Officer to publicly release details in relation to the site location and contract price for the identified strategic land parcels once the negotiations have been finalised and the transfer of ownership of land has been registered with the Titles Registry. | OM20/135 | https://assets-us-01.kc-usercontent.com/c631baf8-1b46-001f-580c-d0001b68b4a8/5564fc9a-d2d8-4211-93e6- | |
| March 2021 | 11.1 | STRATEGIC LAND ACQUISITIONS, BLI BLI | authorise the Chief Executive Officer to publicly release the property details and acquisition prices once the ownership of the properties has transferred to Council. | OM21/29 | https://assets-us-01.kc-usercontent.com/c631baf8-1b46-001f-580c-d0001b68b4a8/e13f5749-f98d-4150-813c- | |
| April 2021 | 5.1 SM | BRISBANE, QUEENSLAND CANDIDATURE TO HOST THE 2032 OLYMPIC AND PARALYMPIC GAMES | The report also contains a recommendation to authorise the Chief Executive Officer to release relevant information from this report to the public, if such information is authorised for release or published by the IOC at a future date. | SM21/1 | Not able to be released at this stage. | |
| August 2021 | 11.1 | LAND ACQUISITION CALOUNDRA | Motion included: authorise the Chief Executive Officer to publicly release details in relation to the site location and contract price for the identified strategic land parcel once the negotiations have been finalised and the transfer of ownership of land has been registered with the Titles Registry Items with confidential attachments: 8.8 Att 1 - 2021 Environment Levy Partnerships Recommendations - Additional Information 8.9 Att 1 - Caloundra land acquisitions - Ownership Details | OM21/86 | https://assets-us-01.kc-usercontent.com/c631baf8-1b46-001f-580c-d0001b68b4a8/8ac73d22-2a85-44e9-90f3-470eae8add56/73B96657-FEF3-44D4-9C46-568BAF4DF315 | |

| Confidential items of SCRC where release information provided - April 2020 to February 2023 | | | | | | |
|---|-------------|---|---|---------------|---|--|
| Month | Agenda item | Issue | Release clause | Minute Number | Status/Published | |
| December 2021 | 11.1 | Maroochydore City Centre Project - Commercial Update | (b) publicly release specific information contained in this report at the appropriate time when the release of that information would no longer adversely impact the commercial interests of other parties and/or the interests of Council. | OM21/131 | https://sunshinecoast.infocouncil.biz/RedirectToDoc.aspx?URL=Open/2021/12/OM_09122021_ATT_1164_EXCLUDED.PDF | |
| January 2022 | 11.1 | Strategic Land Acquisition - Meridan Plains | (b) authorise the Chief Executive Officer to publicly release the property details and acquisition price once the ownership of the properties has transferred to Council. | OM22/6 | https://sunshinecoast.infocouncil.biz/RedirectToDoc.aspx?URL=Open/2022/01/OM_27012022_ATT_1257_EXCLUDED.PDF | |
| January 2022 | 11.2 | Strategic Land Acquisition - Verrierdale | (b) authorise the Chief Executive Officer to publicly release details relating to the site location and contract price for the identified strategic land parcel once the negotiations have been finalised and the transfer of ownership of land has been registered with the Titles Registry. | OM22/7 | https://sunshinecoast.infocouncil.biz/RedirectToDoc.aspx?URL=Open/2022/01/OM_27012022_ATT_1257_EXCLUDED.PDF | |
| January 2022 | 11.3 | Strategic Land Acquisition - Coochin Creek | (b) authorise the Chief Executive Officer to publicly release details relating to the site location and contract price for the identified strategic land parcel once the negotiations have been finalised and the transfer of ownership of land has been registered with the Titles Registry. | OM22/8 | https://sunshinecoast.infocouncil.biz/RedirectToDoc.aspx?URL=Open/2022/01/OM_27012022_ATT_1257_EXCLUDED.PDF | |
| April 2022 | 11.1 | Strategic Land Acquisition – Witta | (b) authorise the Chief Executive Officer to publicly release details relating to the site location and contract price for the strategic land parcel once the negotiations have been finalised and the transfer of ownership of land has been registered with the Titles Registry. | OM22/27 | https://sunshinecoast.infocouncil.biz/RedirectToDoc.aspx?URL=Open/2022/04/OM_28042022_ATT_1260_EXCLUDED.PDF | |
| May 2022 | 11.1 | MAROOCHYDORE CITY CENTRE DEVELOPMENT AGREEMENT - CONTRACTUAL AND MASTER PLANNING UPDATE | (e) authorise the Chief Executive Officer to release the subject of the matters canvassed in this report at the appropriate time when the release of that information would no longer adversely impact the commercial interests of other parties and/or the interests of Council. | OM22/44 | Not able to be released at this stage as the preconditions for release as established by Council have not yet been satisfied. | |
| September 2022 | 11.1 | Strategic Land Project - Maroochydore | (c) authorise the Chief Executive Officer to publicly release details in relation to the site location and contract price for the identified strategic land parcel once the negotiations have been finalised and the transfer of ownership of land has been registered with the Titles Registry | OM22/85 | Not able to be released at this stage as the preconditions for release as established by Council have not yet been satisfied. | |

| Confidential items of SCRC where release information provided - April 2020 to February 2023 | | | | | | |
|---|-------------|---|---|---------------|---|--|
| Month | Agenda item | Issue | Release clause | Minute Number | Status/Published | |
| September 2022 | 11.2 | Road Transport Corridor Planning, Maroochydhore | (c) authorise the Chief Executive Officer to publicly release details in relation to the site location and contract price for the identified strategic land parcel once the negotiations have been finalised and the transfer of ownership of land has been registered with the Titles Registry | OM22/86 | Not able to be released at this stage as the preconditions for release as established by Council have not yet been satisfied. | |
| September 2022 | 11.3 | Land Acquisition - Maroochydhore | (c) authorise the Chief Executive Officer to publicly release details in relation to the site location and contract price for the identified strategic land parcel once the negotiations have been finalised and the transfer of ownership of land has been registered with the Titles Registry | OM22/87 | Not able to be released at this stage as the preconditions for release as established by Council have not yet been satisfied. | |
| January 2023 | 11.1 | STRATEGIC LAND ACQUISITION - MOUNT MELLUM | (b) authorise the Chief Executive Officer to publicly release details relating to the site location and contract price for the identified strategic land parcel once the negotiations have been finalised and the transfer of ownership of land has been registered with the Titles Registry. | OM23/4 | Not able to be released at this stage as the preconditions for release as established by Council have not yet been satisfied. | |
| January 2023 | 11.2 | ACQUISITION OF LAND TO ESTABLISH A FOOD ORGANICS / GARDEN ORGANICS (FOGO) PROCESSING FACILITY | (b) authorise the Chief Executive Officer to publicly release details in relation to the site location and contract price for the identified strategic land parcel once the negotiations have been finalised and the transfer of ownership of land has been registered with the Titles Registry | OM23/5 | Not able to be released at this stage as the preconditions for release as established by Council have not yet been satisfied. | |
| February 2023 | 11.1 | Land Acquisitions Maroochy River | Notwithstanding the Chief Executive's recommendation that this report be confidential, members of the public may be able to access this report under the Right to Information Act 2009 (Qld). Requests to access this report under the Right to Information Act 2009 (Qld) would be assessed on a case by case basis against the exemptions established under section 47(3)(a) and schedule 3 to the Right to Information Act 2009 (Qld), or the 'public interest exemption test' established under section 49 and schedule 4 of the Right to Information Act 2009 (Qld). | OM23/21 | Not able to be released at this stage as the preconditions for release as established by Council have not yet been satisfied. | |