



Councillor Conduct Register

The *Local Government Act 2009* (the Act) requires Council to maintain and publish a Councillor Conduct Register under section 150DX.

The Councillor Conduct Register records matters set out in section 150DX(1) relating to orders made about unsuitable meeting conduct, decisions about the suspected inappropriate conduct, decisions about misconduct or inappropriate conduct made by the conduct tribunal, complaints about conduct dismissed by the Assessor, and decisions to take no further action in relation to conduct investigated by the Assessor.

"Subject Councillor" information is only included if the local government or Councillor Conduct Tribunal decided that the Councillor engaged in inappropriate conduct or misconduct, or otherwise where the Councillor agrees to their name being included in the register (section 150DY of the Act). Information about a complaint which may be part of a public interest disclosure under the *Public Interest Disclosure Act 2010* is not available for review in the public register.

Date of Complaint	Reference Details	Subject Councillor (If required)	Summary of Complaint	Decision Maker	Date of Decision	Decision	Outcome
24/02/2022		-	It was alleged that a councillor: 1. failed to declare a conflict of interest in a meeting. 2. misused information provided to the councillor. 3. verbally abused a member of the public at a community meeting. 4. instigated ongoing conflict in the community while intoxicated in public and being involved in sly-grog activities. 5. lack of leadership and structure for the community due to the councillor's involvement in the above.	Office of the Independent Assessor (OIA)	05/07/2022	Complaint Dismissed Reason for Dismissal: After an investigation, the OIA dismissed this matter pursuant to section 150X(a)(ii) of the Local Government Act 2009 (the Act) on the basis that the investigation did not identify sufficient evidence that would raise a reasonable suspicion of inappropriate conduct or misconduct within the meaning of the Act. Allegation 1 – There were no details provided about the meeting/s where the councillor was alleged to have failed to declare a conflict of interest, nor any details about the nature of the councillor's alleged interest. OIA inquiries did not identify any further particulars or examples of when the councillor failed to declare a conflict of interest in a meeting. Allegation 2 – The information alleged to have been 'misused' by the councillor was not related to Council business and therefore this conduct is not councillor conduct under the Act. Allegation 3 – Information provided to the OIA indicated that it was not the councillor who verbally abused a member of the public at a community meeting. Allegation 4 – OIA inquiries did not produce any evidence of the councillor's involvement in the conduct as alleged. Allegation 5 – Due to the lack of evidence to support the above, it was difficult to demonstrate a lack of leadership by the councillor in relation to these incidents.	Complaint Dismissed
19/08/2020	F21/4149	Cr Timothy Koo-Aga	It is alleged that on or about 8 June 2020, Councillor Tim Koo-Aga, a councillor of Pormpuraaw Aboriginal 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 the trust placed in him as a councillor, either knowingly or recklessly, in that his conduct was inconsistent with section 12(3)(b) of the Act, being his responsibility as a councillor to provide high quality leadership to the local government and the community. Particulars of the alleged conduct which could amount to misconduct are as follows: a. In March 2020, Councillor Koo-Aga was elected as a Councillor of the Pormpuraaw Aboriginal Shire Council for his second term. b. On or about 8 July 2020, Councillor Koo-Aga engaged in a physical altercation with a member of the public.	Councillor Conduct Tribunal	11/04/2023	Decision (Section 150AQ): The Tribunal has determined, on the balance of probabilities, that the allegation that on or about 8 June 2020, Councillor Timothy Logan Koo-Aga, a councillor of Pormpuraaw Aboriginal Shire Council, engaged in misconduct as defined in section 150L(1)(b)(i) of the Local Government Act 2009, in that his conduct constituted a breach of the trust placed in him as a councillor, either knowingly or recklessly, in that his conduct was inconsistent with section 12(3)(b) of the Act, being his responsibility as a councillor to provide high quality leadership to the local government and the community has been sustained.	The Tribunal orders Pursuant to section 150AR(1)(b)(ii) of the Act, Councillor Timothy Logan Koo-Aga is reprimanded.

13/04/2020	C/20/00249	-	It was alleged that a councillor's re-election campaign was assisted by the bribing of community members to vote for certain candidates in the local government election.	Office of the Independent Assessor (OIA)	29/04/2020	The OIA dismissed this matter pursuant to section 150X(a)(ii) of the Local Government Act 2009 as the conduct does not raise a reasonable suspicion of inappropriate conduct or misconduct as defined in that Act. The complainant was advised to report any complaint about alleged electoral irregularities to the Electoral Commission Queensland who were responsible for the conduct of the Local Government elections.	Complaint Dismissed
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