



City of Nedlands

# AGENDA

## Special Council Meeting

Wednesday 20 May 2026

### Notice of Meeting

A Special Council Meeting of the City of Nedlands is to be held on Wednesday 20 May 2026 in the Council Chambers at 71 Stirling Highway, Nedlands commencing at 6:00pm.

The purpose of the meeting is for Council to receive confidential legal advice and to decide action based on the advice.

This meeting will be livestreamed [Livestreaming Council & Committee Meetings » City of Nedlands](#)

**Arthur Kyron | Acting Chief Executive Officer**  
**Tuesday, 19 May 2026**



## Information

A Special Council Meeting is run in accordance with the City of Nedlands Standing Orders 2016. If you have any questions in relation to the agenda, procedural matters, addressing the Council or attending these meetings please contact the Governance Officer on 9273 3500 or [governance@nedlands.wa.gov.au](mailto:governance@nedlands.wa.gov.au)

## Public Question Time

Public question time at a Special Council Meeting is available for members of the public to ask a question about items affecting the City of Nedlands. Questions asked by members of the public are not to be accompanied by any statement reflecting adversely upon any Council Member, Committee Member or Employee.

Questions should be submitted via the online form available on the City's website: [Public question time | City of Nedlands](#)

Questions may be taken on notice to allow adequate time to prepare a response and all answers will be published in the minutes of the meeting.

## Disclaimer

Members of the public who attend Council Meetings should not act immediately on anything they hear at the meetings, without first seeking clarification of Council's position. For example, by reference to the confirmed Minutes of Council meeting. Members of the public are also advised to wait for written advice from the Council prior to taking action on any matter that they may have before Council.

Any plans or documents in agendas and minutes may be subject to copyright. The express permission of the copyright owner must be obtained before copying any copyright material.



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## 1 DECLARATION OF OPENING

The City of Nedlands acknowledges the traditional custodians of this land, the Whadjuk people of the Nyoongar Nation, and pay our respects to culture and Elders, past and present. The City of Nedlands also values the contributions made to the community over the years by people of diverse backgrounds and cultures, including those who have served and sacrificed.

## 2 PRESENT AND APOLOGIES AND LEAVE OF ABSENCE (PREVIOUSLY APPROVED)

This item will be dealt with at this point.

## 3 PUBLIC QUESTION TIME

Questions received from members of the public will be read at this point. The order in which the CEO receives questions shall determine the order of questions, unless the Presiding Member determines otherwise. Questions must relate to a matter affecting the City of Nedlands.

## 4 DISCLOSURES OF INTERESTS

The Presiding Member will remind Members of Council and Staff of their obligations under the *Local Government Act 1995* and the City's Code of Conduct to disclose interests that may arise during the meeting.

### **Financial Interests (s.5.65, Local Government Act)**

Members and Staff are required to disclose any financial interest in a matter being considered. The nature of the interest must be disclosed, and the declarant must not preside, participate in, or be present during any related discussion or decision-making.

However, other members may permit participation if, after further disclosure of the extent of the interest, they determine the interest is trivial, insignificant, or common to a significant number of electors or ratepayers.

### **Interests Affecting Impartiality (s.5.103, Local Government Act and Code of Conduct)**

Members and Staff are also required to disclose any interest that may affect their impartiality. This does not restrict their right to participate in or be present during decision-making but ensures transparency.

The following pro forma declaration is provided to assist:

*"With regard to the matter in item x..... I disclose that I have an association with the applicant (or person seeking a decision). This association is ..... (nature of the interest). As a consequence, there may be a perception that my impartiality on the*



*matter may be affected. I declare that I will consider this matter on its merits and vote accordingly."*

Members and employees are encouraged to disclose the nature of the association.

## **5 DECLARATIONS BY MEMBERS THAT THEY HAVE NOT GIVEN DUE CONSIDERATION TO PAPERS**

This item will be dealt with at this point.

## **6 MATTERS FOR WHICH THE MEETING MAY BE CLOSED**

For the convenience of the public, the following Confidential item is identified to be discussed behind closed doors, as the last item of business at this meeting.

- Item 12.1 – Confidential Legal Matter



**7 DIVISIONAL REPORTS - CITY DEVELOPMENT AND REGULATORY SERVICES**

Nil



**8 DIVISIONAL REPORTS - CITY PERFORMANCE AND  
COMMUNITY DEVELOPMENT**

Nil



**9 DIVISIONAL REPORTS - CHIEF EXECUTIVE OFFICER**

Nil



**10 DIVISIONAL REPORTS - CITY INFRASTRUCTURE AND ENVIRONMENT**

Nil



**11 URGENT BUSINESS APPROVED BY THE PRESIDING MEMBER OR BY DECISION**

This item will be dealt with at this point.



## 12 CONFIDENTIAL ITEMS

### REASON FOR CONFIDENTIALITY

This Report is **CONFIDENTIAL** in accordance with Section 5.23(2), of the Local Government Act 1995 (LG Act) which provides that the Council may close to members of the public a meeting, or part of a meeting, if the meeting (or part meeting) deals with a matter identified in sub sections (a) – (h) of section 5.23(2). The reports listed below have been identified as confidential for the following reasons:

#### **Item 12.1 - Confidential Legal Matter**

- ***This matter is to be dealt with on a confidential basis under section 5.23(4)(a) - legal advice, or other information, over which the local government holds legal professional privilege;***

Members are reminded that, should Council resolve to close to members of the public that part of its meeting at which this Report and related documents is to be considered, then they are to ensure that the information remains **CONFIDENTIAL** and should not disclose the content of this Report or any related document to any other person. To do so may be an improper use of the information under section 5.93 of the LG Act.

### **Officer Recommendation**

**That Council, in accordance with Section 5.23(2) of the Local Government Act 1995, which permits the meeting to be closed to the public for business relating to Section 5.23(4)(a) legal advice, or other information, over which the local government holds legal professional privilege; declares the meeting closed to the public.**



## 12.1 Confidential Legal Matter

|                               |  |
|-------------------------------|--|
| <b>Report Number</b>          | <b>DRS06.05.26</b>   |
| <b>Applicant</b>              | City of Nedlands   |
| <b>Disclosure of Interest</b> | Nil  |
| <b>Voting Requirements</b>    | Simple Majority  |
| <b>Authority/Discretion</b>   | Executive  |
| <b>Contributing Officer</b>   | David Banovic - Acting Manager Urban Planning and Development                            |
| <b>Responsible Officer</b>    | David Banovic - Acting Manager Urban Planning and Development                            |
| <b>Director</b>               | Bruce Thompson - Director City Regulatory and Development Services                       |
| <b>Attachments</b>            | 1. Legal Advice Part 1 [14.1.1] - REDACTED<br>2. Legal Advice Part 2 [14.1.2] - REDACTED |

### Officer Recommendation

That Council **APPROVES** the officer's recommendation outlined within the confidential report.



### **13 DECLARATION OF CLOSURE**

There being no further business, the Presiding Member will declare the meeting closed.