

To Councillor David Morrell

Cc Kim Dolzadelli; Claire Thompson

 This message was sent with High importance.

Hi David

As requested, Kim and I discussed this matter with Jenni Law from DLG this morning and she advised the following:

- As there is no CEO in place following Dale's official departure date of 14/12/2015, Council is required to appoint an Acting CEO; once appointed by Council the Acting CEO will have the same level of delegations afforded to the position.
- Delegation D040206 does not apply as there is no CEO in place currently; therefore until such time as Council appoints an Acting CEO any delegations, authorities etc to the CEO are not able to be actioned/authorised etc.
- Council Policy P040106 provides Council with the ability to appoint from the list of Senior Employees referenced (being Director of Finance & Administration, Director of Community & Regulatory Services and Director of Planning & Sustainability; noting Director Infrastructure Services not relevant currently as someone is acting in that position) as Council has already prequalified under Section 5.36(2) of the Local Government Act the ability to act in the position of CEO from time to time.
- Is appropriate that such appointment is referenced as Acting CEO as the person is not filling the position on a full-time/permanent basis.
- Council has to make a decision on an Acting CEO to ensure day-to-day business operations proceed accordingly until the appointment of an Interim CEO or the permanent CEO.

Trust the above is of assistance to you in relation to this matter; noting that Jenni Law has also advised that if at tomorrow's Special Council Meeting there is any question over this matter then she could come in on a Conference Call.

Regards

**Annette Harbron**

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