



Norman Waterhouse

SINCE 1920 LAWYERS

Governance and Regulatory Master Class

24 October 2018

Program Details

Are you up for the challenge?

Our interactive Governance and Regulatory Master Class will immerse you in the local government decision making process from beginning to end.

This full day Master Class will explore the governance process, tools and systems deployed by local government in the face of a public health and regulatory crisis.

Our team will work through the investigation of the issue, the legislative response, and the Council meeting processes and requirements necessary to secure a safe and robust resolution.

Time	Description
9:00am	Registration & Coffee
9:30am – 11:00am	Workshop 1 Your newly elected council is presented with an environmental health and regulatory crisis in its first month, brought to its attention by a self-proclaimed 'whistleblower' complaining about his neighbour. A number of regulatory enforcement options are available to the Council, but which powers under which statute/s are best for the scenario? And who, if anyone at Council, has the power to decide the strategy and execute it? This workshop will examine the relevant whistleblower requirements as well as the provisions of the <i>Local Government Act 1999</i> , <i>Food Act 2001</i> , <i>Local Nuisance and Litter Control Act 2016</i> and <i>South Australian Public Health Act 2011</i> that will guide the Council through this crisis.
11:00am – 11:20am	Morning Tea
11:20am – 12:30pm	Workshop 2 The newly elected membership debates the next steps in the regulatory crisis; however, meeting procedures cannot be contravened, no matter how pressing the subject matter. A close relationship raises potential conflict of interest issues which, if not properly managed, could place individuals and the Council in legal jeopardy. The question of confidentiality presents a balancing exercising between competing public interests. In this workshop we will explore the relevant provisions of the <i>Local Government Act 1999</i> and regulations that will govern this decision making process.

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12:30pm – 1:15pm	Lunch
1:15pm – 2:30pm	Workshop 3 <p>More balancing of public interests is required, as the Council contemplates litigation. In parallel with this, the Council's complaints handling and Section 270 review processes are put to the test – but are the demands being placed upon the Council unreasonable? Freedom of information obligations must also be navigated, against this background of unfolding, multifaceted legal processes and ongoing regulatory investigation.</p> <p>This workshop will look at the requirements of the <i>Local Government Act 1999</i>, <i>Freedom of Information Act 1991</i> as well as the Council's litigation obligations.</p>
2:30pm – 3:00pm	Guest Speaker: Mike Wait <p>Mike Wait SC is the Crown Solicitor & Crown Advocate for the State of South Australia.</p> <p>In his role leading the Crown Solicitor's Office, Mr Wait provides legal opinions and works on complex State matters involving statutory interpretation, administrative and constitutional law. Matters on which he has advised include Murray Darling Basin Reform, Late Night Drinking Codes, the South Australian Civil and Administrative Tribunal, School Chaplain's case – Commonwealth spending power, Aboriginal recognition in the State Constitution and Serious and Organised Crime. Mr Wait has appeared for the State in many complex public law actions in the Supreme Court and in the High Court.</p> <p>With councils increasingly involved in significant cases of substantial public importance, Mr Wait will speak on the application of the model litigant obligations to local government authorities involved in proceedings in State and Federal Courts and Tribunals to provide some practical context for the day's workshop discussions.</p>
3:00pm – 3:30pm	Wrap-up
3:30pm – 5:00pm	Networking Drinks

Date: Wednesday 24 October 2018

Time: Registration at 9:00am for 9:30am start

Location: Mayfair Hotel, 45 King William Street, Adelaide

Price: \$440 plus GST

Council Solutions and retainer councils – \$350 plus GST

Early bird price (before Friday 28 Sept) – \$395 plus GST

All tickets include a complimentary invitation to the State of the Sector plenary session on November 30 at the Adelaide Oval.

[Places are strictly limited, click here to register now](#)

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