



**FORM OF WRITTEN RETURN OF INTERESTS SUBMITTED UNDER CLAUSE 4.18**

'Disclosures by Councillors and Designated Persons' Return

|                    |              |
|--------------------|--------------|
| OFFICE USE ONLY    |              |
| Date Received: ... | 8/8/2022...  |
| Received by: ...   | Maree Morgan |

- |   |  |
|---|--|
| <ol style="list-style-type: none"> <li>1. The pecuniary interests and other matters to be disclosed in this return are prescribed by schedule 1 of the Model Code of Conduct for Local Councils in NSW.</li> <li>2. If this is the first return you have been required to lodge with the general manager after becoming a councillor or designated person, do not complete Parts C, D and I of the return. All other parts of the return should be completed with appropriate information based on your circumstances at the return date, that is, the date on which you became a councillor or designated person.</li> <li>3. If you have previously lodged a return with the general manager and you are completing this return for the purposes of disclosing a new interest that was not disclosed in the last return you lodged with the general manager, you must complete all parts of the return with appropriate information for the period from 30 June of the previous financial year or the date on which you became a designated person (whichever is the later date) to the return date which is the date you became aware of the new interest to be disclosed in your updated return.</li> </ol> | <ol style="list-style-type: none"> <li>4. If you have previously lodged a return with the general manager and are submitting a new return for the new financial year, you must complete all parts of the return with appropriate information for the 12-month period commencing on 30 June of the previous year to 30 June this year.</li> <li>5. This form must be completed using block letters or typed.</li> <li>6. If there is insufficient space for all the information you are required to disclose, you must attach an appendix which is to be properly identified and signed by you.</li> <li>7. If there are no pecuniary interests or other matters of the kind required to be disclosed under a heading in this form, the word "NIL" is to be placed in an appropriate space under that heading.</li> </ol> |
|---|--|

**IMPORTANT INFORMATION**

This information is being collected for the purpose of complying with clause 4.18 of the Code of Conduct. You must not lodge a return that you know or ought reasonably to know is false or misleading in a material particular (see clause 4.20 of the Code of Conduct). Complaints about breaches of these requirements are to be referred to the Office of Local Government and may result in disciplinary action by the council, the Chief Executive of the Office of Local Government or the NSW Civil and Administrative Tribunal. The information collected on this form will be kept by the general manager in a register of returns. The general manager is required to table all returns at a council meeting. Information contained in returns made and lodged under clause 4.18 is to be made publicly available in accordance with the requirements of the Government Information (Public Access) Act 2009, the Government Information (Public Access) Regulation 2009 and any guidelines issued by the Information Commissioner. You have an obligation to keep the information contained in this return up to date. If you become aware of a new interest that must be disclosed in this return, or an interest that you have previously failed to disclose, you must submit an updated return within three months of becoming aware of the previously undisclosed interest.

**DISCLOSURE OF PECUNIARY INTEREST AND OTHER MATTERS**

by Murray Smith ..\* as at 30 September 2022  
(full name of designated person) (return date)

\* in respect of the period from 1 July 2021 to 30 June 2022 ..... [REDACTED]  
(return period) (designated person's signature)

..... E/8/22  
(date)

**A. REAL PROPERTY**

| Street address of each parcel of real property in which I had an interest at the return date/at any time since 30 June | Nature of interest |
|--|--------------------|
| NIL  |                    |

**B. SOURCES OF INCOME**

1. Sources of income I reasonably expect to receive from an occupation in the period commencing on the first day after the return date and ending on the following 30 June  
 Sources of income I received from an occupation at any time since 30 June

| Description of Occupation | Name and address of employer or description of office held (if applicable) | Name under which partnership conducted (if applicable) |
|---------------------------|--|--|
| Manager                   | Tweed Shire Council<br>10-14 Tumbulgum Road<br>Murwillumbah 2484           | NIL  |

2. Sources of income I reasonably expect to receive from a trust in the period commencing on the first day after the return date and ending on the following 30 June;  
Sources of income I received from a trust since 30 June.

| Name and address of settlor | Name and address of trustee |
|-----------------------------|-----------------------------|
| NIL                         | NIL                         |

3. Sources of other income I reasonably expect to receive in the period commencing on the first day after the return date and ending on the following 30 June;  
Sources of other income I received at any time since 30 June.  
*(include description sufficient to identify the person from whom, or the circumstances in which, that income was received)*

|     |
|-----|
| NIL |
|-----|

### C. GIFTS

| Description of each gift I received at any time since 30 June | Name and address of donor |
|---|---------------------------|
| NIL   | NIL                       |

### D. CONTRIBUTIONS TO TRAVEL

| Name and address of each person who made any financial or other contribution to any travel undertaken by me at any time since 30 June | Date on which travel was undertaken | Names of States, Territories of the Commonwealth and overseas countries in which travel was undertaken |
|---|-------------------------------------|--|
| NIL   | NIL                                 | NIL  |

### E. INTERESTS AND POSITIONS IN CORPORATIONS

| Name and address of each corporation in which I had an interest or held a position at the return date/at any time since 30 June. | Name of interest (if any) | Description of position (if any) | Description of principal objects (if any) or corporation (except in case of public company) |
|--|---------------------------|----------------------------------|---|
| NIL  | NIL                       | NIL                              | NIL   |

**F. WERE YOU A PROPERTY DEVELOPER OR A CLOSE ASSOCIATE OF A PROPERTY DEVELOPER ON THE RETURN DATE? (Y/N)**

N

**G. POSITIONS IN TRADE UNIONS AND PROFESSIONAL OR BUSINESS ASSOCIATIONS**

Name of each trade union and each professional or business association in which I held any position (whether remunerated or not) at the return date/at any time since 30 June

Description of Position

NIL

NIL

**H. DEBTS**

Name and address of each person to whom I was liable to pay any debt at the return date/at any time since 30 June

NIL

**I. DISPOSITIONS OF PROPERTY**

1. Particulars of each disposition of real property by me (including the street address of the affected property) at any time since 30 June as a result of which I retained, either wholly or in part, the use and benefit of the property or the right to re-acquire the property at a later time.

NIL

2. Particulars of each disposition of property to a person by any other person under arrangements made by me (including the street address of the affected property), being dispositions made at any time since 30 June, as a result of which I obtained, either wholly or in part, the use and benefit of the property.

NIL

**J. DISCRETIONARY DISCLOSURES**

NIL





# Disclosure of Interest - Privacy Request

Corporate Governance

|                             |   |
|-----------------------------|---|
| Name:                       | <input type="text" value="Murray Smith"/>                           |
| Position:                   | <input type="text" value="Manager - Parks and Active Communities"/> |
| Disclosure of Interest Year | <input type="text" value="2022"/>                                   |

| Section of Disclosure Form                      | Public Interest Consideration against disclosure  |
|---|---|
| <b>A Real Property</b>                          | <input type="checkbox"/> 3(a) reveal an individual's personal information<br><input type="checkbox"/> Other <input type="text"/> See attached reasons <input checked="" type="checkbox"/> N/A |
| <i>Reason:</i>                                  |   |
| <b>B. Sources of Income</b>                     | <input checked="" type="checkbox"/> 3(a) reveal an individual's personal information<br><input type="checkbox"/> Other <input type="text"/> See attached reasons <input type="checkbox"/> N/A |
| <i>Reason:</i><br>Bank Interest                 |   |
| <b>C. Gifts</b>                                 | <input type="checkbox"/> 3(a) reveal an individual's personal information<br><input type="checkbox"/> Other <input type="text"/> See attached reasons <input checked="" type="checkbox"/> N/A |
| <i>Reason:</i>                                  |   |
| <b>D. Contributions to Travel</b>               | <input type="checkbox"/> 3(a) reveal an individual's personal information<br><input type="checkbox"/> Other <input type="text"/> See attached reasons <input checked="" type="checkbox"/> N/A |
| <i>Reason:</i>                                  |   |
| <b>E. Interest and Position in Corporations</b> | <input type="checkbox"/> 3(a) reveal an individual's personal information<br><input type="checkbox"/> Other <input type="text"/> See attached reasons <input checked="" type="checkbox"/> N/A |
| <i>Reason:</i>                                  |   |



# Disclosure of Interest - Privacy Request

Corporate Governance

|   |   |
|---|---|
| <b>Section of Disclosure Form</b>   | <b>Public Interest Consideration against disclosure</b>   |
| <b>F. Were you a property developer or a close associate of a property developer on the return date (Y/N)</b> | <input type="checkbox"/> 3(a) reveal an individual's personal information<br><input type="checkbox"/> Other <input type="text"/> See attached reasons <input checked="" type="checkbox"/> N/A |
| <b>Reason:</b><br><div style="border: 1px solid black; height: 80px;"></div>                                  |   |
| <b>G. Positions in Trade Unions and Professional or Business Associations</b>                                 | <input type="checkbox"/> 3(a) reveal an individual's personal information<br><input type="checkbox"/> Other <input type="text"/> See attached reasons <input checked="" type="checkbox"/> N/A |
| <b>Reason:</b><br><div style="border: 1px solid black; height: 80px;"></div>                                  |   |
| <b>H. Debts</b>   | <input type="checkbox"/> 3(a) reveal an individual's personal information<br><input type="checkbox"/> Other <input type="text"/> See attached reasons <input checked="" type="checkbox"/> N/A |
| <b>Reason:</b><br><div style="border: 1px solid black; height: 80px;"></div>                                  |   |
| <b>I. Dispositions of Property</b>  | <input type="checkbox"/> 3(a) reveal an individual's personal information<br><input type="checkbox"/> Other <input type="text"/> See attached reasons <input checked="" type="checkbox"/> N/A |
| <b>Reason:</b><br><div style="border: 1px solid black; height: 80px;"></div>                                  |   |
| <b>J. Discretionary Disclosures</b>   | <input type="checkbox"/> 3(a) reveal an individual's personal information<br><input type="checkbox"/> Other <input type="text"/> See attached reasons <input checked="" type="checkbox"/> N/A |
| <b>Reason:</b><br><div style="border: 1px solid black; height: 80px;"></div>                                  |   |
| Signed <input type="text" value=""/>  | <input type="button" value="Submit by Email"/>  |



# Disclosure of Interest - Privacy Request

## Corporate Governance

### Government Information and Privacy Act 2009

#### "14 Public interest considerations against disclosure

(2) *The public interest considerations listed in the Table to this section are the only other considerations that may be taken into account under this Act as public interest considerations against disclosure for the purpose of determining whether there is an overriding public interest against disclosure of government information."*

#### 1 Responsible and effective government

There is a public interest consideration against disclosure of information if disclosure of the information could reasonably be expected to have one or more of the following effects (whether in a particular case or generally)—

- (a) prejudice collective Ministerial responsibility,
- (b) prejudice Ministerial responsibility to Parliament,
- (c) prejudice relations with, or the obtaining of confidential information from, another government,
- (d) prejudice the supply to an agency of confidential information that facilitates the effective exercise of that agency's functions,
- (e) reveal a deliberation or consultation conducted, or an opinion, advice or recommendation given, in such a way as to prejudice a deliberative process of government or an agency,
- (f) prejudice the effective exercise by an agency of the agency's functions,
- (g) found an action against an agency for breach of confidence or otherwise result in the disclosure of information provided to an agency in confidence,
- (h) prejudice the conduct, effectiveness or integrity of any audit, test, investigation or review conducted by or on behalf of an agency by revealing its purpose, conduct or results (whether or not commenced and whether or not completed).

#### 2 Law enforcement and security

There is a public interest consideration against disclosure of information if disclosure of the information could reasonably be expected to have one or more of the following effects (whether in a particular case or generally)—

- (a) reveal or tend to reveal the identity of an informant or prejudice the future supply of information from an informant,
- (b) prejudice the prevention, detection or investigation of a contravention or possible contravention of the law or prejudice the enforcement of the law,
- (c) increase the likelihood of, or prejudice the prevention of, preparedness against, response to, or recovery from, a public emergency (including any natural disaster, major accident, civil disturbance or act of terrorism),
- (d) endanger, or prejudice any system or procedure for protecting, the life, health or safety of any person,
- (e) endanger the security of, or prejudice any system or procedure for protecting, any place, property or vehicle,
- (f) facilitate the commission of a criminal act (including a terrorist act within the meaning of the *Terrorism (Police Powers) Act 2002*),
- (g) prejudice the supervision of, or facilitate the escape of, any person in lawful custody,
- (h) prejudice the security, discipline or good order of any correctional facility.

#### 3 Individual rights, judicial processes and natural justice

There is a public interest consideration against disclosure of information if disclosure of the information could reasonably be expected to have one or more of the following effects—

- (a) reveal an individual's personal information,
- (b) contravene an information protection principle under the *Privacy and Personal Information Protection Act 1998* or a Health Privacy Principle under the *Health Records and Information Privacy Act 2002*,
- (c) prejudice any court proceedings by revealing matter prepared for the purposes of or in relation to current or future proceedings,
- (d) prejudice the fair trial of any person, the impartial adjudication of any case or a person's right to procedural fairness,
- (e) reveal false or unsubstantiated allegations about a person that are defamatory,
- (f) expose a person to a risk of harm or of serious harassment or serious intimidation,

- (g) in the case of the disclosure of personal information about a child—the disclosure of information that it would not be in the best interests of the child to have disclosed.

#### 4 Business interests of agencies and other persons

There is a public interest consideration against disclosure of information if disclosure of the information could reasonably be expected to have one or more of the following effects—

- (a) undermine competitive neutrality in connection with any functions of an agency in respect of which it competes with any person or otherwise place an agency at a competitive advantage or disadvantage in any market,
- (b) reveal commercial-in-confidence provisions of a government contract,
- (c) diminish the competitive commercial value of any information to any person,
- (d) prejudice any person's legitimate business, commercial, professional or financial interests,
- (e) prejudice the conduct, effectiveness or integrity of any research by revealing its purpose, conduct or results (whether or not commenced and whether or not completed).

#### 5 Environment, culture, economy and general matters

There is a public interest consideration against disclosure of information if disclosure of the information could reasonably be expected to have one or more of the following effects—

- (a) endanger, or prejudice any system or procedure for protecting, the environment,
- (b) prejudice the conservation of any place or object of natural, cultural or heritage value, or reveal any information relating to Aboriginal or Torres Strait Islander traditional knowledge,
- (c) endanger, or prejudice any system or procedure for protecting, the life, health or safety of any animal or other living thing, or threaten the existence of any species,
- (d) damage, or prejudice the ability of the Government or an agency to manage, the economy,
- (e) expose any person to an unfair advantage or disadvantage as a result of the premature disclosure of information concerning any proposed action or inaction of the Government or an agency.

#### 6 Secrecy provisions

- (1) There is a public interest consideration against disclosure of information if disclosure of the information by any person could (disregarding the operation of this Act) reasonably be expected to constitute a contravention of a provision of any other Act or statutory rule (of this or another State or of the Commonwealth) that prohibits the disclosure of information, whether or not the prohibition is subject to specified qualifications or exceptions.
- (2) The public interest consideration under this clause extends to consideration of the policy that underlies the prohibition against disclosure.

#### 7 Exempt documents under interstate Freedom of Information legislation

- (1) There is a public interest consideration against disclosure of information communicated to the Government of New South Wales by the Government of the Commonwealth or of another State if notice has been received from that Government that the information is exempt matter within the meaning of a corresponding law of the Commonwealth or that other State.
- (2) The public interest consideration under this clause extends to consideration of the policy that underlies the exemption.
- (3) In this clause, a reference to a corresponding law is a reference to—
  - (a) the *Freedom of Information Act 1982* of the Commonwealth, or
  - (b) a law of any other State that is prescribed by the regulations as a corresponding law for the purposes of this clause.

