



COUNCILLOR CONDUCT REGISTER

(S150DY- *Local Government Act 2009*)

A local government must keep an up-to-date register (a councillor conduct register) about the following matters for the local government –

- (a) orders made about the unsuitable meeting conduct of councillors, including the chairperson, at its local government meetings;
- (b) decisions about whether or not councillors engaged in misconduct made by the conduct tribunal under part 3, division 6.

The local government must –

- (a) publish the register on the local government's website; and
- (b) ensure the public may inspect the register, or purchase a copy of an entry in the register, at the local government's public office.

*Note from 1 July 2026 contents of register requirements were amended under the *Local Government (Empowering Councils) and Other Legislation Amendment Act 2026* and as such this register has been updated to reflect the new reporting requirements.

Date of Complaint	Date of Decision	Name of Councillor ¹	Summary & type of Conduct (unsuitable meeting conduct, or misconduct)	Summary of Decision	Reason for the Decision	Decision Maker	Complaint Number
19/11/2018	27/04/2019	Cr Kremastos	Misconduct: Failed to declare conflict of interest at Council meeting held 08/11/2018 in relation to donation to Unity Alliance Team	Disciplinary Action (s150AR)	Councillor Conduct Tribunal ordered that Cr Kremastos make a public admission that the councillor engaged in misconduct, at an ordinary meeting of the Council within one month of the date of the Order and pay to Council \$100 within 60 days.	CCT	F19/2576
12/06/2018	27/04/2019	Cr Kremastos	Misconduct: Failed to maintain and update register of interests and declare conflicts of interest	Disciplinary Action (s150AR)	Councillor Conduct Tribunal ordered that Cr Kremastos make a public admission that the councillor engaged in misconduct, at an ordinary meeting of the Council within one month of the date of the Order.	CCT	F19/2576
19/11/2018	27/04/2019	Cr Baines	Misconduct: Failed to declare conflict of interest at Council meeting held 08/11/2018 in relation to donation to Unity Alliance Team	Disciplinary Action (s150AR)	Councillor Conduct Tribunal ordered that Cr Baines make a public admission that the councillor engaged in misconduct, at an ordinary meeting of the Council within one month of the date of the Order and pay to Council \$100 within 60 days.	CCT	F19/2575
19/11/2018	27/04/2019	Cr Taylor	Misconduct: Failed to declare conflict of interest at Council meeting held 08/11/2018 in relation to donation to Unity Alliance Team	Disciplinary Action (s150AR)	Councillor Conduct Tribunal ordered that Cr Taylor make a public admission that the councillor engaged in misconduct, at an ordinary meeting of the Council within one month of the date of the Order and pay to Council \$100 within 60 days.	CCT	F19/3139

¹ Only to be included if the local government or conduct tribunal decided that the councillor engaged in inappropriate conduct or misconduct, or where the councillor agrees to their name being included in the register (Section 150DY(3) Local Government Act 2009)

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12/06/2018	27/04/2019	Cr Taylor	Misconduct: Failed to maintain and update register of interests and declare conflicts of interest	Disciplinary Action (s150AR)	Councillor Conduct Tribunal ordered that Cr Taylor make a public admission that the councillor engaged in misconduct, at an ordinary meeting of the Council within one month of the date of the Order and pay to Council \$100 within 60 days.	CCT	F19/3139
18/04/2016 and 15/08/2017	05/08/2019	Cr Heath	Misconduct: Failed to maintain and update register of interests and declare conflicts of interest	Disciplinary Action (s150AR(1)(b)(i) & (iv))	Councillor Conduct Tribunal ordered that Cr Heath make a public admission that the councillor engaged in misconduct, at an ordinary meeting of the Council within one month of the date of the Order and pay to Council \$100 within 60 days.	CCT	F19/5894
18/11/2018	05/08/2019	Cr Heath	Misconduct: Failed to declare conflict of interest at Council meeting held 08/11/2018 in relation to donation to Unity Alliance Team	Disciplinary Action (s150AR(1)(b)(i) & (iv))	Councillor Conduct Tribunal ordered that Cr Heath make a public admission that the councillor engaged in misconduct, at an ordinary meeting of the Council within one month of the date of the Order and pay to Council \$100 within 60 days.	CCT	F19/5894
16/08/2019	03/06/2020	Cr B Heath	The Tribunal determined, on the balance of probabilities, that the allegation that, between 18 April 2016 and 15 August 2018 Cr Heath engaged in misconduct as defined in s 176(3)(b)(ii) of the <i>Local Government Act 2009</i> in that his conduct involved a breach of trust placed in him as a councillor.	Disciplinary Action 150AR(1)(b)(i)	The Tribunal orders that Cr Heath make a public admission at a Council meeting that he engaged in misconduct in breach of the Act and the principles that underpin the Act. That this admission is to be made at a date arranged by the CEO and within 90 days from the date of the decision.	CCT	F19/6510

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27/07/2020	22/10/2020	Mayor M Nolan	Mayor Nolan self-referred to the OIA advising that he forwarded an email to external third parties.	Disciplinary Action (s150AH(iii))	The Council at its meeting held 22 October 2020 resolved that:- • given the Mayor's self-referral and acceptance of the allegation of inappropriate conduct • no further investigation is necessary • the Mayor accepts the facts • Council has determined that the Mayor has engaged in inappropriate conduct as per s150K(1)(a) of the <i>Local Government Act 2009</i>; and • the appropriate disciplinary action is for the Chief Executive Officer to provide counselling to the Mayor addressing the Mayor's conduct.	Council	C/20/00534
23/09/2020	11/03/2021	Cr B Barnes	It was alleged that on 9 September 2020 Cr Barnes behaved inappropriately during a Councillor Information Session, when, after another councillor made a comment while he was speaking, he responded that he had had enough of that councillor butting in and that she was nothing but a 'rude woman'.	Disciplinary Action (s 150AH)	That Council has determined, on the balance of probabilities, that the allegation on 9 September 2020 Cr Barnes behaved inappropriately and that an order be made that Cr Barry Barnes had engaged in inappropriate conduct and that the subject Councillor reimburse the local government for 25% of the costs arising from the investigation of the Subject Councillor's inappropriate conduct.	CCRC OIA	C/2/2021 C/20/00681

Date of Complaint	Date of Decision	Name of Councillor ¹	Summary & type of Conduct (unsuitable meeting conduct, inappropriate conduct or misconduct)	Summary of Decision	Reason for the Decision	Decision Maker	Complaint Number
08/02/2021	08/04/2021	Mayor Cr M Nolan	It is alleged that Mayor Mark Nolan engaged in inappropriate conduct when he attended the Annual General Meeting of the Tropical Coast Tourism (TCT) Board on 3 December 2020 and advised the TCT Board about Council's replacement representative to the Board. It is alleged that by advising the TCT Board about Council's replacement representative to the Board, that it contravened a resolution of the local government by communicating a decision about a matter which required a council resolution before council had considered the matter.	Disciplinary Action (s 150AH)	That Council has determined, on the balance of probabilities, that the allegation on 3 December 2020 Mayor Cr M Nolan had engaged in inappropriate conduct and that Council has considered the contents of the investigation report and 1) Determined that Council agrees that Mayor Mark Nolan has engaged in appropriate behaviour; and 2) Council has decided that under section 150AH that Mayor Mark Nolan be reprimanded for engaging in inappropriate behaviour.	CCRC OIA	C/3/2021 C/20/00903
22/02/2021	22/04/2021	Cr K Farinelli	It is alleged that on the 9th September 2020 Cr Farinelli behaved inappropriately towards Cr Barnes during a Councillor Information Session when she: • interrupted him while he was speaking; and/or • commented that he was an 'ignorant pig' after he had commented that she was a rude woman.	Disciplinary Action (s 150AH)	That Council has determined, on the balance of probabilities, that the allegation on 9 September 2021 Cr Farinelli had engaged in inappropriate conduct and that:- • an order reprimanding the Subject Councillor for the conduct; and • an order that the Subject Councillor reimburse the local Government for 25% of the costs arising from the investigation of the Subject Councillor's inappropriate conduct.	CCRC OIA	C/4/2021 C/21/00089

Date of Complaint	Date of Decision	Name of Councillor ¹	Summary & type of Conduct (unsuitable meeting conduct, inappropriate conduct or misconduct)	Summary of Decision	Reason for the Decision	Decision Maker	Complaint Number
06/12/2018	08/03/2022	(former) Cr W Kimberley	Misconduct: The Councillor Conduct Tribunal has determined, on the balance of probabilities, that the allegation, that on 6 December 2018, Councillor Wayne Kimberley, a councillor of Cassowary Coast Regional Council, engaged in misconduct as defined in section 150L(1)(b)(i) of the <i>Local Government Act 2009</i> (the Act), in that his conduct involved a breach of trust placed in him as councillor, either knowingly or recklessly, in that it was inconsistent with local government principles in section 4(2)(a) of the Act, 'transparent and effective processes, and decision-making in the public interest' and or section 4(2)(e) of the Act 'ethical and legal behaviour of councillors and local government employees', in that Councillor Wayne Kimberley did not inform the meeting about his personal interests in the matter as required by section 175E(2) of the Act, is sustained. (Full decision can be viewed online:- https://www.statedevelopment.qld.gov.au/data/assets/pdf_file/0020/70580/former-councillor-wayne-kimberley-cassowary-coast-regional-council.pdf.)	Disciplinary Action (s150AR(1)(b)(ii) & (iv))	Councillor Conduct Tribunal ordered that within 60 days of the date that a copy of this decision and orders are given to him by the Registrar: a. Pursuant to s 150AR(1)(b)(ii) of the Act, Councillor Kimberley be reprimanded for his misconduct; b. Pursuant to s 150AR(1)(b)(iv) of the Act, that Councillor Kimberley pay to the local government an amount of \$500.	CCT	F20/5086

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28/02/2022	10/05/2022	Cr T Millwood	It is alleged Cr Millwood breached section 150K(1)(a) of the <i>Local Government Act 2009</i> on 28 January 2022 when she responded to an email from the Chief Executive Officer, which was copied to all councillors and two council officers. It is considered that Cr Millwood's conduct may have breached a behavioural standard of the Code of Conduct for Councillor in Queensland. The OIA referred the complaint to Council to deal with pursuant to section 150W(b).	Disciplinary action (s150AH(1)(b)(iii))	The Council determined that the Councillor engaged in inappropriate conduct and under its investigation policy an early resolution agreement was made with Cr Millwood to undergo Councillor training to the satisfaction of the course convenor and Council's Chief Executive Officer. This training was completed on 24 June 2022.	OIA referred to CCRC	C/22/0118
12/03/2023	26/04/2023	Cr B Barnes	It is alleged Councillor Barnes, on 9 March 2023, at a councillor workshop in Innisfail breached section 150K(1)(a) of the <i>Local Government Act 2009</i> . Councillor Barnes' conduct may have breached a behavioural standard in the Code of Conduct for Councillors in Queensland.	Disciplinary action (s150AH(1)(b)(ii) S150AH(1)(b)(iv))	The Council determined that the Councillor engaged in inappropriate conduct and under its investigation policy an early resolution agreement was made with Cr Barnes stating: That no investigation is required as Cr Barnes had already acknowledged the conduct. Further, that an order that Cr Barnes be reprimanded [section 150AH (1)(b) (ii)] and an order that if Cr Barnes engages in the same type of conduct again, it will be treated as misconduct [section 150AH(1)(b)(vi)].	OIA referred to CCRC	C/23/00155