



POLICY DOCUMENT

9.63.1

Policy Name	Casual Vacancy
Policy No.	9.63.1
Version:	2
Strategic Reference:	
Responsible Department:	Corporate & Community
Policy Adopted:	17 April 2023
Last revised date:	20 May 2019
Minute reference:	CO 23/060
Next review date:	Council will endeavour to review this policy 4 years after adopted date or following significant change to legislation or aspects included within this policy.
Applicable Legislation:	Local Government (Elections) Act 1999
Related Policies:	
Related Documents:	

1. **PURPOSE**

This Policy is prepared in order to meet the provisions contained in Section 6(2)(b)(iv) of the *Local Government (Elections) Act 1999* (the Act).

Section 6(2)(b) of the Act provides that a supplementary election will not be held to fill a vacancy if:

- The vacancy is for an office other than Mayor; and
- The area of the Council is not divided into wards; and
- There is no more than one other vacancy in the office of a member of the Council (disregarding the office of Mayor); and
- It is a Policy of the Council at the time the vacancy occurs that it will not fill such a casual vacancy or vacancies until the next general election.

2. **POLICY DETAIL**

Council recognises that during the four year term of Council, casual vacancies may occur.

Council meets the requirements of Section 6(2)(b)(iii)(A) of the Act and as such, Council has determined that should one or two casual vacancies occur in the office of Councillor, a supplementary election will not be held to fill such office.

If a subsequent further vacancy occurs more than twelve months before polling day for:

- a periodic election; or
- a general election (other than a periodic election) if the date of that polling day is known at the time of the occurrence of the vacancy,

a supplementary election will be held to fill all the vacant offices.

3. **RELEVANT DELEGATED POWERS AND DUTIES**

Any actions or decisions made regarding this policy, will be enacted upon as per Council's current Delegations Register.