



Victoria Government Gazette

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SPECIAL

Local Government Act 1989

SUSPENSION OF COUNCILLORS OF THE NILLUMBIK SHIRE COUNCIL AND APPOINTMENT OF AN ADMINISTRATOR

Order in Council

WHEREAS the Minister for Planning and Local Government, Robert Maclellan, has made a recommendation pursuant to section 219(1) of the **Local Government Act 1989** that all the Councillors of the Nillumbik Shire Council be suspended (the Minister being satisfied on reasonable grounds that the Nillumbik Shire Council has failed in a serious respect to provide for the good government of its municipal district in relation to its functions and that the failure is ongoing);

AND WHEREAS the Minister for Planning and Local Government being the Minister responsible for the administration of the **Local Government Act 1989** has also recommended that the Governor in Council exercise the power conferred by section 219(2) of the **Local Government Act 1989** to suspend all of the Councillors of the Nillumbik Shire Council, and to appoint Mr Merv Whelan as an administrator for the Council and to exercise the power conferred by section 219(4) of the **Local Government Act 1989** to specify the date this Order is made.

NOW THEREFORE the Governor in Council acting pursuant to the power conferred by subsections 219(2) and (4) of the **Local Government Act 1989** by this Order in Council **HEREBY -**

- (a) SUSPENDS all the Councillors of the Nillumbik Shire Council;
- (b) APPOINTS Mr Merv Whelan to be the administrator of the Nillumbik Shire Council; and
- (c) SPECIFIES that this Order comes into effect from the date this Order is made.

Dated 13 October 1998

Responsible Minister:

ROBERT MACLELLAN

Minister for Planning and Local Government

SHARNE BRYAN

Clerk of the Executive Council

Gazette Services

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