



# Disclosures of Pecuniary Interest and Other Matters (First Return)

## Model Code of Conduct for Local Councils in NSW

### Schedule 2 - Form of Written Return of Interest Submitted under Clause 4.21

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* (the Model Code of Conduct).
2. If this return is the first return you have been required to lodge with the Chief Executive Officer 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 as at the return date, that is, the date on which you became a councillor or designated person.
3. This form must be completed using block letters or typed.
4. 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.

#### Important Information

This information is being collected for the purpose of compliance with clause 4.21 of the Model 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 4.23 of the Model Code of Conduct). Complaints made 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 Chief Executive Officer in a register of returns. The Chief Executive Officer is required to table all returns at a council meeting.

Information contained in returns made and lodged under clause 4.21 is to be made publicly available in accordance with the requirements of the Government Information (Public Access) Act 2009, the Government Information (Public Access) Regulations 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.

## Disclosures by Councillors and Designated Persons Return

By [full name of councillor or designated person]:\*

Alexander Hugh Phemister

Date:\*

28/09/2021

in respect of the period from (Commencement Date):\*

29/03/2021

to 30 June 2021

#### Please note:

- All sections must be completed. If you do not have anything to disclose respond with "NIL"
- You may upload additional information required to be disclosed by using the Browse field at the end of this form.
- For assistance in completing your return please refer to the Self-Help Guide.

## 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	Date Added
████████████████████	half owner	28/09/2021

I confirm that I have answered the above question:\*

yes

## 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)	Date Added
Director Planning and Infrastrucutre	Level 4, 31 Victor Street, Chatswood - Willoughby City Council		28/09/2021

I confirm that I have answered the above question:\*

yes

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	Date Added
NIL	NIL	28/09/2021

I confirm that I have answered the above question:\*

yes

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 (Not Applicable)

## D. Contributions to Travel (Not Applicable)

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## E. Interests and Positions in Corporations

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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	Nature of interest (if any)	Description of position (if any)	Description of principal objects (if any) of corporation (except in case of listed company)	Date Added
CPL Development Group Pty Ltd - Director	Director, owned by Family Trust	Director	No objectives - Shell company (inactive)	28/09/2021
Brown Bug Pty Ltd - Director	Trustee Company for Family Trust	Director	No objectives - shell company that is trustee of family trust (inactive)	28/09/2021

I confirm that I have answered the above question:\*

yes

## F. Property Development

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Were you a property developer or a close associate of a property developer on the return date? :\*

No

## G. Position in trade unions and professional or business associations

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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	Date Added
NIL	NIL	28/09/2021

I confirm that I have answered the above question:\*

yes

## H. Debts

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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 (Not Applicable)

## J. Discretionary Disclosures

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**Discretionary Disclosures:\***

NIL

**Attachments (10 MB size limit):**

**I confirm that the information given in this form is true, complete and accurate:\***

yes

## Approval for uploading an edited copy of this record to website

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In accordance with [section 6](#) of the Government Information (Public Access) Regulation 2018 (GIPA Act), the GIPA Act requires agencies make certain information publicly available, this includes the returns of the interests of councillors and designated persons (see [clause 1\(2\)\(a\)](#) of Schedule 1).

Section 6(4) of the GIPA Act requires agencies to "facilitate public access to open access information contained in a record by deleting matter from a copy of the record to be made publicly available, if inclusion of the matter would otherwise result in there being an overriding public interest against disclosure of the record, and it is practicable to delete the matter".

Clause 3 in the table in [section 14](#) of the GIPA Act, lists as a consideration against disclosure the fact that information may reveal someone's personal information, or would contravene an information privacy principle under the *Privacy and Personal Information Protection Act 1998* (NSW) (PPIP Act).

An individual has a right to protect the privacy of their personal information. Given the amount of personal information that may be contained in the returns, special care should be taken to protect this right. Therefore, Council has decided that there is an overriding public interest against disclosure, and will be releasing an edited copy of the record (for example redacting the individual's signature or residential address) in accordance with [section 6\(4\)](#) of the GIPA Act.

**I agree to my Disclosure of Pecuniary interests and Other Matters form (Disclosures by Councillors and Designated Persons Return) form to be uploaded to the Council's website in an edited manner which does not disclose my personal address and signature:\***

yes

**Note:** Copies of publicly available information about returns may be made in accordance with [clause 5\(1\)\(b\)](#) of the GIPA Regulation.

If you have any concerns in relation to the release of your form on Council's website, please contact council's governance team.

## Privacy

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The personal information you provide on this form is necessary to enable Council staff to process the form and contact you in relation to the outcome. The personal information will only be viewed by Council staff who have responsibility for processing this form, however may be viewed by others as required by Law. View [Willoughby City Council's Privacy Statement](#) for further information.