

List of Specified Offences

The following offences are classified as 'specified offences' under section 8A.4(2) of the *Local Government Act 1995* (Act). A council member who commits a specified offence is considered to have committed a specified breach under the Act.

If you believe a council member has committed a specified offence, guidance on lodging a breach complaint is available on the Local Government Inspector's [website](#).

Offence	Section or regulation
Offences under the <i>Local Government Act 1995</i>	
Failing to vote at a council or committee meeting.	s. 5.21(5)
Failing to disclose nature of interest in a matter to be discussed at a council or committee meeting.	s. 5.65(1)
Participating in a council or committee meeting after disclosing an interest.	s. 5.67
Contravening a Minister's condition allowing participation in a council or committee meeting after disclosing an interest.	s. 5.69(4)
Contravening a Minister's condition relating to exempting committee members from disclosure requirements.	s. 5.69A(4)
Failing to lodge a primary return in the prescribed form within 3 months of start day.	s. 5.75(1)
Failure to lodge an annual return in the prescribed form by 31 August of that year.	s. 5.76(1)
Failing to disclose details in a primary or annual return as required under sections 5.79, 5.80, 5.81, 5.84, 5.85 and 5.86 of the Act.	s. 5.78(1)
Failing to disclose gifts in the manner required by the Act.	s. 5.87A(1)
Improper use of information acquired in the performance of functions under the Act to gain an advantage or to cause detriment to the local government or any other person.	s. 5.93
Failing to promptly inform the CEO of a disqualification offence charge in writing.	s. 8.15J(1)

Offence	Section or regulation
Disclosing or using information that a complaint has been made or information about any detail of a complaint.	s. 8A.36(2)
Providing false or misleading information in relation to a complaint.	s. 8A.38(1)
Refusing or failing to comply with a requirement in a notice to provide information to the Inspector, without reasonable excuse.	s. 8B.43(4)
Hindering or obstructing, failing to comply with directions from, or providing of false or misleading information to an Inspector, investigator, or monitor.	s. 8B.57(1)
Contravening a provision of the Act after receiving a related compliance notice.	s. 8B.61(2)
Failing to comply with a requirement in a notice to provide information to the Minister or Departmental CEO.	s. 9.65A(2)
Offences under the Local Government (Administration) Regulations 1996	
(1) Failing to complete training in accordance with regulations.	r. 36B
(2) Failing to declare passing of training or exemption from training.	
(3) Providing false, misleading or deceiving information in a declaration about passing of training or exemption from training.	
Offences under <i>The Criminal Code</i>	
Receiving, seeking, agreeing to receive, giving, offering, or promising a bribe involving a public officer.	s. 82
Acting on insider information, acting in a matter where a pecuniary interest exists, or acting corruptly in the performance or discharge of functions to gain a benefit or cause a detriment to a person.	s. 83
Corruptly altering, omitting or falsifying records, providing false information or returns, or omitting to provide a required return.	s. 85