



## Reprimand Cr Davey, the City of Burnside (25BSP-0005)

The Behavioural Standards Panel notes that:

- On multiple occasions during the current council term Cr Jane Davey engaged in behaviour that breached the *Behavioural Standards for Council Members* and the *Local Government Act 1999* (the Act).

Upon Inquiry into a complaint that combined numerous allegations, the Panel found that Cr Davey had committed misbehaviour, repeated misbehaviour and serious misbehaviour as defined by the Act and has made the following orders:

1. It reprimands Cr Davey, by means of a public statement, in accordance with section 262W(1)(a) of the *Local Government Act 1999* (the Act).
2. The Council is directed to pass a censure motion in respect of Cr Davey, in accordance with section 262W(1)(b) of the Act.
3. Cr Davey is required to issue a public apology in a manner determined by the Panel, in accordance with section 262W(1)(c) of the Act.
4. Cr Davey is required to reimburse the Council the specified amount of \$1500, as a proportion of reimbursement of the costs to the Council in relation to dealing with these complaints, in accordance with section 262W(1)(e) of the Act.
5. Cr Davey is to be suspended from the office of elected member of the council for a period of three months without allowance.
6. The Council is directed to lodge a complaint against the member with SACAT, on the grounds of alleged misbehaviour, repeated misbehaviour and serious misbehaviour by the member in accordance with section 264(a1)(b) of the Act.

The Panel affirms that:

- All council members should act in accordance with the standards of behaviour that are expected of them as set out in or made under the Act.
- That council members should comply with those standards at all times.
- Where it has been found that a member has not met those standards, that member must comply with any resolutions made by a council, under section 262C of the Act.

Therefore, the Panel reprimands Cr Davey under section 262W(1)(a) of the Act for:

- The multiple occurrences of poor behaviour that required the Council's investigations and resolutions.
- Failing to make an apology that the Council required of Cr Davey which compounded the effects of this offensive behaviour.

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- Repeatedly engaging in poor behaviour that had a negative impact on individuals and the wider community that were affected by it, which exposed the Council to reputational risk and caused significant cost to the Council and the community.
- Failing to take reasonable care that her behaviour does not adversely affect the health and safety of council members.

