



REGISTER OF COMPLAINTS - ELECTED MEMBERS

(Refer Section 5.121 of the *Local Government Act 1995*)

All complaints against the City of Canning ('City') Elected Members that result in a finding by the Local Government Standards Panel (under section 5.110(2)(a) of the *Local Government Act 1995*) that a minor breach has occurred must be recorded in a register of complaints and that register must be published on the City's website.

Name of council member about whom the complaint is made (Section 5.121 (2)(a))	Name of the person who makes the complaint (Section 5.121 (2)(b))	Description of the minor breach the standards panel finds has occurred (Section 5.121 (2)(c))	Details of the action taken under Section 5.110(6) (Section 5.121 (2)(d))
Councillor Jesse Jacobs	Ms Sue Arazi	On 7 and 8 August 2017, Councillor Jesse Jacobs committed a breach of regulation 7(1)(b) of the <i>Local Government (Rules of Conduct) Regulations 2007</i> , by making improper use of his office as a council member to cause detriment to another person, Sue Arazi, when he visited the Tate Street Lodge, a residential facility in the City.	On 15 October 2018, Councillor Jesse Jacobs undertook training, as specified in the Standards Panel's Order of 5 June 2018.
Mayor Paul Ng	Councillor Patrick Hall	On 5 October 2017 and 6 October 2017, Mayor Paul Ng committed a breach of regulation 7(1)(b) of the <i>Local Government (Rules of Conduct) Regulations 2007</i> , by making improper use of his office as a council member to cause detriment to another person, Councillor Patrick Hall, when he telephoned and sent emails to a local newspaper journalist concerning a local government election flyer published by another City Councillor, Councillor Patrick Hall.	On 29 April 2019, Mayor Paul Ng undertook training, as specified in the Standards Panel's Order of 29 August 2018.
Councillor Jesse Jacobs	Athanasios (Arthur) Kyron	On 7 and 13 of August 2018, Councillor Jesse Jacobs committed four breaches under the <i>Local Government Act 1995 (WA)</i> and regulations 7 and 8 of the <i>Local Government (Rules of Conduct) Regulations 2007</i> when he published and distributed flyers with the City's logo to residents. One flyers related to a proposed new runway at Perth Airport and the other related to saving Australia Post mailboxes.	On 16 October 2019, at the City's Ordinary Council Meeting, Councillor Jesse Jacobs publicly apologised to the Council, the City, and Perth Airport, as specified in the Standards Panel's Order of 26 August 2019.
Councillor Benjamin (Ben) Kunze	Mr Richard Aldridge	On 16 February 2020, Councillor Ben Kunze committed one minor breach under the <i>Local Government Act 1995 (WA)</i> and regulation 8 of the <i>Local Government (Rules of Conduct) Regulations 2007 (WA)</i> when he used his @canning.wa.gov.au email account, which was a resource of the City, for the purpose of persuading electors to vote for a candidate at the Bannister Ward by-election.	The Standards Panel's Order of 22 October 2020 can be found here. Following appeal to the State Administrative Tribunal (SAT), on 14 December 2021 SAT ordered that no sanction is to be imposed. This decision can be found at WASAT 159 [2021] .
Deputy Mayor Jesse Jacobs	Mayor Patrick Hall	On 8 December 2020, Deputy Mayor Jesse Jacobs committed one minor breach under the <i>Local Government Act 1995 (WA)</i> and regulation 11 of Division 4 of the <i>Local Government (Rules of Conduct) Regulations 2007</i> when he failed to declare an impartiality interest at the Ordinary Council Meeting of 8 December 2020 in respect to City funds to be provided to upgrade a park located close to his home 20 August 2021	The Standards Panel's Order of 17 September 2021 can be found here. Following referral to the State Administrative Tribunal (SAT) on 6 October 2021, SAT ordered that the order of the Standards Panel dated 17 September 2021 is confirmed. This decision can be found at https://ecourts.justice.wa.gov.au/eCourtsPortal/Decisions/ViewDecision?returnUrl=%2feCourtsPortal%2fDecisions%2fFilter%2fSAT%2fRecentDecisions&id=dd906bd0-f9be-4d14-af9c-98b43b848ed8 On 25 February 2023, Councillor Jesse Jacobs undertook training, as specified in the Standards Panel's Order of 17 September 2021.

Name of council member about whom the complaint is made (Section 5.121 (2)(a))	Name of the person who makes the complaint (Section 5.121 (2)(b))	Description of the minor breach the standards panel finds has occurred (Section 5.121 (2)(c))	Details of the action taken under Section 5.110(6) (Section 5.121 (2)(d))
Mayor Patrick Hall	Councillor Jesse Jacobs	Mayor Patrick Hall committed one minor breach under the <i>Local Government Act 1995</i> (WA) and regulation 11 of Division 4 of the <i>Local Government (Rules of Conduct) Regulations 2007</i> and regulation 34D of the <i>Local Government (Administration) Regulations 1996</i> when he said that the Council could not be trusted at the Special Council Meeting that was held on 10 May 2021.	On 15 March 2022, at the City's Ordinary Council Meeting, Mayor Patrick Hall publicly apologised to the Council, as specified in the Standards Panel's Order of 16 January 2022.
Councillor Jesse Jacobs	Mayor Patrick Hall	Councillor Jesse Jacobs committed two minor breaches under the <i>Local Government Act 1995</i> (WA) and regulation 18 of Division 4 of the <i>Local Government (Model Code of Conduct) Regulations 2021</i> when he made certain comments to a journalist that were published in the West Australian Newspaper on 17 May 2021.	On 17 May 2022, at the City's Ordinary Council Meeting, Councillor Jesse Jacobs publicly apologised to Mayor Patrick Hall, the Council and the public, as specified in the Standards Panel's Order of 24 March 2022.
Councillor Jesse Jacobs	Mayor Patrick Hall	Councillor Jesse Jacobs committed two minor breaches under the <i>Local Government Act 1995</i> (WA) and regulation 18 of Division 4 of the <i>Local Government (Model Code of Conduct) Regulations 2021</i> when he made certain comments to a journalist that were published in The West Australian Newspaper on 25 August 2021 and 26 August 2021, alleging that the Complainant had hired a private investigator to discredit him ahead of the Local Government Election 2021.	<p>The Standards Panel's Order of 30 August 2022 can be found here.</p> <p>On 22 September 2022, Councillor Jacobs applied to the State Administrative Tribunal (SAT) for a review of the Panel's decision.</p> <p>On 7 November 2023, SAT found that, pursuant to s 46(1) of the <i>State Administrative Tribunal Act 2004</i> (WA), former councillor Jesse Jacobs has leave to withdraw this proceeding and the proceeding is dismissed pursuant to s 46(2) of the <i>State administrative Tribunal Act 2004</i> (WA). This decision can be found at: https://ecourts.justice.wa.gov.au/eCourtsPortal/Decisions/ViewDecision?returnUrl=%2feCourtsPortal%2fDecisions%2fFilter%2fSAT%2fRecentDecisions&id=ebf85567-d21f-4f0e-9c4a-97afccfaab86</p> <p>Pursuant to the Standards Panel's Order of 30 August 2022, the City published former Councillor Jesse Jacobs':</p> <ul style="list-style-type: none"> • Notice of Public Apology; and • Public Censure <p>a. on the City's Facebook Page https://www.facebook.com/photo/?fbid=671381698514538&set=a.111859897800057;</p> <p>b. on the City's website https://www.canning.wa.gov.au/newsroom/notice-of-public-censure-and-public-apology-82b94e1d); and</p> <p>c. in the December 2023 City of Canning public newsletter  Canning in Focus - December 2023 .</p>
Councillor Amanda Spencer-Teo	Mr Richard Aldridge	On 8 December 2021, Councillor Amanda Spencer-Teo a councillor of the City of Canning ("the City") did commit a minor breach pursuant to the <i>Local Government Act 1995</i> (WA) ("the Act") and Division 4 and Regulation 18 of the <i>Local Government (Model Code of Conduct) Regulations 2021</i> ("the Regulations") when she asserted that the Complainant had made defamatory comments regarding Cr Spencer-Teo in an article in the Canning Examiner Newspaper.	<p>The Standards Panel's Order of 21 December 2022 can be found here.</p> <p>The Standards Panel ordered that no sanction be imposed.</p>
Councillor Amanda Spencer-Teo	Ms Karen Gail Barber	On 8 December 2021, Councillor Amanda Spencer-Teo did commit a minor breach pursuant to the <i>Local Government Act 1995</i> (WA) and Division 4 and Regulation 18 of the <i>Local Government (Model Code of Conduct) Regulations 2021</i> when she asserted that the Complainant had made defamatory comments regarding Councillor Spencer-Teo in an article in the Canning Examiner Newspaper.	<p>The Standards Panel's Order of 22 December 2022 can be found here.</p> <p>On 11 January 2023, Councillor Spencer-Teo applied to the State Administrative Tribunal for a review of the Panel's decision.</p>

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			<p>On 3 March 2023, the application to the State Administrative Tribunal was withdrawn.</p> <p>On 23 March 2023, at the City's Ordinary Council Meeting, Councillor Spencer-Teo apologised to Mr Richard Aldridge and Ms Gail Barbera, as specified in the Standards Panel's Order of 22 December 2022.</p>
Councillor Craig Sweeney	Councillor Amanda Spencer-Teo	Councillor Sweeney committed one minor breach under the <i>Local Government Act 1995</i> (WA) and regulation 18 of the <i>Local Government (Rules of Conduct) Regulations 2007</i> (WA) when he made an improper Post on his Councillor Facebook page.	<p>The Standards Panel's Order of 31 March 2023 can be found here.</p> <p>The Standards Panel ordered that no sanction be imposed</p>