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COMPLETE

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Page 2: Submitter Details

**Q1**

If wish to upload a file as part of your submission, please upload it here.

City of Casey Response to MAV Rules 2021-22 Directions Paper.pdf [REDACTED]

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**Q2**

Submitter details

Full name of submitter (officer or councillor)

Email Address

Phone Number

[REDACTED]

[REDACTED]

[REDACTED]

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**Q3**

Council (if applicable)

Casey City Council

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**Q4**

Is this submission being made as a council submission?

Yes

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Page 3: Privacy Collection notice

**Q5**

How would you like your submission to be managed?

Publish my submission with only my organisation's name included

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**Q6**

Refer to the collection notice on this page

I agree with the privacy collection notice

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Page 4: Rules affecting the Office of the President

**Q7**

**I support this option.**

Nominating for PresidentThe preferred option is to retain current arrangements and require councillors nominating for the office of MAV President to be the nominated MAV representative of their Council. Please indicate:

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**Q8**

**Respondent skipped this question**

Please include any comments about this option.

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**Q9**

**I support this option.**

The President's term in officeThe preferred option is to continue two year presidential terms in office but to change the MAV Rules to require member Councils to commit to two year memberships, payable in two annual installments. Please indicate:

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**Q10**

Please include any comments about this option.

Clarification is required around the penalties that a Council may incur if they elect to withdraw its membership throughout the presidential term in office.

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**Q11**

**I support this option.**

The President's tenureThe preferred option is to change MAV Rules to cap the tenure of a MAV President at four consecutive two year terms. Please indicate:

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**Q12**

**Respondent skipped this question**

Please include any comments about this option.

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Page 5: Rules affecting the MAV Board

**Q13**

**I only support option 2.**

Electing a BoardOption 1. Maintain an equal number of regional groupings of rural and metropolitan Councils for the purpose of electing MAV representatives to the MAV Board.Option 2. Maintain an equal number of Board members from rural and metropolitan members, and conduct "at large" elections, using a proportional representation electoral model in the metropolitan area and maintain regional groupings for regional and rural Victoria.Please indicate:

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**Q14**

**Respondent skipped this question**

Please include any comments about this option.

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**Q15**

**I support this option.**

Size of the BoardThe preferred option is to reduce the number of elected Board members from 12 to 10 (not including the President). Please indicate:

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**Q16**

**Respondent skipped this question**

Please include any comments about this option.

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**Q17**

**I support this option.**

Term and tenure of Board membersThe preferred option is Two year Board terms, capped at four (4) consecutive terms. Board members who are no longer their Council's MAV representative may complete their term of office. Councils be encouraged to reappoint their MAV representative when that representative has been elected to the Board. Please indicate:

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**Q18**

Please include any comments about this option.

However, if the president must be the MAV delegate, then so should a board member. This will need to be taken into consideration.

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**Q19**

**I support this option.**

Interim Board arrangements.The preferred option is: The concept of an Interim Board be abolished. The concept of a "significant decision", as defined in the current MAV Rules be abolished and such matters be resolved by a simple majority vote. In the event that the Immediate Past President is no longer a Councillor, the MAV President, for the period between local government General Elections being declared and the MAV Presidential elections should be the Immediate Past Deputy President from the same general grouping of the Immediate Past President (Metropolitan or Rural) and if that Immediate Past Deputy President was no longer a Councillor, the other Immediate Past Deputy President would be appointed as President. If both Immediate Past Deputy Presidents were no longer a Councillor, the Board would elect a President from the remaining members of the Board. MAV Rules be amended to make suitable provisions for securing a Board quorum in the event that fewer than a quorum of members of the Board, who were in office immediately prior to the Council General Elections, have been re-elected as Councillors or have not resigned their positions as MAV President or Board members.

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**Q20**

**Respondent skipped this question**

Please include any comments about this option.

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Page 6: Rules affecting State Council

**Q21**

**I support this option.**

State Council making PolicyThe preferred option is to make changes to MAV Rules which:Empower the MAV Board to ensure that member proposals for State Council: Are of state-wide significance to local government. Respond to important emerging issues which require the MAV to have clearly adopted positions. Have a significant and clear connection with the adopted MAV Strategy. Are reviewed by the MAV Board and consolidated, amended or modified when broadly dealing with similar subject matter to other member proposals. Require member Councils to provide notice of member proposals not less than 60 days before the meeting. Require the MAV to provide member Councils with the agenda for State Council meetings not less than 30 days before the meeting.

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**Q22**

Please include any comments about this option.

Provided that there is agility for key sector wide issues to be responded quickly with proactive advocacy through other appropriate pathways.

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**Q23**

**I support this option.**

Empower the MAV Board to place Board motions on the agenda of State Council meetings.

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**Q24**

**Respondent skipped this question**

Please include any comments about this option.

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**Q25**

**I do not support this option.**

Plural or weighted voting.The preferred option is to abolish plural voting.

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**Q26**

Please include any comments about this option.

It is less relevant should the State Council have clarity of purpose at the forum. However, the objective of voting must be to ensure that the decision made is representative of the majority of the membership and represents the interests of the majority of Victorians. It is our view that a plural voting model should be retained.

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**Q27**

**I support this option.**

High standards of ethical behaviourThe preferred option is for MAV Rules changes to prescribe how members of State Council will declare and manage conflicts of interest and to require the establishment and operation of a MAV Audit and Risk Committee.

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**Q28**

Please include any comments about this option.

This is a standard practice in all government and board positions.

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**Q29**

**I support this option.**

Councils discontinuing their MAV financial membershipThe preferred option in relation to Councils who wish to discontinue their financial membership of the MAV is: To require six months' notice of that decision to be provided, and To retain MAV Rules that exclude a non-participating Council member from the services or functions of the MAV except where the MAV CEO has agreed to provide selected services under special fee-for-service arrangements.

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**Q30**

Please include any comments about this option.

That is reasonable, however, this seems inconsistent with the two-year membership requirement.

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# MAV 2021-22 Rules Review

**City of Casey Response to Directions Paper**

May 2022

This submission by the City of Casey is responding to the MAV 2021-22 Rules Directions Paper. It is also supported by the Panel of Administrators.

## Survey Response

AREA OF RULES	MAV OPTIONS AND DIRECTIONS	COUNCIL'S RESPONSE
Nominating for President	The preferred option is to retain current arrangements and require councillors nominating for the office of MAV President to be the nominated MAV representative of their Council.	In Support
President's term in office	The preferred option is to continue two-year presidential terms in office but to change the MAV Rules to require member Councils to commit to two year memberships, payable in two annual instalments.	In Support  Clarification is required around the penalties that a Council may incur if they elect to withdraw its membership throughout the presidential term in office.
President's tenure	The preferred option is to change MAV Rules to cap the tenure of a MAV President at four consecutive two-year terms.	In Support
Electing a Board	<p><b>Option 1:</b> Is to maintain an equal number of regional groupings of rural and metropolitan Councils for the purpose of electing MAV representatives to the MAV Board.</p> <p><b>Option 2:</b> Is to maintain an equal number of Board members from rural and metropolitan members, but to conduct "at large" elections, using a proportional representation electoral model in the metropolitan area whilst maintaining regional groupings amongst regional and rural Councils.</p>	In support of Option 2

AREA OF RULES	MAV OPTIONS AND DIRECTIONS	COUNCIL'S RESPONSE
Skill based Board Members	The preferred option is to maintain current arrangements whereby members of the MAV Board are all elected members.	Not In Support.  Skill based members, in addition to Councillor representation would not only enhance the Board's commercial capabilities, it would ensure the Board is a high-performing body and it would guide the transition from a representative to a functional Board.
Size of Board	The preferred option is to reduce the number of elected Board members from twelve to ten (not including the President).	In Support
Term and tenure of Board Members	The option is: <ul style="list-style-type: none"> <li>• Two (2) preferred year Board terms, capped at four (4) consecutive terms.</li> <li>• Board members who are no longer their Council's MAV Representative may complete their term of office.</li> <li>• Councils be encouraged to reappoint their MAV representative when that representative has been elected to the Board</li> </ul>	In Support  However, if the president must be the MAV delegate, then so should a board member. This will need to be taken into consideration.
Interim Board Arrangements	The preferred options are: <ul style="list-style-type: none"> <li>• To abolish the concept of an Interim Board,</li> </ul>	In Support



AREA OF RULES	MAV OPTIONS AND DIRECTIONS	COUNCIL'S RESPONSE
	<ul style="list-style-type: none"> <li>• To abolish the notion of significant decisions and allow the Board to make all decisions on a simple majority vote, and</li> <li>• To provide new Rules for that period after the local government General Elections and before the MAV elections for President and Board which will clarify who would be the President during this period and what would occur in the event that a Board quorum didn't result from the council elections process.</li> </ul>	
Board performance and accountability	The preferred option is that MAV Rules be changed to require the Board to annually undertake a review of Board performance and to include the results of such reviews in the MAV's Annual Report.	In Support
State Council making Policy	<p>The preferred option is to make changes to MAV Rules which:</p> <ol style="list-style-type: none"> <li>1. Empower the MAV Board to ensure that member proposals for State Council: <ul style="list-style-type: none"> <li>• Are of state-wide significance to local government.</li> <li>• Respond to important emerging issues which require the MAV to have clearly adopted positions.</li> </ul> </li> </ol>	<p>In Support</p> <p>Provided that there is agility for key sector wide issues to be responded quickly with proactive advocacy through other appropriate pathways.</p>

AREA OF RULES	MAV OPTIONS AND DIRECTIONS	COUNCIL'S RESPONSE
	<ul style="list-style-type: none"> <li>• Have a significant and clear connection with the adopted MAV Strategy.</li> <li>• Are reviewed by the MAV Board and consolidated, amended or modified when broadly dealing with similar subject matter to other member proposals.</li> <li>• Require member Councils to provide notice of member proposals not less than sixty days before the meeting.</li> <li>• Require the MAV to provide member Councils with the agenda for State Council meetings not less than thirty days before the meeting.</li> </ul> <p>2. Empower the MAV Board to place Board motions on the agenda of State Council meetings.</p>	
Plural or weighted voting	The preferred option is to abolish plural voting.	<p>Not In Support</p> <p>It is less relevant should the State Council have clarity of purpose at the forum. However, the objective of voting must be to ensure that the decision made is representative of the majority of the membership and represents the interests of the majority of Victorians. It is our view that a plural voting model should be retained.</p>

AREA OF RULES	MAV OPTIONS AND DIRECTIONS	COUNCIL'S RESPONSE
Matters for consideration at State Council	The preferred option is to require member Councils to submit matters for consideration at meetings of State Council and to do so by Council resolution.	<p>In Support</p> <p>A resolution of the Council ensures that the motion has been considered by the Council as a matter of MAV significance and relevance.</p>
High standards of ethical behaviour	The preferred option is for MAV Rules changes to prescribe how members of State Council will declare and manage conflicts of interest and to require the establishment and operation of a MAV Audit and Risk Committee.	<p>In Support</p> <p>This is a standard practice in all government and board positions.</p>
Discontinuing MAV financial membership	<p>The preferred option in relation to Councils who wish to discontinue their financial membership of the MAV is:</p> <ul style="list-style-type: none"> <li>• To require six months' notice of that decision to be provided, and</li> <li>• To retain MAV Rules that exclude a non-participating Council member from the services or functions of the MAV except where the MAV CEO has agreed to provide selected services under special fee-for-service arrangements.</li> </ul>	<p>In Support</p> <p>That is reasonable, however, this seems inconsistent with the two-year membership requirement.</p>