



NOTICE OF MOTION TO RESCIND OR AMEND

This form lodges a notice of intention to move that a resolution passed by Council be rescinded or amended in accordance with rule 42 of the Governance Rules. The full text of rule 42 is included below.

- A notice of motion to rescind or amend must be:
- in writing, or sent electronically, and generally be in a form approved by the Chief Executive Officer;
 - be signed, including by electronic means, by the Councillor intending to move the motion to rescind or amend;
 - be signed, including by electronic means, by another Councillor willing to second the motion to rescind or amend for the purpose of debate at the meeting at which it will be considered; and
 - be lodged with the Chief Executive Officer no later than 72 hours following the meeting at which the resolution proposed to be rescinded or amended was adopted.

I, Councillor ... Helena Kirby give notice of my intention to move at the meeting of Council to be held on ... 23 ... 107 1 ... 2024 that the resolution of Council passed on ... 28 ... 106 1 ... 2024 namely: item 7.7 P23255 Milton street, Bannockburn child care centre)

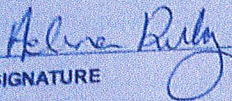
Resolution proposed to be rescinded/amended:

- refer attached

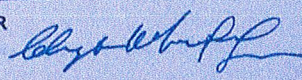
be rescinded ☒ OR amended ☐ (Please tick one box)

and subject to that motion being carried, in its place, I, Councillor Helena Kirby propose to move that Council:

I do not believe the application was considered duly against the provisions of the Planning Scheme,, including the Municipal Planning Strategy and Planning Policy Framework, and the decision guidelines of the Planning scheme, (clause 65).

Helena Kirby 
COUNCILLOR SIGNATURE
NAME: HELENA KIRBY

Clayton Whitfield

SIGNATURE OF SECONDER
NAME: Clayton Whitfield 

(This section to be completed and signed by Chief Executive Officer)

This notice was received by the Chief Executive Officer at 3:08 21/06/2024 am/pm on 21/06/2024



CEO SIGNATURE

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42 NOTICES OF RESCISSION OR AMENDMENT

42.1 A notice of rescission is a form of notice of motion. Accordingly, all provisions in these rules regulating notices of motion equally apply to notices of rescission except to the extent of any inconsistency with this Rule.

42.2 Motions to rescind or alter a previous resolution of Council can be made by:

(a) A notice of rescission delivered by a Councillor in accordance with sub-rule 42.3; or

Attachment – Resolution to be rescinded

That Council resolves to issue a Notice of Refusal to Grant a Planning Permit for the use and development of land for a child care centre and associated buildings and works at 21 Milton Street, Bannockburn on the following grounds:

1. The subject site is not suitable for a childcare centre.
2. The proposed use and development will exasperate the existing traffic and parking conditions within the Bannockburn Town Centre.
3. The proposed use and development will detrimentally impact the amenity of surrounding residents.
4. The proposed use and development does not respond appropriately to the site context and prevailing neighbourhood character.