



5. SEALING SCHEDULE

Item 5.1

- 1.1 City of Port Phillip appointed Peter Smith to the position of Chief Executive Officer under a Contract of Employment made on 19 April 2017, under section 94 and 95A of the Local Government Act 1989.
- 1.2 The parties wish to continue the appointment of the Officer in the position on the terms set out in the Principal Contract, subject to the variations to the Principal Contract provided for in the Deed of Variation.
- 1.3 The Deed varies the existing arrangements under the contract for employment and is a restructure of the current allowance provisions. No new benefits, financial or otherwise, have been added to the Contract, and there is no cost to Council as a result of the Deed of Variation.
- 1.4 Legal advice has been received advising that the Deed requires the affixing of the common seal. Under the Local Law number 2/2009, part five, section 29c) the Seal can only be used with the authority of the Council.
- 1.5 Therefore, procedurally, Council needs to resolve to fix the seal to the documents to endorse the contract variation.

Responsible Manager: Chris Carroll, General Manager Customer and Corporate Services

RECOMMENDATION

That the Common Seal be affixed to the Deed of Variation to the Contract of Employment between City of Port Phillip and Peter Smith, Chief Executive Officer.

TRIM FILE NO: F16/3

ATTACHMENTS Nil