

Local Government Act 1993 (NSW)

Section 462: Decision not to investigate a complaint:

- (1) The Director-General may decide to take no action concerning a complaint (including a complaint referred to in section 464(2)) if the Director-General considers that the complaint falls into any of the following categories:
 - a) the complaint is frivolous, vexatious or not made in good faith.

Section 677: Compensation may be awarded against vexatious litigants

1. The Land and Environment Court, on the hearing of proceedings brought under section 674, has a discretion to award compensation to the person against whom such proceedings are taken if the Court considers that:
 - a. the proceedings against the person are frivolous or vexatious, and
 - b. the person has incurred expense as a consequence of any delay to an activity that has occurred as a result of the proceedings, and
 - c. the activity is authorised by an approval held by the person.

Local Government Act 1999 (SA)

265: Hearing by District Court

- 3) The District Court may at any time dismiss a complaint if it considers –
 - a) that the matter is frivolous or vexatious.

Part 2 – Internal Review of council actions

270: Procedures of review of decisions and requests for services

- (4) A council, or a person assigned to consider the application, may refuse to consider an application for review if –
 - b) it appears that the application is frivolous or vexatious.

Local Government Act 1989 (VIC)

81C: Dismissal of application

- A councillor conduct panel may dismiss an application made by a Councillor or group of Councillors under section 81B at any time is –
- a) the application is frivolous, vexatious, misconceived or lacking in substance.

81Q Review by VCAT

- 3) A person is not entitled to apply for review of a decision made by a Councillor Conduct Panel to –

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- a) dismiss the application because it is frivolous, vexatious, misconceived or lacking in substance.

Local Government Act 2008 (NT)

81. Procedure of disciplinary committee

- (1) A disciplinary committee to which a complaint is referred under this Division may summarily reject a complaint if it appears to the committee that:
 - (a) the complaint would more appropriately form the subject matter of a criminal charge; or
 - (b) the complaint is frivolous, vexatious or lacking in substance.

94. Inquiries by Tribunal

- (1) The Tribunal must inquire into the matters raised in an application.
- (2) However:
 - (a) the Tribunal may, if it considers an application frivolous, vexatious, or lacking in substance, dismiss the application without further inquiry; and
 - (b) the Tribunal cannot inquire into the correctness of an electoral roll.

229. Consideration of application by administrative review committee

- (1) The CEO must, on receiving an application for review, refer the application to a committee established by the council for inquiring into such applications (an ***administrative review committee***).
- (2) The administrative review committee may summarily reject an application for review if satisfied that the application is frivolous, vexatious or lacking in substance.

28ZB. Dismissal of code of conduct complaint on initial assessment

- (1) The chairperson of the Code of Conduct Panel, on an initial assessment, may dismiss the code of conduct complaint, or part of it, if he or she considers that –
 - (a) the complaint or part is frivolous or vexatious; or
 - (b) the complaint or part does not substantially relate to a contravention of the code of conduct of the relevant council; or
 - (c) the complainant has made the complaint or part in contravention of –
 - (i) a determination of the chairperson made under [subsection \(2\)](#) ; or

(ii) a determination of the Code of Conduct Panel made under [section 28ZI\(3\)](#) .

(2) If the chairperson of the Code of Conduct Panel dismisses the code of conduct complaint or part of it on the basis that it is frivolous or vexatious, the chairperson, in the notice provided under [section 28ZA\(3\)](#) , may direct the complainant not to make a further complaint in relation to the same matter unless the complainant provides substantive new information in the further complaint.

339E. Complaints against non-compliance or offence

(5) Without limiting the power of the Director under [subsection \(4\)](#) to determine the procedure for handling complaints, the Director may dismiss a complaint at any time after receiving it if the Director considers that the complaint is frivolous or vexatious.