

1. CONSENT ORDER DELEGATIONS

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Corporate Plan Output: Legal Advice	

At its meeting on 22 June 2000 the Council considered a report in relation to delegations to the Resource Management Committee authorising consent orders in relation to references on the City Plan.

In drafting that report I had overlooked the fact that the Council had, by resolutions in June 1999 and February 2000, authorised named Council officers and a Subcommittee of the Resource Management Committee to approve such consent orders.

To avoid any difficulty arising out of these resolutions I advise that the Council pass the recommendation set out below which will incorporate all three resolutions, so that the powers of the officers and the Subcommittee are explicit.

- Recommendation:**
1. That the Council rescind its resolutions of 24 June 1999, 24 February 2000 and 25 May 2000 in relation to delegations regarding consent orders on City Plan references.
 2. That any two or more officers who for the time being, hold any of the following positions be authorised to jointly consider and resolve by consent order any reference to the Environment Court against a decision of the Council on submissions to the Proposed City Plan where the reference relates to an alteration of minor effect or a correction of a minor error.

Authorised positions:

Team Leader – City Plan

Senior Planner – City Plan

Senior Planner – Planning Policy

Senior Planner – Conservation Planning

Planner – Planning Policy (Project Team Leader–Business)

3. That a subcommittee of the Resource Management Committee comprising not less than three of its members shall be authorised to:

- (a) Consider and resolve any consent orders requested in respect of any proceedings before the Environment Court regarding any reference on the Proposed City Plan, with the exception of those matters in paragraph 2 above; and
- (b) Authorise counsel and Council witnesses to call evidence in support of a compromise position or positions in the alternative for the purpose of endeavouring to agree with the parties in terms of a consent order in respect of any proceedings before the Environment Court arising out of the Council's decisions on the City Plan.