

6. MEMORANDUM OF UNDERSTANDING BETWEEN CHRISTCHURCH CITY COUNCIL AND BANKS PENINSULA DISTRICT COUNCIL

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PURPOSE OF REPORT

1. The purpose of this report is to suggest the development of a Memorandum of Understanding to capture the intentions of the Christchurch City Council in terms of undertakings it agrees to make in respect of service commitments to the residents of the current Banks Peninsula District which are not covered by the jurisdiction of the scheme put forward in terms of the Local Government Commission.

EXECUTIVE SUMMARY

2. The timeframe set by the Local Government Commission proposes the abolition of the Banks Peninsula District Council within four months of the poll taking place. The timeframe is also part way through a financial year and some legal obligations may not be able to be undertaken or completed by current Banks Peninsula District Council staff in the required timeframe. There may also be items where the residents of BPDC require some clarity of the CCC's intentions for the future. Three items have initially been identified as falling within these categories:
 - (i) Long Term Council Community Plan 2006-2016, planning for joint LTCCP and revision.
 - (ii) Application of accreditation under the Building Act 2004 to be filed by 31 May 2006.
 - (iii) Adoption of an earthquake-prone, insanitary and dangerous buildings policy under the Building Act 2004 by 31 May 2006 (through the special consultative procedure).

PROPOSAL

3. It is proposed that the process by which these are captured is a Memorandum of Understanding, which is not a legally binding document but does record the intentions of the CCC and will provide assurances to the Banks Peninsula residents.
4. Reports on each issue to be covered in the Memorandum of Understanding will be put to the joint committee for approval.

STAFF RECOMMENDATION

it is proposed that the joint committee at this point in time agree that a Memorandum of Understanding be established.