

4. DRAFT NEW CONSTITUTING AGREEMENT AND PROPOSED MEMBERSHIP OF CANTERBURY REGIONAL COUNCIL

Mr John Buchan of Buddle Findlay, Solicitors was in attendance for this item.

Further to a Subcommittee decision on 11 July 2005, the Subcommittee considered a report setting out a proposed new draft Constituting Agreement (the Agreement) for the Canterbury Joint Standing Committee (CJSC) and also the matter of the proposed membership of the Canterbury Regional Council.

The report noted that owing to changes in the Local Government Act 2002, the CJSC's Constituting Agreement needed to be revised along with the concurrent proposal for ECan to be invited to join the CJSC.

Draft new Agreements had therefore been prepared for consideration which, upon adoption, would result in the existing dual structure of CJCS and CWSC (Canterbury Waste Subcommittee) being replaced with two separate joint committees, the Canterbury Waste Joint Committee (CWJC) and the Canterbury Regional Landfill Joint Committee.

The new Canterbury Waste Joint Committee would continue as before to advance regional waste minimisation initiative in all ten territorial authority areas of Canterbury plus the proposal to invite ECan to become a participating Council for regional waste minimization purposes.

The new Canterbury Regional Landfill Joint Committee would be the conduit by which only the six territorial authorities that are shareholders in Transwaste Canterbury Ltd for disposal at Kate Valley Landfill (Christchurch City and the District Councils for Banks Peninsula, Ashburton, Selwyn, Waimakariri and Hurunui) operate together on landfill issues.

This structure accords with the proposal made by ECan in its letter to the Subcommittee.

In practice there would be little difference to the current working of the Subcommittee as the two separate joint committees would meet consecutively on the same day. An advantage of establishing two separate joint committees is that it would provide transparency with respect to the separate activities.

The Subcommittee also supported an invitation being extended to the Waitaki District Council to join the proposed Canterbury Waste Joint Committee.

The Subcommittee **resolved** that member councils be requested to endorse:

- (a) The adoption of the submitted draft new constituting agreements for two separate joint committees, the Canterbury Waste Joint Committee and the Canterbury Regional Landfill Joint Committee.
- (b) Extending a formal invitation to the Canterbury Regional Council to consider the approved version of the new draft constituting agreement as a basis for possible future membership.
- (c) Extending a formal invitation to the Waitaki District Council to join the Canterbury Waste Joint Committee upon its formation.