

5. CENTRAL PLAINS WATER TRUST ISSUES



General Manager responsible:	General Manager Regulation and Democracy Services, DDI 941-8549
Officer responsible:	General Manager Regulation and Democracy Services
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PURPOSE OF REPORT

1. The purpose of this report is to:
 - (a) Receive the Annual Report of the Central Plains Waters Trust for the year ending 30 June 2007.
 - (b) Receive the Trust Financial Statement for the half year ending 31 December 2007.
 - (c) Receive the report by the Chair of the Trust for the quarter ending 31 December 2007.
 - (d) Receive the report by the Chair of the Trust for the quarter ending 31 March 2008.
 - (e) Receive the Trustees Draft Statement of Intent for the 2008/09 year.

FINANCIAL IMPLICATIONS

2. There are no financial implications regarding (a)-(e) above.

Do the Recommendations of this Report Align with 2006-16 LTCCP budgets?

3. Yes.

LEGAL CONSIDERATIONS

4. There are no new legal considerations regarding (a)-(e) above.

Have you considered the legal implications of the issue under consideration?

5. Yes.

ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS

6. Yes.

Do the recommendations of this report support a level of service or project in the 2006-16 LTCCP?

7. N/A

ALIGNMENT WITH STRATEGIES

8. No specific strategies involved.

Do the recommendations align with the Council's strategies?

9. Yes.

CONSULTATION FULFILMENT

10. This is a report where the Central Plains Water Trust is reporting back to the Christchurch City Council as one of the settlors of the trust. There is no requirement to consult the public with regards to the recommendations to the Council in this report.

STAFF RECOMMENDATION

It is recommended that the Council:

- (a) Receive the Trust's Annual Report for the year ending 30 June 2007.
- (b) Receive the Trust's Financial Statements for the half year ending 31 December 2007.
- (c) Receive the report by the Chair of the Trust for the quarter ending 31 December 2007.
- (d) Receive the report by the Chair of the Trust for the quarter ending 31 March 2008.
- (e) Receive the Trustees Draft Statement of Intent for the 2008/09 year and consider whether or not to make comments on that Draft Statement of Intent.

BACKGROUND

Trust Annual Report

11. A copy of the Trust's Annual Report for the year ending 31 June 2007 is **attached** as Attachment A.

Financial Statements for the half year ending 31 December 2007

12. A copy of the Trust's Financial Statements for the half year ending 31 December 2007 is **attached** as Attachment B.

Chairs report for the quarter ending 31 December 2007

13. A copy of the Chair's report for the quarter ending 31 December 2007 (Attachment C) and quarter ending 31 March 2008 (Attachment D) are **attached**.

Draft Statement of Intent for the 2008/09 year

14. A copy of the Draft Statement of Intent for the year 2008/09 is **attached** as Attachment E. Additions from the current 2007/08 Statement of Intent are underlined.

15. With regard to the 2007/08 SOI, at its meeting on 4 October 2007 the Council had passed the following resolutions in commenting on the SOI. Those resolutions were:

(c) *To make the following comments to the Trust on the draft 2008 Statement of Intent.*

- (i) *That in the implementation of Objective 3 the Trust promotes a good balance between diverse farming activities including agricultural and horticultural activities.*
- (ii) *That in respect to the other performance measures, on page 6 of the draft SOI, the achievement indicator be amended from "Consents obtained" to read "Consents and all necessary reports obtained".*
- (iii) *That CPWT will ensure the application of "a no surprises" policy whereby early notice will be given to the Selwyn District Council and the Christchurch City Council of issues that arise requiring the consent of the two Councils.*
- (iv) *In respect to "Other information to meet the needs of the Councils" on page 7 of the SOI that the following additions be made:*
 - *CPWT will meet quarterly with the Christchurch City Council to discuss any questions that may arise.*
 - *CPWT and Selwyn District Council will meet at least six monthly with the Christchurch City Council to discuss the Trust's activities.*

16. The Trustees have incorporated resolutions (ii) and (iii) into this year's SOI. (iv) has been scheduled. The Trustees advise that the reference in resolution (i) to "*That in the implementation of Objective 3 the Trust promote a good balance between diverse farming activities including agricultural and horticultural activities*" has not been included in the draft 2008/09 SOI for technical reasons relating to discussions the Trust has had with the Charities Commission.

17. The Local Government Act provides that the Council, as one of the settlors to the Trust, has an opportunity to make comments on the draft Statement of Intent to the Trustees.

18. The Trustees are then required to consider those Council comments before completing the final version of the Statement of Intent and to deliver it to the Council by 30 June 2008.

19. If the Council does not wish to make any comments on the draft 2008/09 Statement of Intent then it could resolve:

The Central Plains Water Trust be advised that the Council has no comments to make on its 2008/09 Statement of Intent.