

25. **DUAL MEMBERSHIP OF COMMUNITY BOARDS AND TERRITORIAL AUTHORITIES**

Officer responsible Community Advocate	Author John Shanks, Board Secretary
Corporate Plan Output: N/A	

The purpose of this report is to seek comment from the Board on whether it supports the principles outlined in a proposed Private Member's Bill to Parliament or not.

Mr Ian Revell, MP, is proposing to promote a Private Member's Bill which would provide that a person cannot be both a councillor and an elected community board member and that where a person who stands for both positions is elected to both, that person is deemed to have been elected as a councillor. The next highest polling community board member who has not been elected to the Council would be declared elected to the community board.

At the present time the law states that if a person is elected to both positions, they can take up those positions on the Council and the community board.

Apparently Mr Revell's concern arises from the fact that with some community boards in the North Island, persons who are elected as both a councillor and a community board member are in a majority on the board.

Attached to the memorandum on this matter from the Legal Services Manager is a letter dated 12 March 1999 from the Department of Internal Affairs to the Minister of Local Government which sets out the problem which it is intended to solve by this Private Member's Bill. It is understood that the Auckland City Council has given its support to the proposed Private Member's Bill.

At this time Mr Revell has not sought to introduce the Bill into Parliament.

At its meeting on 24 June 1999 the Council considered a recommendation from the Shirley/Papanui Community Board that the Council support a Private Member's Bill in respect of dual membership of community boards and territorial authorities.

The Council declined to adopt this recommendation and referred the matter for consideration by the Strategy and Resources Committee.

The comments of the Board on this proposal are requested, indicating whether or not the Board supports the principles outlined in the Bill, so that the comments can be considered by the Strategy and Resources Committee on 16 August 1999.

Chairman's Recommendation: For discussion.