



#### 4. HEARING OF SUBMISSIONS ON PROPOSED GAMING VENUE AND TAB POLICY

<b>General Manager responsible:</b>	General Manager Regulation and Democracy Services DDI 941-8549
<b>Officer responsible:</b>	Secretariat Manager
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##### PURPOSE OF REPORT

1. The purpose of this report is to request the Council to pass a resolution appointing a hearings panel for the purpose of hearing the submissions on the Proposed Gaming Venue and TAB Policy.

##### EXECUTIVE SUMMARY

2. At its meeting on 25 May 2006 the Council resolved:  
  
*"That the Council consider and where necessary hear any submissions on the Proposed Gaming Venue and TAB Policy 2006."*
3. In accordance with this resolution, arrangements were made for Council meetings for the purpose of hearing the submissions to be held at 9am daily on each of the following dates:  
  
Friday 22 September 2006  
Monday 25 September 2006  
Monday 2 October 2006
4. It has now become apparent that owing to other commitments by some Councillors, there will be some periods during each of the foregoing days when a quorum will not be present.
5. It will therefore be necessary for the Council to rescind the resolution adopted on 25 May 2006 requiring the submissions to be heard by the full Council, and instead appoint a hearings panel for this purpose.
6. The Council's Standing Orders require at least two clear days notice to be given of a proposal to revoke or alter all or part of any previous resolution passed by the Council. As it is not possible for such notice to be given in this instance, it will be necessary for the Council to adopt a resolution to temporarily suspend Standing Orders, to enable a decision to be reached at the present Council meeting regarding the revocation of the resolution adopted by the Council on 25 May 2006.
7. The Council is therefore requested to consider the adoption of the resolutions set out in the staff recommendations.

##### FINANCIAL AND LEGAL CONSIDERATIONS

8. There are no financial implications. Standing Order 1.4 (which reflects clause 27(4) of Schedule 7 of the Local Government Act 2002) provides that *"a local authority or committee may temporarily suspend Standing Orders during a meeting by a vote of not less than 75% of the members present and voting, and the reason for the suspension must be stated in the resolution of suspension"*.

## STAFF RECOMMENDATIONS

It is recommended:

- (a) That the Council resolve by the necessary 75% of the members present and voting to temporarily suspend those provisions of the Council's Standing Orders relating to the revocation or alteration of resolutions, for the reason that such suspension is necessary to enable the Council to appoint a hearings panel for the purpose of hearing the submissions on the Proposed Gaming Venue and TAB Policy, and reporting to the Council thereon.
- (b) That, following the suspension of Standing Orders, the Council consider and if thought fit adopt the following resolution:
  - "1. That the following resolution adopted by the Council at its meeting on 25 May 2006 be revoked:*  
  
*'That the Council consider and where necessary hear any submissions on the Proposed Gaming Venue and TAB Policy 2006.'*
  - 2. That the Council appoint a hearings panel (comprising Councillors to be named at the meeting) for the purpose of hearing the submissions, and reporting to the Council thereon."*