

## 23. NOTICES OF MOTION (Cont'd)

To consider the following motions, notice of which has been given by Councillor Williams, pursuant to Standing Order 3. 10. 1.

### 23.1 That the Council:

1. (a) Note that in the recent decision to appoint Commissioners to replace the ECan Council the Ministers for the Environment and for Local Government stated that the city and district councils agreed that the 'Government's intervention was required to address the important issue of water management in Canterbury' and 'requested a rapid response on the grounds that it is important to minimise disruption and uncertainty, first and foremost to the staff of Environment Canterbury but also to the community'.
- (b) Note that the Christchurch City Council has not debated these matters or arrived at a view on these matters and that therefore the Minister's statement is not applicable in the case of the Christchurch City Council.
- (c) Resolve to write to the Ministers informing them of this.
2. (a) Note that *Canterbury Local Authorities Triennial Agreement* has a 'no surprises' policy whereby early notice will be given of potential disagreements between local authorities.
- (b) Note that when the Canterbury Mayors wrote their letter dated 19 September 2009 to the Minister of Local Government that the chair of ECan was not give a copy of the letter.
- (c) Note that this appears to be a breach of the Triennial Agreement by the Mayors toward another equal member of the Canterbury Mayoral Forum.

### 23.2 That the Council resolves:

1. That under Clause 21 of the *Environment Canterbury (Temporary Commissioners and Improved Water Management) Act* when the commissioners appointed to ECan seek advice from the Mayor of Christchurch the Mayor supplies such advice only when there is a Christchurch City Council resolution supporting such.
2. That the Council review the *Canterbury Local Authorities Triennial Agreement and Canterbury Mayoral Forum Charter of Purpose* to ensure they are adequate in the new circumstances.

**Note:** *Environment Canterbury (Temporary Commissioners and Improved Water Management) Act* Clause 21 states:

**Commissioners must establish advice process.**

The commissioners must as soon as practicable establish a process for seeking advice from the mayors of the territorial authorities in the Canterbury region on local issues that affect the exercise of the powers, and the performance of the functions, of ECan.