24. RESOLUTION TO EXCLUDE THE PUBLIC (Cont'd)

Attached.

THURSDAY 25 AUGUST 2011

COUNCIL

RESOLUTION TO EXCLUDE THE PUBLIC

Section 48, Local Government Official Information and Meetings Act 1987.

I move that the public be excluded from the following parts of the proceedings of this meeting, namely items 25 and 26.

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

	GENERAL SUBJECT OF EACH MATTER TO BE CONSIDERED	REASON FOR PASSING THIS RESOLUTION IN RELATION TO EACH MATTER	GROUND(S) UNDER SECTION 48(1) FOR THE PASSING OF THIS RESOLUTION
25.	Confirmation of Minutes - Council Meeting of 28.7.2011	) GOOD REASON TO	
26.	Appointment of Director to the Board of Lyttelton Port Company (LPC)	) WITHHOLD EXISTS) UNDER SECTION 7	section 48(1)(a)

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public are as follows:

ITEM	REASON UNDER ACT	SECTION	PLAIN ENGLISH REASON	WHEN REPORT CAN BE RELEASED
25.	Commercial activities	7(2)(h)		
25.	Right of appeal	48(2)(a)	To enable Council to consider legal and technical advice (in making a decision), on matters which are subject to appeal in the Environment Court, in a manner that does not prejudice any party, and to ensure that applicants and submitters are communicated any decision ahead of the general public.	Full report upon submitters being advised
25.	Conduct of negotiations	7(2)(i)	To enable Council to reach a position before discussing with other parties.	After discussions concluded and decisions made
25.	Protection of privacy of natural persons	7(2)(a)	It is a confidential report, until approved by Council, as it relates to the privacy of an individual.	Full report once Council makes a recommendation
26.	Protection of privacy of natural persons	7(2)(a)	This is a confidential report relating to the appointment of an individual to a position. Until the appointment is approved it is reasonable for the name of the proposed person to be kept confidential as it could damage their reputation and personal privacy if the Council chooses to not approve the appointment for some reason.	The information included in the report can be made public immediately following advice to the individual that the appointment has been approved.

Chairman's Recommendation: That the foregoing motion be adopted.

Note

Section 48(4) of the Local Government Official Information and Meetings Act 1987 provides as follows:

"(4) Every resolution to exclude the public shall be put at a time when the meeting is open to the public, and the text of that resolution (or copies thereof):

(a) Shall be available to any member of the public who is present; and
(b) Shall form part of the minutes of the local authority."