

## 21. RICCARTON BUSH TRUST – APPOINTMENT OF BOARD MEMBER



<b>General Manager responsible:</b>	General Manager Regulation & Democracy, DDI 941-8462
<b>Officer responsible:</b>	Legal Services Unit Manager
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### PURPOSE OF REPORT

1. The purpose of this report is to recommend the appointment of a Council representative to the board of the Riccarton Bush Trust.

### EXECUTIVE SUMMARY

2. Under the Riccarton Bush Amendment Act 1947 the Council is entitled to appoint six members of the Riccarton Bush Trust Board.
3. The current Council representatives on the Riccarton Trust Board are:

Councillor Chen  
Bob Shearing  
Mike Mora  
Ishwar Ganda  
Tony Gemmill  
Pam Wilson

4. Pam Wilson's term of office expired on 20 April 2011 and the Trust Chair, Charles Deans, has indicated that she is available for re-appointment and that he supports that re-appointment. Mrs Wilson was previously a Heritage Adviser with the New Zealand Historic Places Trust.

### FINANCIAL IMPLICATIONS

5. There are no financial implications arising for the Council from the proposed appointment.

### Do the Recommendations of this Report Align with 2009-19 LTCCP budgets?

6. Not applicable

### LEGAL CONSIDERATIONS

7. The Riccarton Bush Amendment Act 1947 currently provides that the Council is entitled to appoint six of the ten members of the Riccarton Bush Trust.
8. The term of appointment of board members appointed by the Council varies according to the individual appointed. Currently, all board members are appointed for five years. However, if an elected member (councillor or community board member) is appointed to the board their term of office is five years, or for so long as they remain an elected member, whichever is the lesser.
9. The Council and the Board are presently engaged in the process of seeking an amendment to the statutory provisions which govern the Riccarton Bush Trust. If the proposed Riccarton Bush Amendment Bill is passed into law by Parliament the number of Council representatives on the Board will reduce from 6 out of 10 to 5 out of 9. In addition the composition of the Council representatives will change from the current simple requirement to appoint 6 persons generally, who may or may not be elected members, to a requirement to appoint 5 persons, 2 of whom must be community board members from the community in which Riccarton House is situated or from a community immediately adjacent to that in which Riccarton Bush is located. When the Bill is passed into law it is expected that the term of office of the Council's existing appointees to the Board, including the person appointed by the Council on the recommendation contained in this report, will end and that it will be necessary for the Council to make fresh appointments to the Board at that time.
10. Given the uncertainty of when the Bill will be passed into law the Board's preference is that the board position vacated by Pam Wilson be filled in the interim in accordance with the existing statutory arrangements.

**21 Cont'd**

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

11. Yes, see above.

**ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS**

12. Not applicable

**Do the recommendations of this report support a level of service or project in the 2009-19 LTCCP?**

13. Not applicable

**ALIGNMENT WITH STRATEGIES**

14. Yes

**Do the recommendations align with the Council's strategies?**

15. Yes

**CONSULTATION FULFILMENT**

16. The Riccarton Bush Trust Board has been consulted through the Board Chair, Charles Deans.

**STAFF RECOMMENDATION**

It is recommended that the Council resolves to appoint Pam Wilson to be a board member of the Riccarton Bush Trust.