

THURSDAY 13 OCTOBER 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 37 and 38.

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
37.	Report of a Meeting of the Hagley/Ferrymead Community Board: Meeting of 14 September 2011)))) GOOD REASON TO	
38.	Settling Appeal Against Term of Resource Consents for Governors Bay and Diamond Harbour Wastewater Treatment and Discharge) 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
37.	Prejudice Commercial Position	7(2)(b)(ii)	Publishing the financial information could influence the price the Council may receive for the property.	Until the sale is confirmed the financial details cannot be released.
38.	Maintain Legal professional privilege	7(2)(g)	Legal advice on Environment Court appeal.	Depending on the outcome of the appeal.

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.”