



THURSDAY 28 JUNE 2012

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 16, 17, 18, 19 and 21, and that the Crown Observer, Kerry Marshall, be permitted to remain in the room for the consideration of these items.

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
16.	Confirmation of Minutes - Council Meetings of 24 May 2012 and 15 June 2012)))	
17.	Report of a Meeting of the Regulatory and Planning Committee – Meeting of 30 May 2012))	
18.	Supply of Physical Records/Archives Management Contract) GOOD REASON TO) WITHHOLD EXISTS) UNDER SECTION 7	SECTION 48(1)(a)
19.	Proposed Banks Peninsula District Plan – Variation 8: Financial Contributions)))	
20.	Central Plains Joint Committee))	

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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
16.	Prejudice commercial position	7(2)(b)(ii)	Need to discuss a range of options with potential impact on commercial position	Following June Council Meeting
16.	Protect the privacy of natural persons	7(2)(a) LGOIMA	The report refers to the remuneration of a named individual.	
16.	Prejudice commercial position	7(2)(b)(1)	Tuohy Associates are in the process of confidential negotiations with sponsors, public scrutiny of their position will severely disadvantage them and potentially jeopardise these negotiations. Other Cities/venues may wish to secure this event, public notification of Councils consideration may undermine Christchurch's current competitive advantage.	Upon execution of signed contract with Tuohy Associates or immediately if recommendations not supported.
16.	Commercial activities	7(2)(h)	Withholding the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities.	
16.	Official Information Act (1982)	9(2)(b)(ii)	Commercially sensitive information during RFP process	
16.	Commercial Activities	7(2)(h)	Contains confidential settlement details	
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16.	Protect the privacy of natural persons, including that of deceased natural persons.	7(2)(a)	The names of nominees are contained in the attachment to the report. At this stage, no permission has been sought from nominees to have their names published. This does not happen until the Community Board accepts the nomination and the nominees then confirm in writing, their acceptance of the award.	30 June 2012
16.	Protect the privacy of natural persons.	7(2)(a)	The names of nominees are contained in the attachment to the report. At this stage, no permission has been sought from nominees to have their names published. This does not happen until the Community Board accepts the nomination and the nominees then confirm in writing, their acceptance of the award.	30 June 2012
16.	Protection of privacy of natural persons.	7(2)(a)	To enable the Board to consider the nominations received for Community Service Awards.	When the Board has considered nominations and the nominators have been informed of the decision.
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ITEM	REASON UNDER ACT	SECTION	PLAIN ENGLISH REASON	WHEN REPORT CAN BE RELEASED
16.	Protection of privacy of natural persons	7(2)(a)	To enable the Board to consider the nominations received for Community Service Awards.	When the Board has considered nominations and the nominators have been informed of the decision.
17.	Conduct of negotiations	7(2)(i)	To enable the council to discuss information regarding Commercially sensitive contract	
18.	Official Information Act (1982)	9(2)(b)(ii)	Commercially sensitive information during RFP process	Never
19.	To enable the Council to deliberate in private on a recommendation where a right of appeal to a Court against the Council's decision exists.	48(1)(d) and 48(2)(a)(i)	To enable the Council to consider its Panel's report in private without influence from the media or any party to the proceedings. To enable the Council to notify its decision to the parties to the Variation before the matter is reported in the media.	The report can be released following the period in which parties to the proceedings will receive notification of the Council's decision in the ordinary course of the post.
20.	To enable the Council to carry on, without prejudice or disadvantage, negotiations with regard to the granting of consents for the Central Plains Water Irrigation Scheme (CBW)	7(2)(i)	Ngai Tahu and other parties (including the Council) have been negotiation the settlement of appeals lodged against the granting of consents. These have yet to be completed.	When the negotiations are completed, all appeals are settled and the consents granted are confirmed.

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.”