

**MINUTES OF WESTERN BAY OF PLENTY DISTRICT COUNCIL  
COUNCIL MEETING NO. C21-13  
HELD IN THE COUNCIL CHAMBERS, BARKES CORNER, TAURANGA  
AND VIA ZOOM (AUDIO / VISUAL LINK) UNDER COVID-19 LEVEL 2  
AND LIVESTREAMED ON THURSDAY, 4 NOVEMBER 2021, AT 9.30AM**

## 1 PRESENT

Mayor G Webber (Chairperson), Deputy Mayor J Scrimgeour, Cr G Dally, Cr M Dean, Cr J Denyer, Cr M Grainger, Cr M Gray, Cr K Marsh, Cr M Murray-Benge, Cr A Sole and Cr D Thwaites.

## 2 IN ATTENDANCE

J Holyoake (Chief Executive Officer), G Allis (Deputy CEO/Group Manager Infrastructure Services), R Davie (Group Manager Policy Planning and Regulatory Services), J Pedersen (Group Manager People and Customer Services), K Perumal (Group Manager Finance and Technology Services), E Watton (Policy and Planning Manager), D Pearce (Community Manager), D Jensen (Finance Manager), G Payne (Strategic Advisor), T Rutherford (Policy Analyst), P Osborne (Senior Governance Advisor), H Wi Repa (Governance Technical Support), J Osborne (Governance Support Administrator) and C Irvin (Senior Governance Advisor).

### OTHERS IN ATTENDANCE

One Member of the Press  
Bay of Plenty Times

Tourism Bay of Plenty  
O Nathan (Tourism Bay of Plenty General Manager)  
L Cooney (Chairperson)

## 3 APOLOGIES

### APOLOGY

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#### RESOLUTION C21-13.1

Moved: Cr M Grainger  
Seconded: Cr M Dean

That the apology for absence from Cr Henry and lateness from Cr Dally be accepted.

**CARRIED**

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9:35am Cr Dally entered the meeting.

## 4 CONSIDERATION OF LATE ITEMS

The Chairperson advised there was one late item for Council to consider for inclusion in the open section of the agenda, being report: 'Three Waters Reform – Government Decision to Legislate and Next Steps'

The reason that this item was not included on the agenda was that, after the publication of the C21-13 Agenda, the Government announced it would be mandating the Three Waters Reform. The report could not be delayed to the next scheduled Council meeting because it was necessary to provide Elected Members with an update as soon as possible.

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**LATE ITEM**

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**RESOLUTION C21-13.2**

Moved: Mayor G Webber

Seconded: Deputy Mayor J Scrimgeour

That, in accordance with Section 46A (7) of the Local Government Official Information and Meetings Act, the following item be considered as a late item of open business:

- 'Three Waters Reform – Government Decision to Legislate and Next Steps'

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**CARRIED**

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**5 DECLARATIONS OF INTEREST**

Nil

**6 PUBLIC EXCLUDED ITEMS**

Nil

**7 PUBLIC FORUM****PUBLIC FORUM ADJOURN MEETING**

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**RESOLUTION C21-13.3**

Moved: Deputy Mayor J Scrimgeour

Seconded: Cr A Sole

That the meeting adjourn for the purpose of holding a public forum.

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**CARRIED**

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**A. Helen Timmers and Heather Wills – Tanners Point Residents**

- Helen Timmers was in attendance to talk about the Tanners Point occupation, on behalf of Tanners Point ratepayers.
- It was appreciated that Council needed to manage the occupation appropriately and the complexity of the situation was acknowledged.
- Residents were seeking Council's attention to escalate the matter, not only so that local residents and Hapu could use the Reserve but because it had now become a matter of health and safety.
- A fire broke out at the residence on the Reserve on the evening of Thursday, 14 October 2021. Thankfully no one was harmed. This was deeply concerning to Tanners Point residents.
- This had become a very frustrating situation for the ratepayers/residents of Tanners Point.
- Tanners Point residents had spoken with the Chief Executive Officer who had informed them he was trying to remedy the situation.

Helen Timmers responded to questions as follows:

- 79 people had signed papers in opposition to the occupation in the last half year. Houses were being sold and new residents were asking what was happening about the situation.

- Residents wanted to use the Reserve for a place where the community could gather. They would like a community hall at the Reserve, with other infrastructure in place for various activities. The Community was prepared to fund raise to achieve this.

Mayor Webber assured Tanners Point residents that Council was doing everything in its power, within the law, to remedy the situation.

#### **B. Esther Kirk and Leanne Armstrong – Pukehina Ratepayers and Residents Association Inc (PRRA)**

- Esther Kirk (Secretary, PRRA) began with an introduction in Te Reo Maori.
- The PRRA put in a submission to Council's Long-Term Plan (LTP) in 2020 regarding consultation with the community on the Pukehina Development Rate (PDR), which was accepted by Council in its LTP.
- The PDR had been set up over 20 years ago with the original intention and purpose to subsidise water connection fees.
- The PRRA had received correspondence on 15 October 2021 regarding concerns and emerging issues around the right timing for community consultation, whether it would raise community expectations, and also referencing the uncertainty around Central Government's Three Waters Reform and the National Policy Statement around Fresh Water Reforms.
- The PRRA wished to express their thanks to Council for the information provided to them – there was obviously a lot happening in the Reform space at the moment.
- However, they believed the timing was right for consultation about the PDR, and would like to be heard so details could be discussed going forward.
- There had been many discussions about the PDR over the years, with no definitive outcomes for the community. In this regard – formal consultation would be very welcome.
- Regarding Recommendation 3, Option A of the LTP – the PRRA asked Council to consult on whether the community thought the purpose of the PDR should be changed, whether using the accumulated funds for other infrastructure projects should be considered, and whether or not the PDR should be discontinued and used for another purpose in the community.
- The PRRA accepted and understood Council's concerns raised regarding the uncertainties in the Reform space and agreed the timing was not right to look at a change in the purpose for the accumulated funds.
- However, the PRRA would like Council to proceed with consultation with a specific focus, namely, the Three Waters Reform. In particular, the uncertainties and the potential impacts on the PDR, whether the community would be required to hand over this fund to the new Three Waters entity, what would this look like going forward if it was to be transferred, what input the community would have, and what consultation would look like with the community.
- The PRRA would like Council to take this out for consultation with the community, focusing on three things in particular: 1) whether to continue with the collection of the rate with its current purpose, 2) whether to cease the collection of the rate altogether, or, 3) whether to continue with the collection of the rate, but for a different purpose.
- There was a suggestion that the rate could be used as a community fund for development projects.
- Consultation timing: At the PRRA AGM in January 2021, the Committee felt that this did not have to be done before the end of the year.
- The PRRA also asked that Council commit to writing a briefing paper (to be attached to the PDR) to the new Three Waters Entity to outline the history and development of the PDR, along with two potential actions: 1) the funds collected for the Pukehina community were only to be used for Pukehina community purposes and 2) if the Bay of Plenty Regional Council decided that sewerage reticulation did not need to go ahead in Pukehina, the funds were to be put back into the Pukehina community for consultation.
- The PRRA felt that there was a risk to delaying consultation, mainly due to the Three Waters space, and also, not knowing what would happen to the community's money.

**C. Mike Hickey – Waihi Beach Resident**

Mr Hickey commented on the following:

- He felt that more resident police were needed for the influx of people over the holiday period.
- There had been no petrol supplies at Waihi Beach for ten weeks.
- Several intersections at Waihi Beach had no road markings (i.e., 'Give Way' signs) making it quite dangerous when drivers cut corners. There was also blocked vision at intersections because people parked too close to corners.
- Local residents were annoyed with dogs roaming the beaches and polluting the streets.
- There was a traffic hazard created by the new apartments on Dillon Street.

Mr Hickey responded to questions as follows:

- The road marking issue had been brought up at the Community Board meetings.

**PUBLIC FORUM MEETING RECONVENED**

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**RESOLUTION C21-13.4**

Moved: Cr A Sole

Seconded: Cr M Murray-Benge

That the meeting reconvene in formal session.

**CARRIED**

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**CHANGE TO ORDER OF BUSINESS**

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**RESOLUTION C21-13.5**

Moved: Cr D Thwaites

Seconded: Deputy Mayor J Scrimgeour

The Chairperson requested that the next item of business be open Agenda item: 9.3 'Tourism Bay of Plenty Annual Report' in order to allow for presenters to be released from the meeting.

**CARRIED**

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**8 REPORT****8.1 TOURISM BAY OF PLENTY ANNUAL REPORT**

The Committee considered a report from the Community Manager. The Chairperson introduced Oscar Nathan (new Tourism Bay of Plenty General Manager) and Laurissa Cooney (Chairperson) who both spoke to a power point presentation summarising the following:

- Operating within COVID-19;
  - Regenerative Tourism Focus;
  - Challenging times;
  - Digital capacity;
  - Evaluating our Māori cultural tourism proposition;
  - Public relations (links);
  - Flavours of Plenty;
  - Cycleways;
  - Social media;
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- No place like home;
- Targeted locals campaign;
- Regional events fund;
- Preparing for Cruise 2.0 in 2022; and
- Sure to make you smile.

Presenters responded to questions as follows:

- The focus of the food festival was a cross-regional one. The food festival was seen as a great way to showcase the Western Bay of Plenty's 'horticultural provenance'. Outside of the food festival, TBOP wanted to showcase the provenance of the area all year round, across the region. The region could be seen as a 'food bowl' and as such, a way to attract conferences and other activities.
- Part of TBOP's strategy was to target both east and west areas of Bay of Plenty and make sure this targeting was maintained when the economy/borders opened up again.
- Essentially, the Bay of Plenty region had continued to perform well in the tourism arena and was in the top five areas in New Zealand because of the make up of the nature of visitors to the area – which was 70 to 80% domestic.
- A lot of work was being done in the Cruise Ship space. There were no cruise ships expected in New Zealand until about October 2022. 85% of global cruise ships were back in operation, and operating in a much better and safer way.

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#### **RESOLUTION C21-13.6**

Moved: Mayor G Webber

Seconded: Cr K Marsh

1. That the Community Manager's report dated 4 November titled 'Tourism Bay of Plenty Annual Report' be received.
2. That Tourism Bay of Plenty's Annual Report to 30 June 2021 be received.

**CARRIED**

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## **9 COUNCIL AND COMMITTEE MINUTES FOR CONFIRMATION**

### **9.1 MINUTES OF THE INDEPENDENT COMMISSIONER HEARING MEETING HELD ON 8 - 9 MARCH 2021**

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#### **RESOLUTION C21-13.7**

Moved: Cr J Denyer

Seconded: Cr M Grainger

That the Minutes of the Independent Commissioner Hearing Meeting held on 8 and 9 March 2021 be received.

**CARRIED**

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**9.2 MINUTES OF THE DISTRICT PLAN COMMITTEE MEETING HELD ON 23 SEPTEMBER 2021**

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**RESOLUTION C21-13.8**

Moved: Cr J Denyer  
Seconded: Cr M Grainger

That the Minutes of the District Plan Committee Meeting held on 23 September 2021 be confirmed as a true and correct record and the recommendations therein be adopted.

**CARRIED**

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**9.3 MINUTES OF THE REGULATORY HEARINGS COMMITTEE MEETING HELD ON 23 SEPTEMBER 2021**

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**RESOLUTION C21-13.9**

Moved: Cr J Denyer  
Seconded: Cr M Grainger

1. That the Minutes of the Regulatory Hearings Committee Meeting held on 23 September 2021 be confirmed as a true and correct record and the recommendations therein be adopted.
2. That the third paragraph of report 7.1: Annual Report on Dog control Policy and Practices 2020-2021', under 'Staff responded to questions as follows' be amended to reflect:
  - Otanewainuku Forest, controlled by the Department of Conservation (DOC), was not featured in prohibited dog areas, because Council's bylaw only applied to public places owned by Council, such as streets and Council reserves. DOC may choose to approach Council if there was a desire for supporting information relating to the current bylaw.

**CARRIED**

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**9.4 MINUTES OF THE COUNCIL MEETING HELD ON 23 SEPTEMBER 2021**

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**RESOLUTION C21-13.10**

Moved: Cr J Denyer  
Seconded: Cr M Grainger

1. That the Minutes of the Council Meeting held on 23 September 2021 be confirmed as a true and correct record and the recommendations therein be adopted.
2. That the following sentence be added to resolution 4 of the minutes of Report 8.1: Three Waters Reform: 'Feedback from Western Bay of Plenty District Council to Government on Reform Direction':
  - That the draft will be circulated to all Councillors for approval before the Chief Executive Officer sends it to those in recommendation three.

**CARRIED**

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**9.5 MINUTES OF THE DISTRICT PLAN COMMITTEE MEETING HELD ON 14 OCTOBER 2021**

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**RESOLUTION C21-13.11**

Moved: Cr J Denyer  
Seconded: Cr M Grainger

That the Minutes of the District Plan Committee Meeting held on 14 October 2021 be confirmed as a true and correct record and the recommendations therein be adopted.

**CARRIED**

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**9.6 MINUTES OF THE PERFORMANCE AND MONITORING COMMITTEE MEETING HELD ON 14 OCTOBER 2021**

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**RESOLUTION C21-13.12**

Moved: Cr J Denyer  
Seconded: Cr M Grainger

That the Minutes of the Performance and Monitoring Committee Meeting held on 14 October 2021 be confirmed as a true and correct record and the recommendations therein be adopted.

**CARRIED**

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**9.7 MINUTES OF THE POLICY COMMITTEE MEETING HELD ON 19 OCTOBER 2021**

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**RESOLUTION C21-13.13**

Moved: Cr J Denyer  
Seconded: Cr M Grainger

That the Minutes of the Policy Committee Meeting held on 19 October 2021 be confirmed as a true and correct record and the recommendations therein be adopted.

**CARRIED**

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**9.8 MINUTES OF THE EXTRAORDINARY COUNCIL MEETING HELD ON 19 OCTOBER 2021**

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**RESOLUTION C21-13.14**

Moved: Cr J Denyer  
Seconded: Cr M Grainger

That the Minutes of the Extraordinary Council Meeting held on 19 October 2021 be confirmed as a true and correct record and the recommendations therein be adopted.

**CARRIED**

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## 10 REPORTS

### 10.1 RECOMMENDATORY REPORT FROM PERFORMANCE AND MONITORING COMMITTEE - ESTABLISHMENT OF CCTV WORKING PARTY AND DELEGATIONS

The Committee considered a report from the Senior Governance Advisor. The report was taken as read.

#### RESOLUTION C21-13.15

Moved: Cr M Murray-Benge

Seconded: Cr A Sole

That Council:

1. Establish a CCTV Working Party comprising:
  - Katikati – Waihi Beach Ward 1 Councillor
  - Kaimai Ward 1 Councillor
  - Maketu – Te Puke Ward 1 Councillor
  - Strategic Property Manager 1 Staff Member
  - New Zealand Police 1 Representative
  
2. Delegate Authority to the CCTV Working Party to:
  - Advertise for applications to install CCTV cameras
  - Evaluate the applications against the CCTV Management Plan Criteria
  - Allocate the annual funding.

AND

3. Appoint the following Councillors to the CCTV Working Party:
  - Katikati – Waihi Beach Ward Cr Sole
  - Kaimai Ward Cr Murray-Benge
  - Maketu – Te Puke Ward Cr Gray

**CARRIED**

### 10.2 NEW ZEALAND LOCAL GOVERNMENT FUNDING AGENCY ANNUAL GENERAL MEETING - 23 NOVEMBER 2021

The Committee considered a report from the Finance Manager. The report was taken as read.

#### RESOLUTION C21-13.16

Moved: Cr J Denyer

Seconded: Cr M Dean

1. That the Finance Manager's report dated 4 November 2021 titled 'New Zealand Local Government Funding Agency Annual General Meeting – 23 November 2021' be received.



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2. That the report relates to an issue that is considered to be of low significance in terms of Council's Significance and Engagement Policy.
  3. That Council note the Local Government Funding Agency has advised that its Annual Meeting will be held on 23 November 2021 in Wellington.
  4. That Council appoints the Group Manager Finance and Technology Services to attend the Annual Meeting as the shareholder representative for Western Bay of Plenty District Council.
  5. That should the Group Manager Finance and Technology Services be unable to attend the meeting, Council appoints Craig Stobo, Local Government Funding Agency Chair, as Council's proxy in his place.
  6. That Council agrees that the proxy or alternate votes in favour of the following proposals which require ordinary shareholder resolutions:
    - a. Craig Stobo is re-elected to the Local Government Funding Agency's Board as an independent director.
    - b. Alan Adcock is elected to the Local Government Funding Agency's Board as a non-independent Director'.
    - c. Christchurch City Council is re-elected to the Shareholder's Council.
    - d. New Plymouth District Council is elected to the Shareholders' Council.
    - e. Changes to the Local Government Funding Agency Foundation Policies.
    - f. Changes to the Local Government Funding Agency Shareholders' Agreement
    - g. Changes to Director remuneration.

**CARRIED**

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### **10.3 DISTRICT PLAN COMMITTEE AND REGULATORY HEARINGS COMMITTEE QUORUMS**

The Committee considered a report from the Senior Governance Advisor. The report was taken as read.

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#### **RESOLUTION C21-13.17**

Moved: Deputy Mayor J Scrimgeour

Seconded: Cr M Murray-Benge

1. That the Senior Governance Advisor's report dated 4 November 2021 titled 'District Plan Committee and Regulatory Hearings Committee Quorums' be received.
  2. That the report relates to an issue that is considered to be of low significance in terms of Council's Significance and Engagement Policy.
  3. That, (for meetings other than Hearings), the quorum of the District Plan Committee, and the Regulatory Hearings Committee respectively, be changed from 2 members to 4 members, and the Delegations in relation to the quorum of both committees be amended accordingly.
  4. That, in the case of Hearings, when District Plan Committee Members or Regulatory Hearings Committee Members are appointed to a Hearings Panel, (either with an Independent Commissioner as Chair, or to a Panel comprised solely of Councillor Members), that the quorum shall increase to 3 members: and
  5. That the delegations of the District Plan Committee, and the Regulatory Hearings Committee be amended to note that for Hearings only, the quorum is 3 members.
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**CARRIED**

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**10.4 APPOINTMENT OF LOCAL RECOVERY MANAGER AND LOCAL CONTROLLER - WESTERN BAY OF PLENTY DISTRICT COUNCIL**

The Committee considered a report from the Operations Manager. The report was taken as read.

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**RESOLUTION C21-13.18**

Moved: Cr M Grainger

Seconded: Cr J Denyer

1. That the Operations Managers report dated 4 November 2021 titled 'Appointment of Local Recovery Manager and Local Controller - Western Bay of Plenty District Council' be received.
2. That the report relates to an issue that is considered to be of low significance in terms of Council's Significance and Engagement Policy.
3. That in accordance with the Civil Defence Emergency Management Act 2002 and the Bay of Plenty Emergency Management Group Policy for selection and appointment of Recovery Managers, Western Bay of Plenty District Council:
  - a) Recommends to the Bay of Plenty Joint Civil Defence and Emergency Management Committee that Anita Brown be appointed as Local Recovery Manager - Western Bay of Plenty District Council.
  - b) Recommends to the Bay of Plenty Joint Civil Defence and Emergency Management Committee that Scott Parker be appointed as Local Controller - Western Bay of Plenty District Council.

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**CARRIED**

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**10.5 PUKEHINA DEVELOPMENT RATE**

The Committee considered a report from the Policy Analyst. The report was taken as read.

Staff responded to questions as follows:

- It was felt it would be better to wait until a later date to be able to comment on the Three Waters Reform and the affect this could have on the Pukehina Development Rate.
  - It would ultimately be Council's decision to change the amount and purpose of the Pukehina Development Rate.
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**RESOLUTION C21-13.19**

Moved: Cr M Murray-Benge

Seconded: Cr G Dally

1. That the Policy Analyst's report dated 4 November 2021 titled 'Pukehina Development Rate' be received.
  2. That the report relates to an issue that is considered to be of medium significance in terms of Council's Significance and Engagement Policy.
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3. That Council undertake community consultation with the Pukehina community regarding the Pukehina Development Rate, alongside the Annual Plan 2022/2023.

**CARRIED**

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## LATE ITEM

### 10.6 'THREE WATERS REFORM – GOVERNMENT DECISION TO LEGISLATE AND NEXT STEPS'

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The Committee considered a late item report from the Group Manager Finance and Technology Services who, along with Mayor Webber, spoke to the report noting the following:

- The report provided an update on the Government announcement that the Three Waters Reform would be mandated.
- The three 'Reform Bills' coming out for consultation provided an opportunity for Council to advocate on behalf of the District.
- A Council project team had been set up to deal with transition planning to anticipate and respond to Government time frames and tasks.
- Engagement with wider sectors was expected to happen around late 2022.

Staff responded to questions as follows:

- 'No worse off funding' was for transition costs that Council might incur between now and July 2024. The criteria for any element of risk around what may or may not be recoverable was still to be established.
- Mayor Webber acknowledged the concerns around the Three Waters Reforms but reiterated that the current situation was unsustainable.

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## MOTION

The Mayor accepted a request for a motion from the floor. The motion was moved and seconded.

The Mayor put the following motion:

Moved: Cr Murray-Benge  
Seconded: Cr Thwaites

- That Council writes to the Prime Minister and the Minister for Local Government to express its concerns at the mandating of the Three Waters Reform.

The motion was put and declared carried.

Councillor Dean voted against the motion and requested that his vote be recorded.

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## RESOLUTION C21-13.20

Moved: Cr M Murray-Benge  
Seconded: Cr D Thwaites

That Council writes to the Prime Minister and the Minister for Local Government to express its concerns at the mandating of the Three Waters Reform.

**CARRIED**

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**11 INFORMATION FOR RECEIPT**

Nil

**12 RESOLUTION TO EXCLUDE THE PUBLIC****RESOLUTION C21-13.21**

Moved: Cr D Thwaites

Seconded: Cr M Grainger

That the public be excluded from the following parts of the proceedings of this meeting.

The general subject matter 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 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 for the passing of this resolution
<b>11.1 - Confidential Minutes of the Council Meeting held on 23 September 2021</b>	<p>s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons</p> <p>s7(2)(b)(i) - the withholding of the information is necessary to protect information where the making available of the information would disclose a trade secret</p> <p>s7(2)(b)(ii) - the withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information</p> <p>s7(2)(c)(ii) - the withholding of the information is necessary to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely otherwise to damage the public interest</p> <p>s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</p>	<p>s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7</p>

	s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	
<b>11.2 - Confidential Minutes of the Performance and Monitoring Committee Meeting held on 14 October 2021</b>	<p>s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons</p> <p>s7(2)(b)(i) - the withholding of the information is necessary to protect information where the making available of the information would disclose a trade secret</p> <p>s7(2)(b)(ii) - the withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information</p> <p>s7(2)(c)(ii) - the withholding of the information is necessary to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely otherwise to damage the public interest</p> <p>s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</p> <p>s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7
<b>11.3 - Chief Executive Officer's Report - Request for Execution of Documents under Seal of Council</b>	s7(2)(b)(ii) - the withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for

	<p>person who supplied or who is the subject of the information</p> <p>s7(2)(c)(ii) - the withholding of the information is necessary to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely otherwise to damage the public interest</p>	<p>withholding would exist under section 6 or section 7</p>
<p><b>11.4 - Appointment of independent consultant for the Chief Executive Officer Performance Review Process</b></p>	<p>s7(2)(b)(ii) - the withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information</p> <p>s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</p> <p>s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p>	<p>s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7</p>

**CARRIED**

**The Meeting closed at 11:23am.**

**The minutes of this meeting were confirmed at the Council Meeting held on 16 December 2021.**

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 Mayor G Webber  
**CHAIRPERSON / MAYOR**